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COUNCIL OF THE CITY OF PHILADELPHIA

3

STATED MEETING

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6

Thursday, May 28, 1998

11:26 a.m.

7

Room 400, City Hall

Philadelphia, Pennsylvania

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PRESENT: COUNCIL PRESIDENT JOHN F. STREET

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COUNCILWOMAN AUGUSTA A. CLARK

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COUNCILWOMAN JANNIE BLACKWELL

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COUNCILMAN DAVID COHEN

14

COUNCILWOMAN JOAN L. KRAJEWSKI

15

COUNCILWOMAN ANNA CIBOTTA VERNA

16

COUNCILMAN JAMES F. KENNEY

17

COUNCILWOMAN DONNA REED MILLER

18

COUNCILMAN MICHAEL A. NUTTER

19

COUNCILWOMAN HAPPY FERNANDEZ

20

COUNCILWOMAN MARIAN B. TASCO

21

COUNCILMAN ANGEL L. ORTIZ

22

COUNCILMAN FRANK DICICCO

23

COUNCILMAN BRIAN J. O'NEILL

24

COUNCILMAN RICHARD T. MARIANO

25

COUNCILMAN FRANK RIZZO

26

MARIE B. HAUSER, Chief Clerk

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1 STATED MEETING - OPENING AND INVOCATION

2 P R O C E E D I N G S.

3 PRESIDENT STREET: Good morning, ladies
4 and gentlemen. The Chair notes that the hour has
5 come and that a quorum is present. Council will
6 come to order. Members will take their seats,
7 visitors will retire to the seats outside the
8 rail.

9 To give our invocation this morning,
10 the Chair welcomes Reverend Darrylin P. Gordon,
11 who is the Pastor of St. Thomas United Methodist
12 Church. Reverend Gordon is here is today as a
13 guest of Councilman Mariano.

14 Members and guests will please rise.

15 REVEREND GORDON: Good morning. I'd
16 like to thank the President, the Members of
17 Council, our Councilmember Rick Mariano, those
18 members who have attended here from northeast
19 Frankford Philadelphia, and those who are here for
20 the session.

21 May we bow our heads.

22 Father God, we thank you for this day
23 and this opportunity that we can come and
24 deliberate and meet. We thank you for the
25 blessings that you have bestowed upon us for all

1 STATED MEETING - OPENING AND INVOCATION

2 these many years.

3 And, Lord, I would ask even now as this
4 group come to decide the issues of the day for the
5 people of this city, I ask, O, God, that you would
6 give the the faith of Abraham, I ask that you
7 would give them the loyalty of Esther, I ask that
8 you would give them the courage of David, that you
9 would give them the wisdom of Debra, that you
10 would give them the vision of Ezekiel, that you
11 would give them the fearlessness of John the
12 Baptist, that you would give them the love and
13 compassion for people of Jesus.

14 I ask, O, God, that you would help them
15 meditate and that you would help them decide
16 issues that would affect great and small, rich
17 poor, black and white. Bless them as they meet,
18 and guide them on the way. And we will continue
19 to give you thanks.

20 In the name of our savior, Christ
21 Jesus, we say amen.

22 ALL: Amen.

23 PRESIDENT STREET: The Chair thanks
24 Reverend Gordon for her inspiring invocation.

25 - - -

1 STATED MEETING - JOURNAL APPROVAL, LEAVES OF ABSENCE

2 PRESIDENT STREET: The next order of
3 business is the approval of the journal of the
4 meeting of Thursday, May, 14, 1998.

5 The Chair recognizes Councilwoman
6 Clark.

7 COUNCILWOMAN CLARK: Mr. President, I
8 move the adoption of the journal of May 14, 1998.

9 (Duly seconded.)

10 PRESIDENT STREET: All those in favor,
11 let it be known by saying aye.

12 Those opposed, say nay.

13 The ayes have it. The journal of the
14 meeting of Thursday, May 14, 1998 stands
15 approved.

16 - - -

17 PRESIDENT STREET: The next order of
18 business is leaves of absence.

19 The Chair recognizes Councilwoman
20 Verna.

21 COUNCILWOMAN VERNA: Thank you, Mr.
22 President. On behalf of the Majority, there are
23 no requests for leaves of absence.

24 PRESIDENT STREET: The Chair thanks
25 Councilwoman.

1 STATED MEETING - VISITOR RECOGNITION, PRESENTATIONS

2 The Chair recognizes Councilman
3 O'Neill.

4 COUNCILMAN O'NEILL: Mr. President, on
5 behalf of the Republicans, leave of absence is
6 requested for Councilman Thatcher Longstreth.

7 PRESIDENT STREET: Leave will be
8 granted. The Chair thanks the Councilman.

9 - - -

10 PRESIDENT STREET: At this time, we
11 will dispense with our regular order of business
12 to recognize visitors.

13 To all of our visitors and guests with
14 us this morning, we welcome you here and applaud
15 your interests in the civic affairs of our city,
16 and certainly invite you to come again.

17 We have two presentations today. Our
18 first presentation will honor St. Joseph's
19 Preparatory School Football Team. To make this
20 presentation, the Chair appoints Councilmembers
21 Kenney, O'Neill, and Nutter.

22 The Chair invites Coach Gil Brooks and
23 those with him to come and receive this
24 resolution.

25 COUNCILMAN KENNEY: Coach, could you

1 STATED MEETING - VISITOR RECOGNITION, PRESENTATIONS
2 come this way, Father Sauder, and Mr. Murray, the
3 Athletic Director. And members of the team,
4 please come through the middle aisle and assemble
5 here.

6 (Applause.)

7 COUNCILMAN STREET: Please proceed.

8 (Most of the proper names appearing in
9 the following text re St. Joe's preparation are
10 phonetically spelled.)

11 St. COUNCILMAN KENNEY: Thank you, Mr.
12 President.

13 This is a resolution congratulating St.
14 Joseph's Prep School's Football Team on winning
15 the 1997 Catholic League Championship on December
16 6, 1997.

17 Whereas, in the thrilling finale to a
18 great season St. Joe's Prep defeated Archbishop
19 Ryan 14 to 3 before a roaring, very shivering, and
20 very cold throng of 10,000 spectators at Northeast
21 High School the win their first Catholic League
22 Title in 20 years; and

23 Whereas the victory, the Prep's twelfth
24 of the year, was the culmination of the most
25 successful season in St. Joe's Prep storied

1 STATED MEETING - VISITOR RECOGNITION, PRESENTATIONS
2 football history; and

3 Whereas, in addition to winning the
4 Philadelphia Catholic League Title, the Prep ended
5 their campaign ranked number 1 in the City, number
6 4 in Southern Pennsylvania, and number 5 in the
7 entire region; and. . .

8 COUNCILWOMAN O'NEILL: . . . And,
9 whereas, after a disappointing 1 and 2 start, this
10 squad, under the guidance of Coach Gil Brooks,
11 Class of '75, and the leadership of senior
12 co-captains Aaron Brown, Dan Gress, Victor Hobson,
13 and Sean Kaleen, went undefeated during the
14 remainder of the season and defeated every team in
15 the Southern Division; and

16 Whereas the Prep defeated Monsignor
17 Bonner in the quarter finals. And following this
18 victory, followed this victory with a semi-final
19 win over Father Judge, a Thanksgiving Day victory
20 over LaSalle, and the championship game triumph
21 over Ryan. These three teams were ranked in the
22 top five in the City, and the best 15 in the area;
23 and

24 Whereas it took incredible focus, guts,
25 and determination, along with the support of the

1 STATED MEETING - VISITOR RECOGNITION, PRESENTATIONS
2 entire Prep community to accomplish the goal of
3 securing the Catholic League Championship. . .

4 COUNCILMAN NUTTER: And whereas eight
5 athletes were selected as First Team All Catholic,
6 with Victor Hobson being selected as MVP of the
7 Southern Division, eleven members of the team were
8 selected to participate in the League All-Star
9 Game, and four were named All City by The
10 Inquirer; and

11 Whereas the Prep is most proud of the
12 fact that eight of their senior players were name
13 as National Honor Society students, which is what
14 being a student at the Prep is all about;

15 Therefore resolved by the Council of
16 the City of Philadelphia that we congratulate the
17 1997 St. Joe's Prep Football Team on winning the
18 Catholic League Championship.

19 Resolved that an engrossed copy of this
20 resolution be presented to the St. Joseph's Prep
21 Football Team and to Coach Gil Brooks, further
22 evidencing the sincere sentiments of this
23 legislative body.

24 (Applause.)

25 PRESIDENT STREET: At this time, the

1 STATED MEETING - VISITOR RECOGNITION, PRESENTATIONS

2 Chair recognizes Coach Gil Brooks for remarks.

3 COACH BROOKS: Thank you very much, Mr.
4 Chairman.

5 It's a great honor to be here today.

6 We're very grateful that we won the Catholic
7 League Championship and we're very grateful that
8 we finished number one in the City this year.

9 As most of you know, St. Joseph's Prep
10 is part of the fabric of this great city. City
11 Council is the voice of this city, so it's a very
12 big honor for us to be here today, knowing that
13 the City has recognized and appreciates our
14 achievements.

15 We're proud of the achievements both on
16 the football field and academically. That's what
17 it's all about. And we thank you for honoring us
18 here today.

19 We also have a little something for the
20 City Councilmembers. Guys, if you'll hands those
21 out.

22 (Team members hand out St. Joe's Prep
23 jerseys to City Councilmembers.)

24 (Applause.)

25 COACH BROOKS: Those are for you to

1 STATED MEETING - VISITOR RECOGNITION, PRESENTATIONS

2 keep. And, yes, they were washed. Thank you very

3 much.

4 (Applause.)

5 PRESIDENT STREET: Council will stand

6 at ease.

7 - - -

8 PRESIDENT STREET: Our second

9 presentation recognizes the centennial of the

10 Philippine Declaration of Independence. To make

11 this presentation, the Chair appoints Councilwoman

12 Verna.

13 The Chair invites Dr. Murillo Mangubat

14 and those with him to come and receive this

15 resolution.

16 COUNCILWOMAN VERNA: Thank you, Mr.

17 President. I am delighted to present a resolution

18 which reads as follows:

19 Congratulating the centennial of the

20 Philippine Declaration of Independence.

21 Whereas 1998 marks the centennial of

22 the Philippine Declaration of Independence from

23 Spain in 1898 and the proclamation of the Malolos

24 Constitution thereby establishing the first

25 constitutional democracy in Asia; and

1 STATED MEETING - VISITOR RECOGNITION, PRESENTATIONS

2 Whereas the Philippines gave the world
3 a democratic example in the people power
4 revolution of 1986; and

5 Whereas 1998 celebrates a century of
6 friendly and mutual relationships between the
7 Philippines and the United States; and

8 Whereas the United States and the
9 Philippines fought together to defend democracy in
10 World War II and remained staunch allies. The
11 Philippine and the American peoples enjoy ties as
12 a consequence of this complex century of
13 interactions; and

14 Whereas nearly 2 million
15 Filipino-Americans, the fastest-growing population
16 among Asians enhance the quality of American life
17 and continually maintain their rich heritage,
18 culture and traditions, strong family values and
19 working ethics. They have distinguished
20 themselves in various endeavors, thus making
21 important contributions to the prosperity of the
22 State and nation.

23 Now there resolved by the Council of
24 the Philadelphia that we hereby recognize June 12,
25 1998 as the centennial of Philippine independence

1 STATED MEETING - VISITOR RECOGNITION, PRESENTATIONS
2 and the United States-Philippine friendship.

3 Resolved that an engrossed copy of this
4 resolution be presented to Dr. Murillo Mangubat,
5 President of the Filipino Executive Council of the
6 Greater Philadelphia as evidence of the sincere
7 sentiments of this legislative body.

8 Certification. This is a true and
9 correct copy of the original resolution adopted by
10 the Council of Philadelphia on the 7th day of May,
11 1998, introduced by Ann Verna for Councilman
12 President John Street and cosponsored by all
13 Members of Council.

14 Congratulations to you.

15 (Applause.)

16 PRESIDENT STREET: The Chair recognizes
17 Dr. Murillo Mangubat for remarks.

18 MR. MANGUBAT: Thank you very much,
19 Council President Street and also Councilperson
20 Miss Verna.

21 It is just proper that we celebrate our
22 100 years of independence from Spain in this
23 honorable City of Philadelphia, the birthplace of
24 freedom and independence in this country. On
25 behalf of almost 20,000 Filipinos living in the

1 STATED MEETING - VISITOR RECOGNITION, PRESENTATIONS
2 greater Philadelphia area, I'd like to extend our
3 deepest appreciation and gratitude for the City
4 Council of Philadelphia for honoring our 100 years
5 of the anniversary of independence from Spain and
6 the start of our lasting friendship.

7 I thank you very much.

8 (Applause.)

9 PRESIDENT STREET: Council will stand
10 at ease.

11 - - -

12 PRESIDENT STREET: At this time, if I
13 could have your attention, at this time, we'd like
14 to recognize the presence of one of the great
15 labor leaders of our city, Mr. Tom Cronin, who's
16 here with some of his members.

17 (Applause.)

18 PRESIDENT STREET: They have a very
19 serious labor situation that they're working on.
20 I would just like to let them know that they are
21 always welcome here, in the City Council of
22 Philadelphia.

23 We are of your situation. I will tell
24 you that I have talked to the Mayor and others
25 about it, and we're going to do everything we can

1 STATED MEETING - COMMUNICATIONS

2 as a legislative body to see to it that it gets
3 resolved in a way that's fair and equitable to the
4 interests of your union.

5 And we appreciate your being here
6 today. Thank you very much.

7 (Applause.)

8 - - -

9 PRESIDENT STREET: The next order of
10 business is communications. The Chair recognizes
11 the Sergeant-At-Arms for the purpose of delivering
12 the messages from the Mayor to the Chief Clerk.

13 (Sergeant-At-Arms delivers messages
14 from the Mayor to the Chief Clerk.)

15 PRESIDENT STREET: The Chief Clerk will
16 read the messages from the Mayor.

17 CHIEF CLERK HAUSER: To the President
18 and Members of the Council of the City of
19 Philadelphia, I am pleased to advise you that I
20 have today signed the following bills, which were
21 passed by Council at its session on May 7th: Bill
22 No.'s: 970403, 970692, 970745, 970749, and
23 970750.

24 And to the President and Members of the
25 Council of the City of Philadelphia, on May 26th,

1 STATED MEETING - COMMUNICATIONS

2 I am pleased to advise you that I have today
3 signed the following bills which were passed by
4 Council at its session on May 14th: Bill No.'s
5 970742, 980193, and 980228.

6 And to the President and Members of the
7 Council of the City of Philadelphia, I am
8 transmitting herewith for the introduction and
9 consideration of your honorable body the following
10 four resolutions appointing members to the Board
11 of Directors of the South Street Head House
12 District of Philadelphia, namely: Michael M.
13 Boyle, Jeanne Fiorelli, Bernice Hamel, and Johanna
14 Hambrose.

15 And three resolutions reappointing
16 current members to the Board of Directors of the
17 South Street Head House District, Philadelphia,
18 namely: Marvin Finkelstein, Nicholas Montone,
19 Jr., and Bill Funk.

20 And I am transmitting herewith for the
21 introduction and consideration of your honorable
22 body five resolutions reappointing current members
23 to the Board of Directors of the Philadelphia
24 Municipal Authority, namely: Ellis Wachs, Frank
25 Monteque, Jr., Kemel Dawkins, Jerald S. Batoff,

1 STATED MEETING - COMMUNICATIONS

2 Naomi Street.

3 And five resolutions reappointing
4 current members to the Board of Directors of the
5 Hospitals and Higher Education Facilities
6 Authority of the City of Philadelphia, namely:
7 Manuel N. Stamatakis, Robert W. Bogle, Mark A.
8 Turnbull, Maurice A. Clifford, Theodore Burden.

9 And two resolutions reappointing
10 current members to the Board of Directors of the
11 Southeastern Pennsylvania Transportation
12 Authority, namely: Richard Voith and Jettie
13 Newkirk.

14 And a resolution approving the
15 redevelopment contract and disposition supplement
16 of the Redevelopment Authority of the City of
17 Philadelphia for the redevelopment and urban
18 renewal of a portion of Model Cities Urban Renewal
19 Area.

20 And a resolution approving the
21 redevelopment contract and disposition supplement
22 of the Redevelopment Authority of the City of
23 Philadelphia for the redevelopment and urban
24 renewal of a portion of Cecil B. Moore Avenue
25 Urban Renewal Area.

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2 And an ordinance declaring that it is
3 desirable for the health, safety, and welfare of
4 the people in the area served by the Community
5 College of Philadelphia for the Hospitals and
6 Higher Education Facilities Authority of the City
7 of Philadelphia to participate with the Community
8 College of Philadelphia in a project.

9 And an ordinance declaring that it is
10 desirable for the health, safety, and welfare of
11 the people in the area served by the Jefferson
12 Health System ("The System") and Albert Einstein
13 Healthcare Network ("AEHN") for the Hospitals and
14 Higher Education Facilities Authority of
15 Philadelphia to participate with The System and
16 AEHN in financing a project.

17 And an ordinance declaring that it is
18 desirable for the health, safety, and welfare of
19 the people of the area served by the Philadelphia
20 School, Northeastern Hospital, and St. Joseph
21 Villa Nursing Home for the Hospitals and Higher
22 Education Facilities Authority of Philadelphia to
23 undertake a certain project.

24 And an ordinance amending Chapter
25 19-2600 of The Philadelphia Code entitled

1 STATED MEETING - COMMUNICATIONS

2 "Business Privilege Taxes" by providing that a
3 person whose activity within Philadelphia does not
4 exceed solicitation shall not be subject to the
5 net income portion of the tax imposed by that
6 chapter.

7 And an ordinance constituting the
8 supplemental ordinance to the Amended and Restated
9 General Airport Revenue Bond Ordinance authorizing
10 the Mayor, the City Controller, the City
11 Solicitor, or a majority of them, to issue one or
12 more series of Airport Revenue Bonds.

13 And an ordinance authorizing the
14 Commissioner of Public Property, Director of
15 Commerce, Director of Aviation, and other
16 officials of the City to acquire real estate and
17 enter into certain leases and other agreements
18 with the Philadelphia Authority for Industrial
19 Development and other parties.

20 And an ordinance authorizing the
21 Commissioner of Public Property, on behalf the of
22 City of Philadelphia, to enter into a real estate
23 purchase contract with Louis Fox, an individual,
24 and Catherine Katz, an individual, and to accept
25 the deed for the purchase of the property at 700

1 STATED MEETING - COMMUNICATIONS

2 through 704 North Third Street.

3 And an ordinance authorizing the
4 Commissioner of Public Property, on behalf of City
5 of Philadelphia, to enter into a sublease
6 agreement with the Philadelphia Authority for
7 Industrial Development for use by the City and
8 affiliated agencies office space located at 909
9 Spring Garden Street, Philadelphia, Pennsylvania.

10 And an ordinance authorizing the
11 Commissioner of Public Property, on behalf of the
12 City of Philadelphia, to lease to the Philadelphia
13 Authority for Industrial Development the American
14 Tower Systems LP a portion of a certain parcel of
15 ground located at 5201 Umbria Street.

16 And an ordinance authorizing the
17 Commissioner of Public Property, on behalf of the
18 City, to execute and deliver to the Redevelopment
19 Authority of the City of Philadelphia for no
20 consideration deed or deeds conveying fee simple
21 title to certain parcels of City-owned land
22 situated at 800 North Broad Street.

23 And an ordinance authorizing the
24 revision of lines and grades on a portion of City
25 Plan No. 120 of an area bounded by 18th Street,

1 STATED MEETING - COMMUNICATIONS

2 19th Street, Master Street, and Jefferson Street.

3 And an ordinance authorizing the
4 revision of lines and grades on a portion of City
5 Plan No. 58 by striking from the City Plan and
6 vacating Reno Street from Broad Street to 13th
7 Street.

8 And an ordinance authorizing the
9 Commissioner of Public Property, on behalf of the
10 City of Philadelphia, to enter into a lease
11 agreement with Red Cab Limited Partnership, a
12 Pennsylvania limited partnership, for use by the
13 City of premises located at 4000 North American
14 Street.

15 And an ordinance authorizing the
16 Commissioner of Public Property, on behalf of the
17 City of Philadelphia, to purchase fee simple title
18 to a parcel of real estate, with any improvements
19 situated thereon, located at 3827 through 37
20 Whittaker Avenue, Philadelphia, Pennsylvania.

21 PRESIDENT STREET: These messages will
22 be printed in the journal.

23 The Chief Clerk will read any other
24 communications in her possession.

25 CHIEF CLERK HAUSER: I have none Mr.

1 STATED MEETING - INTRODUCTION OF BILLS AND RESOLUTIONS

2 President.

3 - - -

4 PRESIDENT STREET: The next order of
5 business is the introduction of bills and
6 resolutions.

7 The Chair recognizes Councilwoman
8 Clark.

9 COUNCILWOMAN CLARK: Mr. President,
10 today I have four resolutions and four bills on
11 your behalf.

12 PRESIDENT STREET: The Clerk will
13 please read the title of the Bills.

14 CHIEF CLERK HAUSER: An ordinance
15 authorizing the Commissioner of the Department of
16 Public Property, on behalf of the City of
17 Philadelphia, to execute and deliver to the
18 Redevelopment Authority of the City of
19 Philadelphia, for no consideration a deed or deeds
20 conveying fee simple title to a certain parcel of
21 City-owned land situated at 800 North Broad
22 Street.

23 And an ordinance authorizing the
24 revision of lines and grades on a portion of City
25 Plan No. 58 by striking from the City Plan and

1 STATED MEETING - INTRODUCTION OF BILLS AND RESOLUTIONS

2 vacating Reno Street.

3 And an ordinance authorizing the
4 revision of lines and grades on a portion of City
5 Plan No. 120 of the area bounded by 18th Street,
6 19th Street, Master Street, and Jefferson Street.

7 And an ordinance granting permission to
8 Herman Hinton, owner and operator of the newsstand
9 located on the southeast corner of Ridge and
10 Girard Avenue, to install, use, and maintain
11 certain electrical wires, conduits, and
12 appurtenance, in, under, and across the southeast
13 corner of Ridge and Girard Avenue, for the purpose
14 of supplying electrical service to said newsstand.

15 PRESIDENT STREET: These bills will be
16 referred to the appropriate committee.

17 The Clerk will please read the title of
18 the first resolution introduced by Councilwoman
19 Clark.

20 CHIEF CLERK HAUSER: A resolution
21 honoring Lisa Brownstein.

22 PRESIDENT STREET: The Chair recognizes
23 Councilwoman Clark for a motion that the adoption

24 --

25 COUNCILWOMAN CLARK: I move the

1 STATED MEETING - INTRODUCTION OF BILLS AND RESOLUTIONS

2 adoption of the resolution, sir.

3 (Duly seconded.)

4 PRESIDENT STREET: All those in favor,
5 let it be known by saying aye.

6 Those opposed, say nay.

7 The ayes have it. The resolution is
8 adopted.

9 The Clerk will please read the title of
10 the Second resolution introduced by Councilwoman
11 Clark.

12 CHIEF CLERK HAUSER: A resolution
13 honoring the Council of the City of Philadelphia
14 -- recognizing and honoring Carolyn Gray as
15 Philadelphia's 1998 Teacher of the Year.

16 PRESIDENT STREET: The Chair recognizes
17 Councilwoman Clark.

18 COUNCILWOMAN CLARK: Mr. President,
19 this resolution is cosponsored by Councilwoman
20 Donna Miller, and I move the adoption of the
21 resolution.

22 (Duly seconded.)

23 PRESIDENT STREET: All those in favor,
24 let it be known by saying aye.

25 Those opposed, say nay.

1 STATED MEETING - INTRODUCTION OF BILLS AND RESOLUTIONS

2 The ayes have it. The resolution is
3 adopted.

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

6 CHIEF CLERK HAUSER: A resolution
7 approving the redevelopment contract and
8 disposition supplement of the Redevelopment
9 Authority of the City of Philadelphia for the
10 redevelopment and urban renewal of a portion of
11 Cecil B. Moore Avenue Urban Renewal Area, also
12 sometimes identified by house number and street of
13 1724 Willington Street.

14 PRESIDENT STREET: The Chair recognizes
15 Councilwoman Clark.

16 COUNCILWOMAN CLARK: I move the
17 adoption of the resolution.

18 (Duly seconded.)

19 PRESIDENT STREET: All those in favor,
20 let it be known by saying aye.

21 Those opposed, say nay.

22 The ayes have it. The resolution
23 adopted.

24 PRESIDENT STREET: The Clerk will
25 please read the title of the last resolution.

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2 CHIEF CLERK HAUSER: A resolution
3 approving the redevelopment contract and
4 disposition supplement of the Redevelopment
5 Authority of the City of Philadelphia for the
6 redevelopment and urban renewal of a portion of
7 Model Cities Urban Renewal Area identified by
8 house numbers and street addresses as 2211, 2218,
9 2219 West Berk Street.

10 PRESIDENT STREET: The Chair recognizes
11 Councilwoman Clark.

12 COUNCILWOMAN CLARK: I move the
13 adoption of that resolution, sir.

14 (Duly seconded.)

15 PRESIDENT STREET: All those in favor,
16 let it be known by saying aye.

17 Those opposed, say nay.

18 The ayes have it. The resolution is
19 adopted.

20 The Chair recognizes Councilwoman
21 Blackwell.

22 COUNCILWOMAN BLACKWELL: Mr. President,
23 I have two resolutions today -- one that I'm
24 passing up immediately and the other that is being
25 prepared since, I understand, I can't introduce an

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2 amendment that is being prepared. That would
3 replace one that's on the second reading today.

4 PRESIDENT STREET: Do you have other
5 bills and resolutions?

6 COUNCILWOMAN BLACKWELL: One I've
7 already submitted. And the other is on its way.

8 PRESIDENT STREET: Okay. The Clerk
9 will please read the titles of the bills.

10 CHIEF CLERK HAUSER: A resolution
11 calling for the City Council Committee on
12 Education to hold public hearings to investigate
13 and to propose removal of bus attendants from City
14 buses transporting public school students.

15 PRESIDENT STREET: The Chair recognizes
16 Councilwoman Blackwell.

17 COUNCILWOMAN BLACKWELL: Mr. President,
18 I move the adoption.

19 (Duly seconded.)

20 PRESIDENT STREET: All those in favor,
21 let it be known by saying aye.

22 Those opposed, say nay.

23 The ayes have it. The resolution is
24 adopted.

25 Councilwoman Blackwell, is that the

1 STATED MEETING - INTRODUCTION OF BILLS AND RESOLUTIONS

2 only thing that you're going to introduce?

3 COUNCILWOMAN BLACKWELL: Mr. President,
4 your office is redoing --

5 PRESIDENT STREET: The skating --

6 COUNCILWOMAN BLACKWELL: The skating
7 rink.

8 PRESIDENT STREET: All right. Thank
9 you very much.

10 PRESIDENT STREET: The Chair recognizes
11 Councilman Cohen.

12 COUNCILMAN COHEN: Mr. President, I
13 offer one resolution cosponsored by all the other
14 Members of City Council.

15 PRESIDENT STREET: The Clerk will
16 please read the title of the resolution.

17 CHIEF CLERK HAUSER: A resolution
18 calling upon the First Judicial District to return
19 to the bargaining table with unions representing
20 Philadelphia parole and probation officers so as
21 to negotiate a new collective bargaining agreement
22 that protects the legitimate interests of both
23 these hard-working and courageous employees and
24 the local court system.

25 PRESIDENT STREET: The Chair recognizes

1 STATED MEETING - INTRODUCTION OF BILLS AND RESOLUTIONS

2 Councilman Cohen.

3 COUNCILMAN COHEN: Mr. President, I
4 move the adoption of the resolution.

5 PRESIDENT STREET: Is there a second?
6 (Duly seconded.)

7 PRESIDENT STREET: All in favor, let it
8 be --

9 COUNCILMAN COHEN: Mr. President, I'm
10 asking for the floor.

11 PRESIDENT STREET: The Chair recognizes
12 Councilman Cohen.

13 COUNCILMAN COHEN: Thank you, Mr.
14 President.

15 I think this resolution is a very
16 unusual one that faces us. We often have before
17 us problems where both parties sit down at the
18 bargaining table. Maybe they have great
19 difficulty coming to an agreement. Maybe, as in
20 SEPTA, it's a very protracted procedure. Maybe
21 there's even a strike.

22 But rarely do we face a case in which
23 one side just arbitrarily says, I no longer am
24 going to meet the same obligations I've met for
25 the last 18 years, even though we have had

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2 contracts for 18 years and we have honored the
3 contract, even as we tried to see if we can reach
4 agreement on another contract, but you're kind of
5 too pesky, you're raising too many issues.
6 Therefore, we're going to kind of take our marbles
7 and go home and leave the bargaining table.

8 Now, in an ordinary employer-employee
9 situation, that itself might be pretty serious.
10 But when this happens at the level of the court
11 system, it strikes at the very concept of justice
12 in every situation affecting us in Philadelphia.
13 This is our Philadelphia court system arbitrarily
14 deciding that we're no longer going to bargain
15 with employees, even though we have done it.

16 Incidentally, this part of the bargaining
17 deals with non-economic terms. The employees are
18 City employees and are covered on economic terms
19 by the contract that has been signed already.

20 And, traditionally, there have been
21 separate contracts relating to the
22 working-condition aspects: health and safety, as
23 the resolution points out; due process during
24 grievance procedures. If any employee feels he or
25 she has been unfairly treated, they have a process

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2 that they can go through in which there is due
3 process in the sense that if necessary, third
4 parties are ultimately drawn in.

5 But, suddenly, the court systems says,
6 We were wrong in having done it all these years,
7 and now we're free not to do it and we're not
8 going to be doing it anymore.

9 Now, the court system, in addition to
10 having to have a reputation as an honest body, as
11 a body full of integrity, as a body where others
12 seek justice, the court system plays a very
13 special role in a democratic society. And to have
14 this court system say, We are not going to
15 recognize the democratic rights of our employees
16 who are organized in a union, with whom we've
17 dealt for 18 years, and we're just going to
18 arbitrarily say we don't recognize contracts, it's
19 hard to describe how one reacts to such a
20 situation.

21 Courts traditionally hold other parties
22 responsible for meeting contractual obligations.
23 All of us who are lawyers know that judges spend a
24 lot of time telling people, you know, You've
25 signed a contract so you have an obligation to

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2 meet the terms of the contract.

3 But here, in a matter involving close
4 human relations by a group of employees who
5 literally put their lives at stake -- because this
6 is the Parole and Probation Department where
7 they're dealing with people who have already been
8 adjudicated as being guilty of crimes, and they
9 have close and continuing contact with them. To
10 have this refusal to bargain just sort the boggles
11 the mind.

12 And, therefore, Mr. President, I just
13 think it's you urgent and that we appreciated the
14 statement you made at the outset of this part of
15 the meeting, that you're going to be using the
16 full force of the Council President's office to
17 attempt to bring this unhappy situation to a fair
18 conclusion.

19 And we hope that the members of the
20 court system understand their responsibility to
21 the whole society 'cause if they're to be a body
22 that others can trust to arrive at just and fair
23 solutions, they've got to prove it by treating
24 their employees in a just and fair way.

25 Thank you, Mr. President.

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2 PRESIDENT STREET: Thank you very much.

3 (Applause.)

4 PRESIDENT STREET: The Chair recognizes
5 Councilman O'Neill.

6 COUNCILWOMAN O'NEILL: (Off mike, not
7 entirely audible. The following is only what the
8 stenographer could hear.)

9 Mr. President, I support the resolution
10 introduced by Councilman Cohen. I certainly. . .
11 probation almost eight years. And while I was a
12 probation officer, I was one of two organizers for
13 this union. And we organized this union and. . .
14 we didn't know whether we were going to be working
15 the rest of the day, but as soon as we got caught,
16 we were fired. . .

17 But I felt so strongly about what was
18 going on with my colleagues and it wasn't because
19 we weren't making a lot of money -- we weren't
20 making a lot of money, we were okay.

21 The problem was the non-economic
22 conditions. They were deplorable. They included
23 things like having to use your own car and then
24 getting a parking ticket down at the court house
25 and then having to go down and beg the Traffic

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2 Court judge to. . . your fines with a group of 20
3 or 30. . .

4 I'm proud to say that of the four of
5 us, all four became attorneys, and we were not in
6 there for the long hall. The fruits of our
7 labor. . . people that were working as probation
8 officers. The other person work with me in
9 Juvenile and I'm proud to say that he's an
10 attorney representing District Council 33 over the
11 last 20 years.

12 Our jury commissioner. . . organizers,
13 and we're very proud of that. It took three years
14 because Judge Bradley at the time would not
15 recognize. . . Overwhelming number of union. . .
16 signatures, and that's why we never got to. . .
17 because it was three years. . .

18 So I support this, I feel strongly
19 about it. And any way that this City Council and,
20 hopefully, this Mayor can help, this should be on
21 our front burner.

22 Thank you, Mr. President.

23 (Applause.)

24 PRESIDENT STREET: Thank you very
25 much.

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2 I'd like to remind Councilmembers that
3 when you're speaking that you should please make
4 sure that you have your little lapel mikes on so
5 that you can be heard over the amplifying system.

6 The Chair recognizes Councilman
7 Blackwell.

8 COUNCILWOMAN BLACKWELL: Thank you, Mr.
9 President.

10 Certainly I agree with the statements
11 of my colleagues and commend my colleague for
12 introducing such legislation during these trying
13 times where it's just unbelievable that people
14 could go on and on and on and not have the chance
15 to bargain and not have the chance to conclude
16 bargaining rights dealing with unions and dealing
17 with work that they do, especially with citizens
18 of our City.

19 So, certainly, I commend him on this,
20 and support him wholeheartedly in this resolution.
21 Thank you.

22 (Applause.)

23 PRESIDENT STREET: Thank you very much.

24 The Chair recognizes Councilwoman
25 Clark.

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2 COUNCILWOMAN CLARK: Mr. President, I
3 am particularly pleased to join with Councilman
4 Cohen and others who have spoken in favor of the
5 fairness of the right to collectively bargain.

6 My husband was a probation officer.
7 He's retired now, but I have great sympathy for
8 the work and the significance of the work that
9 these people do in making the law enforcement
10 system fair and equitable.

11 And for that reason, I am joining in my
12 support and urging other colleagues to support
13 this fine effort at fairness.

14 Thank you.

15 (Applause.)

16 PRESIDENT STREET: Thank you very much.

17 The Chair recognizes Councilman Ortiz.

18 COUNCILMAN ORTIZ: Mr. President, I
19 concur with my colleagues. And I always knew that
20 underneath that Republican exterior beat a trade
21 unionist in Brian O'Neill.

22 (Laughter.)

23 COUNCILMAN ORTIZ: But I think what we
24 have hear is, as that prison guard told Paul
25 Newman in "Cool Hand Luke," a failure to

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2 communicate.

3 And it seems like the situation that
4 Councilman O'Neill described in which President
5 Bradley did not recognize the union is still with
6 us today because they are not recognizing the
7 union, and that they refuse to sit down to
8 negotiate. And at the beginning, they said it was
9 because that the State takeover was imminent; and
10 now, it's because the union has non-negotiable
11 demands.

12 Well, due process and rights to appeals
13 are not really non-negotiable; they're just rights
14 that should be there for every worker, and they
15 are there for every individual that goes before
16 the court system. So I do not understand why
17 there is a failure to negotiate at this time.

18 I thank the union. The workers have
19 been out on the sidewalk. All they have to do is
20 for the judges to come out and invite some of
21 those individuals to come in and negotiate. I'm
22 sure they would do that, I'm sure they would be
23 more than willing to meet anywhere to sit down and
24 negotiate a fair contract.

25 What we have here is a system that just

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2 refuses to recognize workers' rights. And for
3 judges to sit on the bench and do that, I think it
4 runs counter to the whole tradition of American
5 justice. I think we need to be able to send a
6 message by this Council voting unanimously that we
7 will not tolerate this type of situation, this
8 type of abuse.

9 And as a member of the courts and as an
10 attorney, I really feel ashamed that our judicial
11 system is treating its workers in this manner. It
12 is 1998; it is not 1880. I think workers have
13 earned some rights. I think they have earned the
14 rights of appeal, of grievance. I think it's
15 about time that our judges came into the 21st
16 century and recognized those things and sat down
17 and negotiated with them and give them a fair
18 contract.

19 Thank you, Mr. President.

20 (Applause.)

21 PRESIDENT STREET: Thank you very much.

22 The Chair recognizes Councilman Kenney.

23 COUNCILMAN KENNEY: Thank you, Mr.

24 President.

25 While I am in total agreement with all

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2 of the comments of the past speakers and Members
3 of Council, it was a while ago that I think we had
4 passed the court district budget. And at the
5 time, I didn't necessarily understand and maybe
6 didn't agree with the fact that we had given them
7 a six-month allocation for their budget, and I
8 think that's still the case today. They haven't
9 been in for their second six-month allocation.

10 And perhaps Members of this Council
11 ought to take into account, when we do that
12 additional appropriation, the actions of the court
13 system in regard to their employees, and maybe
14 they should wait as long for their appropriation
15 as these individuals are waiting for their right
16 to bargain effectively in this --

17 (Applause.)

18 COUNCILMAN KENNEY: And since we are
19 funding the courts and, you know, there's an
20 argument and a continuing decade-long discussion
21 about State funding of the court, as long as we're
22 providing that money, I think we should be holding
23 those judges accountable and to standards that we
24 accept before we agree to give them additional
25 dollars to run that court system.

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2 Thank you.

3 (Applause.)

4 PRESIDENT STREET: The Chair recognizes
5 Councilman Nutter.

6 COUNCILMAN NUTTER: Thank you, Mr.
7 President. I'll be brief.

8 There have been many comments made this
9 morning that I would also certainly agree with. I
10 wanted to take some issue, though, with what I
11 read as comments in a newspaper report about this
12 particular issue and what I thought were somewhat
13 interesting comments.

14 On the one hand, I believe the present
15 judge indicated that these workers are at-will
16 employees, and I was somewhat perplexed by that.
17 I often rely on our colleague Councilman Cohen in
18 these kind of labor law matters, but I was
19 somewhat perplexed as to how someone who is a
20 member of the union and in a bargaining unit could
21 then be considered as an at-will employee. Those
22 terms seem to be somewhat in conflict with each
23 other. It, quite honestly, just didn't make any
24 sense.

25 And, secondly, they said, Well, even if

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2 we have been negotiating with these people for the
3 last 16 years, we now think that that was a
4 mistake and, therefore, we're not going to do that
5 anymore.

6 It seems to me that, regardless of
7 whether they think it's a mistake or not, you
8 can't ignore 16 years of history, and you have to
9 find some other process than we don't want to talk
10 to you and we're just not going to do it because
11 we don't want to. It sounds like almost something
12 that any of our parents may have said to us as
13 children a long time ago, that, Well, it is
14 because I said so, and that's just the way it is.

15 Lastly, my colleague Councilman Kenney
16 raised the issue about the imminent State
17 takeover. When the City proposed to only give the
18 courts, I believe first, Councilman, it was a
19 month-allocation, the courts responded by saying
20 that, Well, if you don't give us the rest, we're
21 going to sue you.

22 So on the one hand they believe that
23 their actions are justified by the imminency of
24 the State takeover; but, on the other hand, when
25 we take an action based on what we think is

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2 imminent takeover by the State, they then threaten
3 to sue us.

4 They need to figure out where they want
5 to be. But, bottom line, they need to sit down
6 and talk to these folks and come to some
7 reasonable agreement that respects their rights
8 and allows the court system to continue to
9 function and operate in some rational fashion.

10 Thank you, Mr. President.

11 PRESIDENT STREET: Thank you very much.

12 (Applause.)

13 PRESIDENT STREET: The Chair recognizes
14 Councilman Cohen.

15 COUNCILMAN COHEN: Mr. President, in
16 view of the importance of this matter, I'm asking
17 for roll-call vote.

18 PRESIDENT STREET: The Clerk will call
19 the roll.

20 COUNCILMAN COHEN: I want everybody to
21 answer the question "yea" or "nay."

22 CHIEF CLERK HAUSER: Councilwoman
23 Blackwell.

24 COUNCILWOMAN BLACKWELL: Yea.

25 CHIEF CLERK HAUSER: Councilwoman

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2 Clark.
3 COUNCILWOMAN CLARK: Yea.
4 CHIEF CLERK HAUSER: Councilman Cohen.
5 COUNCILMAN COHEN: I'm forced to --
6 yea.
7 CHIEF CLERK HAUSER: Councilman
8 DiCicco.
9 COUNCILMAN DICICCO: Yea.
10 CHIEF CLERK HAUSER: Councilwoman
11 Fernandez.
12 COUNCILWOMAN FERNANDEZ: Yea.
13 CHIEF CLERK HAUSER: Councilman Kenney.
14 COUNCILMAN KENNEY: Yo -- yea.
15 CHIEF CLERK HAUSER: Councilwoman
16 Krajewski.
17 COUNCILWOMAN KRAJEWSKI: Yea.
18 CHIEF CLERK HAUSER: Councilman
19 Mariano.
20 COUNCILMAN MARIANO: Yea.
21 CHIEF CLERK HAUSER: Councilwoman
22 Miller.
23 COUNCILWOMAN MILLER: Yea.
24 CHIEF CLERK HAUSER: Councilman
25 Nutter.

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2 COUNCILMAN NUTTER: Yea.

3 CHIEF CLERK HAUSER: Councilman

4 O'Neill.

5 COUNCILMAN O'NEILL: Yea.

6 CHIEF CLERK HAUSER: Councilman Ortiz.

7 COUNCILMAN ORTIZ: Yea.

8 CHIEF CLERK HAUSER: Councilman Rizzo.

9 COUNCILMAN RIZZO: Yes.

10 CHIEF CLERK HAUSER: Councilwoman

11 Tasco.

12 COUNCILWOMAN TASCO: Yea.

13 CHIEF CLERK HAUSER: Councilwoman

14 Verna.

15 COUNCILWOMAN VERNA: Yea.

16 CHIEF CLERK HAUSER: Council President

17 Street.

18 PRESIDENT STREET: Aye.

19 The ayes are 16, the nays are 0. The

20 majority of all the Members of Council -- as a

21 matter of fact, every Member present having voted

22 in the affirmative, the resolution is adopted.

23 (Standing ovation.)

24 PRESIDENT STREET: The Chair recognizes

25 Councilwoman Blackwell.

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2 COUNCILWOMAN BLACKWELL: Mr. President,
3 I have the final ordinance for introduction today.

4 PRESIDENT STREET: The Clerk will
5 please read the title of the bill.

6 CHIEF CLERK HAUSER: An ordinance
7 renaming Cobbs Creek Skate House in the Park to
8 "The Laura Sims Skate House in Cobbs Creek Park."

9 PRESIDENT STREET: This bill will be
10 referred to the appropriate committee.

11 The Chair recognizes Councilwoman
12 Krajewski.

13 (No response.)

14 PRESIDENT STREET: The Chair recognizes
15 Councilwoman Verna.

16 COUNCILWOMAN VERNA: Thank you, Mr.
17 President.

18 On your behalf, I offer twelve
19 resolutions. I also offer five bills by my
20 request.

21 PRESIDENT STREET: The Clerk will
22 please read the titles of the bills.

23 CHIEF CLERK HAUSER: An ordinance
24 amending Chapter 19-2600 of The Philadelphia Code
25 entitled "Business Privilege Taxes" by providing

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2 that a person whose activity within Philadelphia
3 does not exceed solicitation shall not be subject
4 to the net income portion of the tax imposed by
5 that chapter.

6 And an ordinance establishing a parking
7 regulation on Fitzwater Street, both sides, 19th
8 Street to 20th Street.

9 And an ordinance constituting the
10 supplemental ordinance to the Amended and Restated
11 General Airport Revenue Bond Ordinance authorizing
12 the Mayor, the City Controller, the City
13 Solicitor, or a majority of them, to issue one or
14 more series of Airport Revenue Bonds.

15 And an ordinance authorizing the
16 Managing Director to execute, on behalf of the
17 City of Philadelphia, an amendment to the contract
18 dated as of August 1, 1987 with the Redevelopment
19 Authority of the City of Philadelphia and to
20 thereby continue providing City financial
21 assistance to a project fostering long-term
22 housing opportunities for the homeless in the City
23 by providing that obligations of the City under
24 the contract shall also apply to certain bonds
25 issued to refund the Authority's existing and

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2 outstanding bonds subject to such contract and to
3 certain additional bonds issued to pay project
4 costs, as identified in the contract and
5 authorizing the Director of Finance and all proper
6 officials of the City to take certain actions
7 required under this ordinance.

8 And an ordinance authorizing the
9 Commissioner of Public Property, the Director of
10 Commerce, the Director of aviation, and other
11 officials of City to acquire real estate and enter
12 into certain leases and other agreements with the
13 Philadelphia Authority for Industrial Development
14 and other parties necessary to permit development
15 of two new airport terminals and other airport
16 improvement.

17 PRESIDENT STREET: These bills will be
18 referred to the appropriate committees.

19 The Clerk will please read the titles
20 of all of the resolutions introduced by
21 Councilwoman Verna, which will be referred to the
22 appropriate committee, I believe.

23 CHIEF CLERK HAUSER: A resolution
24 appointing Theodore Burden to the Board of
25 Directors of the Hospitals and Higher Education

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2 Facilities Authority of the City of Philadelphia.

3 And a resolution appointing Marie C.

4 Clifford bowing to the Board of Directors of the

5 Hospitals and Higher Education Facilities

6 Authority.

7 And a resolution appointing Mark A.

8 Turnbull to the Board of Directors of the

9 Hospitals and Higher Education Facilities

10 Authority.

11 And a resolution appointing Robert W.

12 Bogle to the Board of Directors of the Hospitals

13 and Higher Education Facilities Authority of

14 Philadelphia.

15 And a resolution appointing Manuel N.

16 Stamatakis to the Board of Directors of the

17 Hospitals and Higher Education Facilities

18 Authority.

19 And a resolution appointing Ellis Wachs

20 to the Board of Directors of the Philadelphia

21 Municipal Authority.

22 And a resolution appointing Frank

23 Montequ to the Board of Directors of the

24 Philadelphia Municipal Authority.

25 And a resolution appointing Kemel

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2 Dawkins to the Board of Directors of the
3 Philadelphia Municipal Authority.

4 And a resolution appointing Jerald S.
5 Batoff to the Board of Directors of the
6 Philadelphia Municipal Authority.

7 And a resolution appointing Naomi
8 Street to the Board of Directors of the
9 Philadelphia Municipal Authority.

10 And a resolution appointing Richard
11 Voith to the Board of Directors of the
12 Southeastern Pennsylvania Transportation
13 Authority.

14 And a resolution appointing Jettie
15 Newkirk to the Board of Directors of the
16 Southeastern Pennsylvania Transportation
17 Authority.

18 PRESIDENT STREET: These resolutions
19 will be referred to the appropriate committee.

20 The Chair recognizes Councilman Kenney.

21 COUNCILMAN KENNEY: Thank you, Mr.
22 President. I offer one bill by request.

23 PRESIDENT STREET: The Clerk will
24 please read the title of the bill.

25 CHIEF CLERK HAUSER: An ordinance

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2 declaring that it is desirable for the health,
3 safety, and welfare of the people of the area
4 served by the Philadelphia School, Northeastern
5 Hospital, and St. Joseph's Villa Nursing Home for
6 the Hospitals and Higher Education Facilities
7 Authority of the City of Philadelphia to undertake
8 certain projects.

9 PRESIDENT STREET: This bills will be
10 referred to the appropriate committee.

11 The Chair recognizes Councilwoman
12 Krajewski.

13 COUNCILWOMAN KRAJEWSKI: Mr. President,
14 I offer three bills.

15 PRESIDENT STREET: The Clerk will
16 please read the titles of the bills.

17 CHIEF CLERK HAUSER: An ordinance
18 authorizing transfers and appropriations for
19 Fiscal Year 1999 within the General Fund from
20 certain or all City offices, departments, boards,
21 and commissions to certain or all City offices,
22 departments, boards, and commissions.

23 And an ordinance establishing a parking
24 regulation on Torresdale Avenue east side,
25 Wellington Street to a point 187 feet north of

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2 Wellington Street.

3 And an ordinance to amend Chapter
4 12-2400 of The Philadelphia Code entitled "Towing
5 and Immobilizing of Parked or Abandoned Vehicles"
6 by revising towing zone locations.

7 PRESIDENT STREET: These bills will be
8 referred to the appropriate committee.

9 The Chair recognizes Councilwoman
10 Miller.

11 COUNCILWOMAN MILLER: Thank you, Mr.
12 President. Today I have no bills or resolutions
13 the.

14 PRESIDENT STREET: The Chair thanks the
15 Councilwoman.

16 The Chair recognizes Councilman Nutter.

17 COUNCILMAN NUTTER: Mr. President, I
18 have no bills or resolutions today.

19 COUNCILMAN STREET: The Chair thanks
20 the Councilman.

21 The Chair recognizes Councilwoman
22 Fernandez.

23 COUNCILWOMAN FERNANDEZ: Mr. President,
24 I have no bills or resolutions this morning -- I
25 mean this afternoon.

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2 PRESIDENT STREET: The Chair thanks the
3 Councilwoman.

4 The Chair recognizes Councilwoman
5 Tasco.

6 COUNCILWOMAN TASCO: Mr. President, I
7 offer three bills and one resolution.

8 PRESIDENT STREET: The Clerk will
9 please read the titles of the bills.

10 CHIEF CLERK HAUSER: An ordinance
11 declaring it is desirable for the health, safety,
12 and welfare of the people in the area served by
13 Jefferson Health System ("The System") and Albert
14 Einstein Healthcare Network ("AEHN") for the
15 Hospitals and Higher Education Facilities
16 Authority of Philadelphia to participate with The
17 System and AEHN in a project.

18 And an ordinance authorizing the Mayor
19 to enter into an amendment to the agreement
20 authorized by the ordinance approved December 29,
21 1972, Bill No. 455, as amended, between the City
22 of Philadelphia and the Philadelphia Facilities
23 Management Corporation relating to the operation
24 and management of the Philadelphia Gas Works ("Gas
25 Works"), under certain terms and conditions, by

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2 authorizing the Philadelphia Facilities Management
3 Corporation, on behalf of the City, and the Gas
4 Works to enter into the electric supply business,
5 under certain terms and conditions.

6 And an ordinance authorizing the
7 striking from City Plan No. 244 and abandoning of
8 a certain right-of-way for drainage purposes from
9 Haines Street to East Burn Avenue, under certain
10 terms and conditions.

11 PRESIDENT STREET: These bills will
12 referred to the appropriate committee.

13 The Clerk will please read the title of
14 the resolution introduced by Councilwoman Tasco.

15 CHIEF CLERK HAUSER: An ordinance
16 declaring June as "Parenting Education Month."

17 PRESIDENT STREET: Did the Clerk say
18 "an ordinance"?

19 CHIEF CLERK HAUSER: I'm sorry, it's a
20 resolution, resolution declaring June as
21 "Parenting Education Month."

22 PRESIDENT STREET: The Chair recognizes
23 Councilwoman Tasco.

24 COUNCILWOMAN TASCO: Mr. President, I
25 move for the adoption of the resolution.

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2 (Duly seconded.)

3 PRESIDENT STREET: All those in favor,
4 let it be known by saying aye.

5 Those opposed, say nay.

6 The ayes have it. The resolution is
7 adopted.

8 The Chair recognizes Councilman Ortiz.

9 COUNCILMAN ORTIZ: Mr. President. I
10 have no bills or resolutions today.

11 PRESIDENT STREET: The Chair thanks the
12 Councilman.

13 The Chair recognizes Councilman
14 DiCicco.

15 COUNCILMAN DICICCO: Thank you, Mr.
16 President. I offer four bills and seven
17 resolutions. And I correct my earlier statement
18 to you in the caucus room. Thank you.

19 PRESIDENT STREET: The Clerk will
20 please read the titles of the bills.

21 CHIEF CLERK HAUSER: An ordinance
22 establishing a parking regulation on Catherine
23 Street, both sides, Sixth Street to Seventh
24 Street.

25 An ordinance authorizing the

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2 Commissioner of Public Property, on behalf of the
3 City of Philadelphia, to enter into a real estate
4 purchase contract with Louis Fix, an individual
5 and Catherine Katz, an individual, and to accept a
6 deed for the purchase of properties located at 700
7 through 4 North Third Street, and 309 through 11
8 Fairmount Avenue, in Philadelphia, Pennsylvania,
9 under certain terms and conditions.

10 And an ordinance authorizing the
11 Commissioner of Public Property, on behalf of the
12 City of Philadelphia, to enter into a lease
13 agreement with Spring-Del Associates, a
14 partnership, for use by the City of premises
15 located at 520 through 534 North Delaware Avenue,
16 also known as North Columbus Boulevard,
17 Philadelphia, Pennsylvania, under and being
18 subject to certain terms and conditions.

19 And an ordinance authorizing the
20 Commissioner of Public Property, on behalf of the
21 City of Philadelphia, to enter into a sublease
22 agreement with the Philadelphia Authority for
23 Industrial Development for use by the City and
24 affiliated agencies an office space located at 990
25 Spring Garden Street, Philadelphia, Pennsylvania.

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2 PRESIDENT STREET: These bills will be
3 referred to the appropriate committee.

4 The Clerk will please read the titles
5 of the resolutions introduced by Councilman
6 DiCicco.

7 CHIEF CLERK HAUSER: A resolution
8 appointing Jeanne Fiorelli to the Board of
9 Directors of the South Street Head House District
10 of Philadelphia.

11 And a resolution appointing Johanna
12 Hambrose to the Board of Directors of the South
13 Street Head House District of Philadelphia.

14 And a resolution appointing Bernice
15 Hamel to the Board of Directors of the South
16 Street Head House District of Philadelphia.

17 And a resolution appointing Marvin
18 Finkelstein to the Board of Directors of the South
19 Street Head House District of Philadelphia.

20 And a resolution appointing Nicholas
21 Montone to the Board of Directors of the South
22 Street Head House District of Philadelphia.

23 And a resolution appointing Michael M.
24 Boyle to the Board of Directors of the South
25 Street Head House District of Philadelphia.

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2 And a resolution appointing Bill Funk
3 to the Board of Directors of the South Street Head
4 House District of Philadelphia.

5 PRESIDENT STREET: These resolutions
6 will be referred to the appropriate committee.

7 The Chair recognizes Councilman
8 O'Neill.

9 COUNCILMAN O'NEILL: Mr. President, I
10 offer three bills.

11 PRESIDENT STREET: The Clerk will
12 please read the titles of the bills.

13 CHIEF CLERK HAUSER: An ordinance
14 amending Title 14 of The Philadelphia Code
15 relating to zoning and planning by amending
16 Chapter 14-200 entitled "Residential Districts" by
17 adding a new Section 14-202.1 entitled "R1-A
18 Residential District" by providing district
19 regulations and controls and by making other
20 technical amendments, under certain terms and
21 conditions.

22 An ordinance authorizing the revision
23 of lines and grades on a portion of City Plan No.
24 396 of an area lying generally southeastwardly
25 from the intersection of Global Road and Red Lion

1 STATED MEETING - INTRODUCTION OF BILLS AND RESOLUTIONS

2 Road by placing on the City Plan Gardenia Lane to
3 a dead-end turnabout.

4 And an ordinance authorizing the paving
5 of Gardenia Lane, under certain terms and
6 conditions.

7 PRESIDENT STREET: These bills will be
8 referred to the appropriate committee.

9 The Chair recognizes Councilman
10 Mariano.

11 COUNCILMAN MARIANO: Mr. President, I
12 have no bills, no resolutions.

13 PRESIDENT STREET: The Chair thanks the
14 Councilman.

15 The Chair recognizes Councilman Rizzo.

16 COUNCILMAN RIZZO: Mr. President, I
17 have one resolution.

18 PRESIDENT STREET: The Clerk will
19 please read the title of the resolution.

20 CHIEF CLERK HAUSER: A resolution
21 recognizing and honoring the life and deeds of
22 Francis Albert Sinatra.

23 PRESIDENT STREET: The Chair recognizes
24 Councilman Rizzo.

25 COUNCILMAN RIZZO: Mr. President, I

1 STATED MEETING - COMMITTEE REPORTS

2 move for the adoption of this resolution.

3 (Duly seconded.)

4 PRESIDENT STREET: All those in favor,
5 let it be known by saying aye.

6 Those opposed, say nay.

7 The ayes have it. The resolution is
8 adopted.

9 - - -

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

12 The Chair recognizes Councilwoman Verna
13 for the report of the Council Committee of the
14 Whole.

15 COUNCILWOMAN VERNA: Thank you, Mr.
16 President.

17 The Committee of the Whole reports six
18 bills out of committee with a favorable
19 recommendation.

20 PRESIDENT STREET: The Clerk will
21 please read the report.

22 To the President and Members of the
23 Council of the City of Philadelphia, the Committee
24 of the Whole Council, to which was referred Bill
25 No. 980307, entitled an ordinance amending an

1 STATED MEETING - COMMITTEE REPORTS

2 ordinance approved July 5, 1997, Bill No. 970240,
3 which created the Reading Terminal Head House Tax
4 Increment Financing District by approving the
5 amended project plan for the redevelopment of the
6 district submitted to City Council by the
7 Philadelphia Authority for Industrial Development,
8 and making certain findings and declarations all
9 in accordance with the Tax Increment Financing
10 Act.

11 Bill No. 980306, an ordinance Penn's
12 Landing Tax Increment Financing District and
13 approving the project plan of the Philadelphia
14 Authority for Industrial Development ("PAID") for
15 the redevelopment of the Penn's Landing Tax
16 Increment Financing District being the area
17 generally bounded by Christopher Columbus
18 Boulevard on the west, Arch Street on the north,
19 Dock Street on the south, and the pier head line
20 of the Delaware River on the east, and making
21 certain findings and declarations, all in
22 accordance with the Tax Increment Financing Act.

23 And Bill No. 980305, an ordinance
24 amending an ordinance approved July 5, 1997, Bill
25 No. 960791, which created the PSFS Tax Increment

1 STATED MEETING - COMMITTEE REPORTS

2 Financing District by approving the amended
3 project plan for the redevelopment of the district
4 submitted to the City Council by the Philadelphia
5 Authority for Industrial Development by amending
6 the effective date of the district and making
7 certain findings and declarations, all in
8 accordance with the Tax Increment Financing Act.

9 And Bill No. 980304 an ordinance
10 amending an ordinance approved July 5, 1997, Bill
11 No. 970239, which created the City Hall Tax
12 Increment Financing District by approving the
13 amended project plan for the redevelopment of the
14 district submitted to the City Council by the
15 Philadelphia Authority for Industrial Development
16 by amending the effective date of the district and
17 making certain findings and declarations, all in
18 accordance with the Tax Increment Financing Act.

19 Bill No. 980301, 970239 an ordinance
20 creating the Cecil B. Moore Avenue Tax Increment
21 Financing District and approving the project plan
22 of the Philadelphia Authority for Industrial
23 Development ("PAID") for the development of the
24 Cecil B. Moore Avenue Tax Increment Financing
25 District being the area generally bounded by the

1 STATED MEETING - COMMITTEE REPORTS

2 center line of North 16th Street on the west, a
3 certain three-foot wide alley 97 feet north of
4 Cecil B. Avenue on the north and the center line
5 of North Sydenham Street on the east.

6 Bill No. 980238, an ordinance approving
7 the planned estimated cost and proposed method of
8 charges of the Old City Special Services District
9 of Philadelphia for and concerning business
10 improvements and administrative services to the
11 Old City area of the City of Philadelphia.

12 Respectfully reports that it has
13 considered the same and returns the attached bills
14 to Council with a favorable recommendation.

15 PRESIDENT STREET: The Chair recognizes
16 Councilwoman Verna.

17 COUNCILWOMAN VERNA: Mr. President, may
18 I ask the Chief Clerk to please read the bill
19 numbers again, if she will.

20 CHIEF CLERK HAUSER: Sure. Bill No.
21 980307, 980306, 980305, 980304, 980301, 980238.

22 COUNCILWOMAN VERNA: Thank you.

23 PRESIDENT STREET: The Chair recognizes
24 Councilwoman Verna.

25 COUNCILWOMAN VERNA: Thank you, Mr.

1 STATED MEETING - COMMITTEE REPORTS

2 President.

3 I move that the rules of Council be
4 suspended so as to permit first reading of Bill
5 No.'s 980238, 980301, 980304, 980305, 980306, and
6 980307.

7 (Duly seconded.)

8 PRESIDENT STREET: All those in favor,
9 let it be known by saying aye.

10 Those opposed, say nay.

11 The ayes have it. The rules are
12 suspended. These bills will be added to our
13 first-reading calendar today.

14 The Chair recognizes Councilman Kenney
15 for the report of the Council Committee on Rules.

16 COUNCILMAN KENNEY: Thank you, Mr.
17 President.

18 The Council Committee on Rules reports
19 out three bills and one resolution.

20 PRESIDENT STREET: The Clerk will
21 please read the report.

22 CHIEF CLERK HAUSER: To the President
23 and Members of the Council of the City of
24 Philadelphia, the Committee on Rules, to which was
25 referred Bill No. 970092, an ordinance amending

1 STATED MEETING - COMMITTEE REPORTS

2 Title 14 of The Philadelphia Code entitled "Zoning
3 and Planning," by amending Section 14-1805,
4 entitled "Hearings," to establish a fee for
5 accelerated hearings before the Zoning Board of
6 Adjustment.

7 And Bill No. 970395, an ordinance to
8 amend the Philadelphia zoning maps by changing the
9 zoning designations of certain areas of land
10 located within an area bounded by Elsworth Street,
11 Broad Street, Snyder Avenue, and 16th Street.

12 And Bill No. 970778, an ordinance to
13 amend the Philadelphia zoning maps by changing the
14 zoning designations of certain areas of land
15 located within an area bounded by Snyder Avenue,
16 Broad Street, Oregon Avenue, and 18th Street.

17 And Resolution No. 980251, declaring
18 that it is desirable for the health, safety, and
19 welfare of the people of Philadelphia,
20 Pennsylvania, for the Quakertown General Authority
21 to undertake certain health-care projects.

22 Respectfully reports that it has
23 considered the same and returns the attached
24 resolution and bills to Council with a favorable
25 recommendation.

1 STATED MEETING - COMMITTEE REPORTS

2 PRESIDENT STREET: The Chair recognizes
3 Councilman Kenney.

4 COUNCILMAN KENNEY: I move that the
5 rules of Council be suspended so as to permit
6 first reading of Bill No. 970092, 970395, and
7 970778 today.

8 Also the committee seeks the immediate
9 adoption of Resolution No. 980251.

10 (Duly seconded.)

11 PRESIDENT STREET: All those in favor,
12 let it be known by saying aye.

13 Those opposed, say nay.

14 The ayes have it. The rules are
15 suspended. Bill No. 970092, 970395, 970778 will
16 be added to our first-reading calendar today.

17 The Chair recognizes Councilman Kenney
18 for a motion on Resolution No. 980251.

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

21 (Duly seconded.)

22 PRESIDENT STREET: All those in favor,
23 let it be known by saying aye.

24 Those opposed, say nay.

25 The ayes have it. The resolution is

1 STATED MEETING - COMMITTEE REPORTS

2 adopted.

3 The Chair recognizes Councilwoman Verna
4 for the Committee Report from the Committee on
5 Finance.

6 COUNCILWOMAN VERNA: Mr. President, the
7 Committee on Finance reports two bills out of
8 committee with a favorable recommendation.

9 PRESIDENT STREET: The Clerk will
10 please read the report.

11 CHIEF CLERK HAUSER: To the President
12 and Members of the Council of the City of
13 Philadelphia, the Committee on Finance, to which
14 was referred Bill No. 980405, an ordinance
15 amending an ordinance approved April 2, 1998
16 relating to the capital program for the six fiscal
17 years 1999 through 2004, inclusive, by
18 transferring from Fiscal 1998 to Fiscal 1999
19 projects and amounts in various departments and by
20 adding, increasing, and/or decreasing projects and
21 amounts in various department.

22 Bill No. 980406, an ordinance amending
23 an ordinance approved April 2, 1998 relating to
24 the fiscal 1999 capital budget by transferring
25 from fiscal 1998 to fiscal 1999 projects and

1 STATED MEETING - COMMITTEE REPORTS

2 amounts in various departments and by adding,
3 increasing, and/or decreasing projects and amounts
4 in various departments.

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

8 PRESIDENT STREET: The Chair recognizes
9 Councilwoman Verna.

10 COUNCILWOMAN VERNA: Mr. President, I
11 move that the rules be suspended so as to permit
12 first reading of Bills No.'s 980405 and 980406.

13 (Duly seconded.)

14 PRESIDENT STREET: All those in favor,
15 let it be known by saying aye.

16 Those opposed, say nay.

17 The ayes have it. The rules are
18 suspended. Bill No. 980407 and 980406 will be
19 added to our first-reading calendar today.

20 Would Councilman DiCicco please
21 approach the Chair. Please bring your little
22 card.

23 (Laughter.)

24 (Councilman DiCicco approaches the
25 Chair.)

1 STATED MEETING - COMMITTEE REPORTS

2 PRESIDENT STREET: The Chair recognizes
3 Councilman DiCicco for the report of the Council
4 Committee on Streets and Services.

5 COUNCILMAN DICICCO: Thank you, Mr.
6 President. The Council Committee on Streets and
7 Services reports 30 bills out of committee.

8 PRESIDENT STREET: The Clerk will
9 please read this report. Councilmembers will
10 please stay awake.

11 (Laughter.)

12 PRESIDENT STREET: The Chair recognizes
13 Councilwoman Krajewski.

14 (Councilwoman Krajewski responds
15 inaudibly off-mike.)

16 PRESIDENT STREET: I'm sorry, I
17 apologize. Councilwoman Krajewski requested to be
18 recognized, and I got so caught up in the
19 committee reports that I lost my mind.

20 The Chair recognizes Councilwoman
21 Krajewski.

22 COUNCILWOMAN KRAJEWSKI: I haven't had
23 this much attention since I ran for Council.

24 Mr. President, I would like to have a
25 request from the Chair that I be excused. But I

1 STATED MEETING - COMMITTEE REPORTS

2 would like to request that I vote on all bills and
3 resolutions and amendments in the affirmative.

4 Thank you, Councilman.

5 PRESIDENT STREET: Thank you very much.
6 Leave will be granted.

7 COUNCILWOMAN KRAJEWSKI: Thank you very
8 kindly.

9 PRESIDENT STREET: Now the Chair
10 recognizes Councilman DiCicco for the report of
11 the Council Committee on Streets and Services .

12 COUNCILMAN DICICCO: Thank you, Mr.
13 President. The Committee on Streets and Services
14 reports 30 bills out of committee.

15 PRESIDENT STREET: Please read the
16 report.

17 CHIEF CLERK HAUSER: To the President
18 and Members of the Council of the City of
19 Philadelphia, the Committee on Streets and
20 Services, to which was referred:

21 Bill No. 980120, an ordinance
22 authorizing Hard Shell Cafe, located at the
23 northeast corner of Ninth and Market Streets,
24 Philadelphia, Pennsylvania, to construct and
25 maintain an electrified marquee projecting from

1 STATED MEETING - COMMITTEE REPORTS

2 the facade of The Gallery at Market East over the
3 footway of Ninth Street and Market Street, under
4 certain terms and conditions .

5 And Bill No. 980146 an ordinance
6 authorizing Boyd's Philadelphia to construct and
7 maintain a canvas canopy a minimum of nine feet
8 above the footway of the facade of 1818 Chestnut
9 Street.

10 And Bill No. 980162, ordinance
11 authorizing Norman Wolgen (ph.) and Marian Wolgen,
12 husband and wife, owners of the property located
13 at 1811 Delancey Street, Philadelphia,
14 Pennsylvania, to construct and maintain a garden
15 terrace over a portion of the south footway of
16 Cypress Street.

17 And Bill No. 980165, an ordinance
18 authorizing Robert Farrell, owner of the property
19 located at 6300 Torresdale Avenue, Philadelphia,
20 Pennsylvania, to construct and maintain a canopy
21 roof over a portion of the north footway of
22 Robbins Avenue.

23 And Bill No. 980166, an ordinance
24 authorizing Walter Jetski (ph.), owner of the
25 property located at 4200 Shellmeyer Street,

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2 Philadelphia, Pennsylvania, to construct an
3 encroachment.

4 And Bill No. 980169, an ordinance
5 authorizing Frank Borda (ph.) and Louis Gentile,
6 owners of the property located at 1547 through 49
7 South 13th Street, Philadelphia, Pennsylvania, to
8 construct an encroachment.

9 And Bill No. 980192, and ordinance
10 authorizing the revision of lines and grades on a
11 portion of City Plan No. 119 by striking from the
12 City Plan and vacating a portion of Harper Street
13 from 10th Street to 12th Street.

14 And Bill No. 980210, an ordinance
15 establishing a parking regulation on Dorcus
16 Street, east side, Cottman Avenue, to a point 75
17 feet north of Cottman Avenue.

18 And Bill No. 980229, an ordinance
19 regulating the direction and movement of traffic
20 on Carpenter Street from Broad Street to 15th
21 Street.

22 And Bill No. 980237, an ordinance
23 authorizing and directing the revision of lines
24 and grades on a portion of City Plan No. 164 by
25 striking from the City Plan and vacating Morris

1 STATED MEETING - COMMITTEE REPORTS

2 Street from Beech Street to Allen Street.

3 And Bill No. 980243, an ordinance
4 authorizing the placing on City Plan No. 382 of
5 Anna Drive from Worthington Road at a point
6 approximately 173 feet south of Michelle Drive.

7 And Bill No. 980244, an ordinance
8 authorizing the paving of Anna Drive.

9 And Bill No. 980269, an ordinance
10 authorize Patricia Wallace, owner of the property
11 located at 7027 West Passyunk Avenue,
12 Philadelphia, Pennsylvania, to construct and
13 maintain a deck.

14 And Bill No. 980272, an ordinance
15 authorizing Jose Rodriguez, owner of the property
16 7101 Rutlin Street, Philadelphia, Pennsylvania, to
17 construct and maintain a side deck.

18 And Bill No. 980276, an ordinance
19 authorizing Richard Miller and Laura Miller, his
20 wife, owners of the property located at 3470 Amber
21 Street, to construct and maintain a one-story
22 masonry garage addition.

23 And Bill No. 980302, an ordinance
24 authorizing the Sanmore (ph.) Partnership to
25 construct and maintain an illuminated marquee a

1 STATED MEETING - COMMITTEE REPORTS

2 minimum of 12 feet, 4 inches above the footway in
3 front of the facade.

4 And Bill No. 980309, an ordinance
5 authorizing the changing of the name of Webster
6 Street, from Passyunk Avenue to Seventh Street, to
7 "Queen Street."

8 And Bill No. 980310, an ordinance
9 authorizing the paving of Depew Avenue and
10 Lindenhurst Street, under certain terms and
11 conditions.

12 And Bill No. 980313, an ordinance
13 authorizing the revision of lines and grades on a
14 portion of City Plan No. 194 by striking from the
15 plan and vacating a portion of Reese Street.

16 And Bill No. 980336, an ordinance
17 granting permission to level Three Communications
18 LLC, a Delaware limited-liability company
19 registered to do business in Pennsylvania, and its
20 successors, assignees, and agents to construct,
21 maintain and operate, replace and remove a
22 telecommunications system.

23 And Bill No. 980337, an ordinance
24 granting permission to Next Link of Pennsylvania
25 LP, registered to do business in Pennsylvania, and

1 STATED MEETING - COMMITTEE REPORTS

2 its successors, assignees, and agents to
3 construct, maintain and operate, replace and
4 remove a telecommunications system.

5 And Bill No. 980338, an ordinance
6 authorizing the Crime Prevention Association of
7 Philadelphia, 230 South Broad Street, owner of the
8 property located at 2407 and 2419-37 South Broad
9 Street, to construct and maintain one electrified
10 marquee.

11 And Bill No. 980339, an ordinance
12 authorizing the Crime Prevention Association of
13 Philadelphia, 230 South Broad Street, owner of the
14 property located at 2407 and 2419-37 South Broad
15 Street, to construct maintain various
16 encroachments.

17 And Bill No. 980340, an ordinance
18 authorizing Harry Sarkissian, owner of the
19 property located at 604-606 South Third Street,
20 Philadelphia, Pennsylvania, to construct and
21 maintain two electrified signs projecting from the
22 facade of the building at 604-606 South Third
23 Street.

24 And Bill No. 980341, an ordinance
25 authorizing Harry Sarkissian (ph.), owner of the

1 STATED MEETING - COMMITTEE REPORTS

2 property located at 604 through 606 South Third
3 Street, Philadelphia, Pennsylvania, to construct
4 various encroachments onto and over the south
5 footway of South Street and the west footway of
6 South Third Street.

7 And Bill No. 980373, an ordinance
8 authorizing the revision of lines and grades of
9 City Plan No. 123 by striking from the City Plan
10 and vacating Watts Street from Susquehannah Avenue
11 to Diamond Street.

12 PRESIDENT STREET: Was that 980373?

13 CHIEF CLERK HAUSER: That's what I
14 have, Mr. President.

15 PRESIDENT STREET: Okay, thank you.
16 Please continue.

17 Bill No. 980374, an ordinance
18 authorizing Dem Corp. II LP, 2006 Sansom Street,
19 Philadelphia, to maintain an electrified marquee
20 attached to the property located at 2010 through
21 12 Sansom Street.

22 And Bill No. 980376, an ordinance
23 granting permission to IXC Carrier, Inc., a Nevada
24 corporation to do business in Pennsylvania, and
25 its successors, assignees, and agents to

1 STATED MEETING - COMMITTEE REPORTS

2 construct, maintain and operate, replace and
3 remove a telecommunications system.

4 And Bill No. 980377, an ordinance
5 authorizing the revision of lines and grades on a
6 portion of City Plan No. 308 by relocating the
7 southerly curb line of Rodman Street from Ninth
8 Street to Tenth Street.

9 PRESIDENT STREET: Did the Clerk read
10 Bill No. 980375?

11 CHIEF CLERK HAUSER: I don't remember
12 reading this one.

13 Bill No. 980375, an ordinance
14 authorizing the revision of lines and grades on a
15 portion of City Plan No. 308 by striking from the
16 City Plan and vacating Rosewood Street from Spruce
17 Street to Delancey Street.

18 PRESIDENT STREET: The Chair recognizes
19 Councilman DiCicco.

20 COUNCILMAN DICICCO: Thank you, Mr.
21 President.

22 The Chair moves that the rules of
23 Council be suspended so as to permit first reading
24 on all bills read into the record, except for Bill
25 No. 980210, 980237, 980243, 980244, 980310, and

1 STATED MEETING - CALENDAR CONSIDERATION

2 980373.

3 PRESIDENT STREET: Is there a second?

4 (Duly seconded.)

5 PRESIDENT STREET: All those in favor,
6 let it be known by saying aye.

7 Those opposed, say nay.

8 The ayes have it. The rules are
9 suspended. The following bills will receive first
10 reading today: 980120, 980146, 980162, 980165,
11 980166, 980169, 980192, 980299, 980269, 980272,
12 980276, 980302, 980309, 980313, 980336, 980337,
13 980338, 980339, 980340, 980341, 980374, 980375,
14 980376, and 980377.

15 Thank you very much.

16 - - -

17 PRESIDENT STREET: The next order of
18 business is the consideration of the calendar.

19 The Chief Clerk will read the bills on
20 the first-reading calendar.

21 CHIEF CLERK HAUSER: Bill No. 980301,
22 an ordinance creating the Cecil B. Moore Avenue
23 Tax Increment Financing District.

24 PRESIDENT STREET: The Chair agrees.

25 CHIEF CLERK HAUSER: Bill No. 980304,

1 STATED MEETING - CALENDAR CONSIDERATION
2 an ordinance amending an ordinance approved July
3 5, 1997, which created the City Hall Annex Tax
4 Increment Financing District.

5 PRESIDENT STREET: The Chair agrees.

6 CHIEF CLERK HAUSER: Bill No. 980305,
7 an ordinance amending an ordinance approved July
8 5, 1997, which created the PSFS Tax Increment
9 Financing District.

10 PRESIDENT STREET: The Chair agrees.

11 CHIEF CLERK HAUSER: Bill No. 980306,
12 an ordinance amending an ordinance approved July
13 5, 1997, which created the Penn's Landing Tax
14 Increment Financing District.

15 PRESIDENT STREET: The Chair agrees.

16 CHIEF CLERK HAUSER: Bill No. 980307,
17 an ordinance amending an ordinance approved July
18 5, 1997, Bill No. 970240, which created the
19 Reading Terminal Head House Tax Increment
20 Financing District.

21 PRESIDENT STREET: The Chair agrees.

22 CHIEF CLERK HAUSER: Bill No. 980238,
23 an ordinance approving the plan, estimated costs,
24 and proposed method of charges of the Old City
25 Special Services District of Philadelphia.

1 STATED MEETING - CALENDAR CONSIDERATION

2 PRESIDENT STREET: The Chair agrees.

3 CHIEF CLERK HAUSER: Bill No. 970092,
4 an ordinance amending Title 14 of The Philadelphia
5 Code entitled "Zoning and Planning" by amending
6 Section 14-1805.

7 PRESIDENT STREET: The Chair agrees.

8 CHIEF CLERK HAUSER: Bill No. 970395,
9 an ordinance to amend the Philadelphia Zoning Maps
10 by changing the zoning designations of certain
11 areas of land located within an area bounded by
12 Elsworth Street, Broad Street, Snyder Avenue, and
13 16th Street.

14 PRESIDENT STREET: The Chair agrees.

15 CHIEF CLERK HAUSER: Bill No. 970778,
16 an ordinance to amend the Philadelphia Zoning Maps
17 by changing the zoning designations of certain
18 areas of land located within an area bounded by
19 Snyder Avenue, Broad Street, Oregon Avenue, and
20 18th Street.

21 PRESIDENT STREET: The Chair agrees.

22 CHIEF CLERK HAUSER: Bill No. 980405,
23 an ordinance amending an ordinance approved April
24 2, 1998 relating to the capital program for the
25 six fiscal years 1999 through 2004, inclusive.

1 STATED MEETING - CALENDAR CONSIDERATION

2 PRESIDENT STREET: The Chair agrees.

3 CHIEF CLERK HAUSER: Bill No. 980406,
4 an ordinance amending an ordinance approved April
5 2, 1998 relating to the fiscal capital budget by
6 transferring from fiscal year 1998 to fiscal 1999
7 projects and amounts in various departments.

8 PRESIDENT STREET: The Chair agrees.

9 CHIEF CLERK HAUSER: Bill No. 980146,
10 an ordinance authorizing Boyd's Philadelphia to
11 construct and maintain a canvas canopy.

12 PRESIDENT STREET: The Chair agrees.

13 CHIEF CLERK HAUSER: Bill No. 980162,
14 an ordinance authorizing Norman Wolgen (ph.) and
15 Marian Wolgen, husband and wife, owners of the
16 property located at 1811 Delancey Street, to
17 construct and maintain a garden terrace.

18 PRESIDENT STREET: The Chair agrees.

19 CHIEF CLERK HAUSER: Bill No. 980165,
20 an ordinance authorizing Robert Farrell, owner of
21 the property located at 6300 Torresdale Avenue, to
22 construct and maintain a canopy.

23 PRESIDENT STREET: The Chair agrees.

24 CHIEF CLERK HAUSER: Bill No. 980166,
25 an ordinance authorizing Walter Jetski, owner of

1 STATED MEETING - CALENDAR CONSIDERATION

2 the property located at 4200 Shellmeyer Street, to
3 construct and maintain a one-story wooden-framed
4 addition.

5 PRESIDENT STREET: The Chair agrees.

6 CHIEF CLERK HAUSER: Bill No. 980169,
7 an ordinance authorizing Frank Borda and Lou
8 Gentile, owners of the property located at 1547-49
9 and South 13th street, to construct and maintain a
10 one-story masonry building.

11 PRESIDENT STREET: The Chair agrees.

12 CHIEF CLERK HAUSER: Bill No. 980192,
13 an ordinance authorizing the revision of lines and
14 grades on a portion of City Plan No. 119 by
15 striking from the City Plan and vacating a portion
16 of Harper Street.

17 PRESIDENT STREET: The Chair agrees.

18 CHIEF CLERK HAUSER: Bill No. 980229,
19 an ordinance regulating the direction and the
20 movement of traffic on Carpenter Street.

21 PRESIDENT STREET: The Chair agrees.

22 CHIEF CLERK HAUSER: Bill No. 980269,
23 and ordinance authorizing Patricia Wallace, owner
24 of the property located at 7027 West Passyunk
25 Avenue, to construct and a maintain deck.

1 STATED MEETING - CALENDAR CONSIDERATION

2 PRESIDENT STREET: The Chair agrees.

3 CHIEF CLERK HAUSER: Bill No. 980227,
4 an ordinance authorizing Jose Rodriguez, owner of
5 the property located at Rutlin Street, to
6 construct and maintain a side deck.

7 PRESIDENT STREET: The Chair agrees.

8 CHIEF CLERK HAUSER: Bill No. 980276,
9 an ordinance authorizing Richard Miller and Laura
10 Miller, husband and wife, owners of the property
11 located at 3470 Amber Street, to construct and
12 maintain one-story masonry garage.

13 PRESIDENT STREET: The Chair agrees.

14 CHIEF CLERK HAUSER: Bill No. 980302,
15 an ordinance authorizing the Sanmore (ph.)
16 Partnership to construct and maintain an
17 illuminated marquee.

18 PRESIDENT STREET: The Chair agrees.

19 CHIEF CLERK HAUSER: Bill No. 980309,
20 an ordinance authorizing the changing of the name
21 of Webster Street, from Passyunk Avenue to Seventh
22 Street, to "Queen Street."

23 PRESIDENT STREET: The Chair agrees.

24 CHIEF CLERK HAUSER: Bill No. 980313,
25 an ordinance authorizing the revision of lines and

1 STATED MEETING - CALENDAR CONSIDERATION

2 grades on a portion of City Plan No. 194 by
3 striking from the City Plan and vacating a portion
4 of Reese Street.

5 PRESIDENT STREET: The Chair agrees.

6 CHIEF CLERK HAUSER: Bill No. 980336,
7 an ordinance granting permission to Level III
8 Communications LLC, a Delaware limited-liability
9 company registered to do business in Pennsylvania.

10 PRESIDENT STREET: The Chair agrees.

11 CHIEF CLERK HAUSER: And Bill No.
12 980337, an ordinance granting permission Next Link
13 of Pennsylvania.

14 PRESIDENT STREET: The Chair agrees.

15 CHIEF CLERK HAUSER: Bill No. 980338,
16 an ordinance authorizing the Crime Prevention
17 Association of Philadelphia, 230 South Broad
18 Street, to construct and maintain one electrified
19 marquee.

20 PRESIDENT STREET: The Chair agrees.

21 CHIEF CLERK HAUSER: Bill No. 980339,
22 an ordinance authorizing the Crime Prevention
23 Association of Philadelphia, 230 South Broad
24 Street, to construct and maintain various
25 encroachments.

1 STATED MEETING - CALENDAR CONSIDERATION

2 PRESIDENT STREET: The Chair agrees.

3 CHIEF CLERK HAUSER: Bill No. 980340,
4 an ordinance authorizing Harry Sarkissian, owner
5 of the property located at 604-606 South Third
6 Street, to --

7 PRESIDENT STREET: The Chair agrees.

8 CHIEF CLERK HAUSER: Bill No. 980341,
9 an ordinance authorizing Harry Sarkissian, owner
10 of the property located at 604-606 South Third
11 Street, to construct various encroachments.

12 PRESIDENT STREET: The Chair agrees.

13 CHIEF CLERK HAUSER: Bill No. 980374,
14 an ordinance authorizing Dem Corp. II LP to
15 maintain an electrified marquee.

16 PRESIDENT STREET: The Chair agrees.

17 CHIEF CLERK HAUSER: Bill No. 980376,
18 an ordinance granting permission to IXC Carriers
19 Inc. to do business in Pennsylvania.

20 PRESIDENT STREET: The Chair agrees.

21 CHIEF CLERK HAUSER: Bill No. 980377,
22 an ordinance authorizing the revision of lines and
23 grades on a portion of City Plan 308 by relocating
24 the southerly curb line of Rodman Street.

25 PRESIDENT STREET: The Chair agrees.

1 STATED MEETING - FINAL READING - BILL NO. 970794
2 consider bills on our second- and final-reading
3 passage calendar.

4 The Chair recognizes Councilwoman
5 Verna.

6 COUNCILWOMAN VERNA: Thank you, Mr.
7 President. All bills on the second-reading and
8 final-passage calendar are being called for
9 consideration, with the exception of Bill No.
10 No.'s 960633, 960629, and 970272.

11 PRESIDENT STREET: The Chair thanks the
12 Councilwoman.

13 The first bill for consideration will
14 be Bill No. 970794.

15 The Chair recognizes Councilwoman
16 Blackwell.

17 COUNCILWOMAN BLACKWELL: Mr. President,
18 we're also holding 980227, the last bill on the
19 calendar also since we had the --

20 PRESIDENT STREET: Yes. We're going to
21 hold that. A substitute bill has been introduced.
22 All that took place since we left the caucus room.

23 The first bill for consideration will
24 be Bill No. 970794. The Clerk will please read
25 the title of the bill.

1 STATED MEETING - FINAL READING - BILL NO. 970794

2 CHIEF CLERK HAUSER: An ordinance
3 naming the playground currently designated as "The
4 White Hall Commons" located at 1900 Wakeling
5 Street and bounded by 4700 Jackson Street, 4700
6 Ditman Street, and 1900 Margaret Street as "The
7 Billy Gambrell Playground."

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

11 The Clerk will call a roll.

12 CHIEF CLERK HAUSER: Councilwoman
13 Blackwell.

14 COUNCILWOMAN BLACKWELL: Aye.

15 CHIEF CLERK HAUSER: Councilwoman
16 Clark.

17 COUNCILWOMAN CLARK: Aye.

18 CHIEF CLERK HAUSER: Councilman Cohen.

19 COUNCILMAN COHEN: Aye.

20 CHIEF CLERK HAUSER: Councilman
21 DiCicco.

22 COUNCILMAN DICICCO: Aye.

23 CHIEF CLERK HAUSER: Councilwoman
24 Fernandez.

25 COUNCILWOMAN FERNANDEZ: Aye.

1 STATED MEETING - FINAL READING - BILL NO. 970794

2 CHIEF CLERK HAUSER: Councilman Kenney.

3 COUNCILMAN KENNEY: Aye.

4 CHIEF CLERK HAUSER: Councilwoman

5 Krajewski is voting aye.

6 Councilman Mariano.

7 COUNCILMAN MARIANO: Aye.

8 CHIEF CLERK HAUSER: Councilwoman

9 Miller.

10 COUNCILWOMAN MILLER: Aye.

11 CHIEF CLERK HAUSER: Councilman

12 Nutter.

13 COUNCILMAN NUTTER: Aye.

14 CHIEF CLERK HAUSER: Councilman

15 O'Neill.

16 COUNCILMAN O'NEILL: Aye.

17 CHIEF CLERK HAUSER: Councilman Ortiz.

18 COUNCILMAN ORTIZ: Aye.

19 CHIEF CLERK HAUSER: Councilman Rizzo.

20 COUNCILMAN RIZZO: Aye.

21 CHIEF CLERK HAUSER: Councilwoman

22 Tasco.

23 COUNCILWOMAN TASCO: Aye.

24 CHIEF CLERK HAUSER: Councilwoman

25 Verna.

1 STATED MEETING - FINAL READING - BILL NO. 960367

2 COUNCILWOMAN VERNA: Aye.

3 CHIEF CLERK HAUSER: Council President
4 Street.

5 PRESIDENT STREET: Aye.

6 The ayes are 16, the nays are 0. The
7 majority of all Members of Council having voted in
8 the affirmative, the bill passes.

9 The next bill for consideration will be
10 Bill No. 960367. The Clerk will please read the
11 title of the bill.

12 CHIEF CLERK HAUSER: An ordinance
13 amending Title 9 of The Philadelphia Code entitled
14 "Regulation of Businesses, Trades and
15 Professions" by adding a new chapter prohibiting
16 cigarette vending machines and providing
17 penalties.

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

21 The Chair recognizes Councilman
22 Mariano.

23 COUNCILMAN MARIANO: Mr. President, I
24 have an amendment I'd like to introduce.

25 PRESIDENT STREET: Okay. The Clerk

1 STATED MEETING - FINAL READING - BILL NO. 960367
2 will please read the amendment.

3 Has every Councilman been given a copy
4 of the amendment? Councilman, has the amendment
5 been circulated?

6 COUNCILMAN MARIANO: Yes.

7 PRESIDENT STREET: The Clerk will
8 please read the amendment.

9 CHIEF CLERK HAUSER: Proposed amendment
10 to Bill No. 960367, Section 9-2003, penalties and
11 enforcement.

12 A. The Penalty for violation of this
13 chapter shall be a fine not exceeding \$300,
14 together with imprisonment not exceeding 90 days
15 if the fine and any costs are not paid within 10
16 days; and

17 B. Whenever any officer with authority
18 to enforce ordinances, including, for purposes of
19 this section, any Department of Public Health or
20 Department of Licenses and Inspections inspector
21 becomes aware of a violation of this chapter, such
22 officer shall hand or deliver to the violator a
23 printed notice of violation.

24 If the violator is a retail outlet or
25 other business establishment, the officer shall

1 STATED MEETING - FINAL READING - BILL NO. 960367
2 hand or deliver the notice to the manager of the
3 outlet or establishment or an on-site supervisor
4 such. Notice shall bear the date, time, and
5 nature of the violation when known, the identity
6 and address of the violator, the amount to be
7 remitted in response to the notice, and the
8 penalty which can be imposed by the court of the
9 violation, and shall be signed by the person
10 issuing the notice and shall bear the badge number
11 or other official identification number of the
12 officer issuing the notice.

13 C. Any person who receives a notice of
14 violation may, within 10 days, pay \$100, admit the
15 violation, and waive the appearance before a
16 municipal court judge.

17 The notice of violation shall contain
18 an approximate statement for signature by the
19 violator for the purpose of admitting the
20 violation and waiving a hearing, and shall be
21 returned by the violator when stipulated payment
22 is remitted.

23 D. If a person who receives a notice
24 of violation fails to make the prescribed payment
25 within 10 days of the issuance of the notice of

1 STATED MEETING - FINAL READING - BILL NO. 960367
2 violation, a code enforcement complaint shall be
3 issued for such violation in such manner as
4 provided by law.

5 Such a complaint may be issued
6 irrespective of whether a notice of violation was
7 previously issued for such violation.

8 E. Upon a finding of a third cigarette
9 sales violation committed at a single location or
10 within a single business establishment, any
11 cigarette vending machine located at such
12 locations or within such establishment shall be
13 removed by the owner of such machine, and no
14 person shall install or any cigarette vending
15 machine at such location or such establishment.

16 For purposes of this subsection, a
17 cigarette sales violation shall be any violation
18 of this section or any violation of Section 9-622
19 relating to cigarettes and tobacco products.

20 The Department of Licenses and
21 Inspections may remove any machine maintained in
22 violation of this section and may bill the owner
23 of the establishment where such machine is located
24 or the owner of the machine for the cost of
25 removal.

1 STATED MEETING - FINAL READING - BILL NO. 960367

2 And amending Section. No person shall
3 install or maintain cigarette vending machines at
4 any location in the City of Philadelphia unless
5 such machine is subject to an operational lockout
6 device, which is subject only to the control of
7 the proprietor of the establishment or his or her
8 agent, and not subject to control by the general
9 public.

10 And 9-2001, lockout device. An
11 electronic device which renders a vending machine
12 inoperable except when activated or unlocked
13 remote electronic authorization transmitted on a
14 per-transaction basis.

15 And amending Section 2 of the bill,
16 section -- making section 2, 3. And it reads:
17 This ordinance shall be effective 60 days after
18 enactment provided, however, that no lockout
19 device shall be required until 6 months after
20 enactment.

21 Section 2-922 of The Philadelphia Code
22 entitled "Cigarette Tobacco Products" is hereby
23 amended as follows: Upon the finding of a third
24 cigarette sales violation committed at a single
25 location or within a single business

1 STATED MEETING - FINAL READING - BILL NO. 960367
2 establishment, any cigarette vending machine
3 located at such location or within such
4 establishment shall be removed by the owner of
5 such machine, and no person shall install or
6 maintain any cigarette vending machine at such
7 location or in such establishment.

8 For purposes of this subsection, a
9 cigarette sales violation shall be any violation
10 of this section or any violation of Section 9-2002
11 relating to cigarette vending machines. The
12 Department of Licenses and Inspections may remove
13 any machine maintained in violation of this
14 section and may bill the owner of the
15 establishment where such machine is located or the
16 owner of the machine for the cost of removal.

17 PRESIDENT STREET: Is that the entire
18 amendment?

19 CHIEF CLERK HAUSER: I believe so,
20 President Street.

21 PRESIDENT STREET: The Chair recognizes
22 Councilman Mariano for a motion that the amendment
23 be approved.

24 COUNCILMAN MARIANO: Mr. President, I
25 make a motion that the motion be approved.

1 STATED MEETING - FINAL READING - BILL NO. 960367

2 COUNCILWOMAN CLARK: I have a question.

3 PRESIDENT STREET: Is there a second?

4 COUNCILWOMAN CLARK: Mr. President, I
5 have a question.

6 PRESIDENT STREET: The Chair recognizes
7 Councilwoman Clark.

8 COUNCILWOMAN CLARK: Mr. President, I
9 apologize for not having read this any sooner than
10 now; I think it was just passed out today.

11 I'm somewhat disturbed by what appears
12 to be a vagueness in the amendment, and now I
13 speak specifically of Section 9-2003, Section E,
14 reading:

15 "Upon a finding of a third cigarette
16 sales violation committed at a single location or
17 within a single business establishment, any. . . "

18 Now do you mean "and all machines
19 located at such establishment?" Because I would
20 then add this to be as inclusive as is necessary.
21 Do you have any objection to that?

22 And then on Section 2 -- actually it's
23 now amended to Section 3, reading: "This
24 ordinance shall be effective 60 days after
25 enactment providing, however, that no lockout

1 STATED MEETING - FINAL READING - BILL NO. 960367
2 device shall be required until 6 months after
3 enactment."

4 I think that that is unnecessarily
5 vague, and it raises this question with me: Does
6 it mean that every cigarette machine will be in
7 violation of Section 3 180 days after enactment if
8 it has not been properly adapted? Because if that
9 is so, the language doesn't say that.

10 PRESIDENT STREET: Councilwoman
11 Fernandez, would you care to address that
12 question?

13 COUNCILWOMAN FERNANDEZ: Do you have
14 suggestions for wording that would clarify the
15 meaning? Again, I think your first amendment
16 improved on the Law Department's work.

17 Would you have suggestions for this
18 that would make it clarified and sharper in the
19 meaning that you want?

20 COUNCILWOMAN CLARK: Yes. I would
21 suggest that the language needs to say:
22 "Provided, however, that every machine will
23 require this device within 180 days of enactment."
24 You see?

25 PRESIDENT STREET: I don't.

1 STATED MEETING - FINAL READING - BILL NO. 960367

2 COUNCILWOMAN CLARK: Because when --
3 okay.

4 PRESIDENT STREET: I'm looking at the
5 proposed amendment to the new Section 3.

6 COUNCILWOMAN CLARK: Right. The first
7 part of it says, "This ordinance shall be
8 effective 60 days after enactment. However, no
9 lockout device shall be required until 6 months
10 after enactment."

11 Well, that to me is confusing. Let's
12 say it directly. "Every machine, to be legal,
13 must have been adapted within 180 days of
14 enactment." That, one, makes the language
15 consistent with the 60-day requirement and --

16 PRESIDENT STREET: The only reason why
17 I raise the question here is because there may be
18 certain parts of this bill that are unrelated to a
19 lockout device that the Department wants to begin
20 to enforce within 60 days, provisions that are
21 other than the lockout device, and I wouldn't know
22 that.

23 COUNCILWOMAN CLARK: But I'm not
24 changing the 60-day part of the sentence. It
25 would read: "This ordinance shall be effective 60

1 STATED MEETING - FINAL READING - BILL NO. 960367
2 days after enactment provided, however, that every
3 machine must have been equipped by 180 days of
4 enactment."

5 Do you see? Absent that, I think you
6 put such vagueness in it as to make it
7 unenforceable.

8 PRESIDENT STREET: The Chair recognizes
9 Councilman Nutter.

10 COUNCILMAN NUTTER: Thank you, Mr.
11 President.

12 I would only ask either, I guess,
13 Councilwoman Clark or Councilwoman Fernandez or
14 Councilman Mariano, what is the purpose of the
15 60-day effective date?

16 COUNCILWOMAN CLARK: I don't know, and
17 have expressed an opinion about the 60 days.

18 COUNCILMAN NUTTER: Where does it come
19 from?

20 COUNCILWOMAN CLARK: But you can't say
21 it's effective in 60 days except the machines are
22 not required until 180 days later. That seems to
23 me to be confusing.

24 COUNCILMAN NUTTER: Well, does anybody
25 know where that came from?

1 STATED MEETING - FINAL READING - BILL NO. 960367

2 COUNCILWOMAN FERNANDEZ: My
3 understanding is that other parts of bills would
4 go into effect within 60 days, but the requirement
5 for the lockout device to be any and everywhere
6 was 6 months.

7 COUNCILWOMAN CLARK: What are the other
8 sections that would be affected?

9 PRESIDENT STREET: Councilwoman, the
10 way I read this amendment -- the way I read this,
11 the effective date requirement is that the bill
12 requires all of these machines to have a lockout
13 device. That's what the bill does.

14 COUNCILWOMAN CLARK: Right.

15 PRESIDENT STREET: Right?

16 COUNCILWOMAN CLARK: That's what the
17 amendment does.

18 PRESIDENT STREET: No, that's what the
19 bill does.

20 COUNCILWOMAN CLARK: That's what the
21 bill does.

22 PRESIDENT STREET: In addition to a
23 bunch of other things.

24 Now, within 60 days, everything but the
25 lockout device is implemented at the 60-day

1 STATED MEETING - FINAL READING - BILL NO. 960367
2 period, but the lockout device part isn't required
3 until 6 months.

4 COUNCILWOMAN CLARK: Excuse me, are you
5 working from a one-page sheet?

6 PRESIDENT STREET: I am.

7 COUNCILWOMAN CLARK: Introduced May
8 16th?

9 PRESIDENT STREET: I'm working from a
10 one-page sheet at the top of which says, "Proposed
11 Amendment to Bill No. 960367 Amend Section 2 of
12 the bill as follows. Section 2, this" --

13 COUNCILWOMAN CLARK: That's not my
14 question. What bill are you working from? Are
15 you working from a one-page sheet introduced by
16 Councilwoman Fernandez?

17 PRESIDENT STREET: Yeah, I'm reading
18 the amendment, the proposed amendment.

19 COUNCILWOMAN CLARK: Well, when you
20 read the amendment with the document itself, the
21 only thing that the document does is establish
22 some definitions and some prohibition of machines,
23 and the prohibitions part of it got amended,
24 that's what this is all about.

25 PRESIDENT STREET: Can I make a

1 STATED MEETING - FINAL READING - BILL NO. 960367
2 recommendation?

3 COUNCILWOMAN CLARK: Yeah, you could.

4 PRESIDENT STREET: Can I recommend that
5 we move on, do the calendar, and have one of our
6 trustworthy lawyers here work with the author of the
7 amendments and the sponsor of the bills and the
8 person raising the question, and just give us a
9 recommendation. 'Cause most of us are willing to
10 do whatever the sponsor and the author think is
11 appropriate here.

12 COUNCILWOMAN CLARK: Having said that,
13 may I be excused for the rest of the day?

14 (Laughter.)

15 PRESIDENT STREET: Absolutely not.
16 Councilwoman, before you --

17 COUNCILWOMAN CLARK: I really do have
18 to go.

19 PRESIDENT STREET: I understand that,
20 but before you go, why can't you -- can you just
21 take a minute and work with --

22 COUNCILWOMAN CLARK: I already wrote it
23 down, I'll give it to you.

24 PRESIDENT STREET: Okay. The Chair
25 recognizes --

1 STATED MEETING - FINAL READING - BILL NO. 970743

2 COUNCILWOMAN CLARK: And I wish to be
3 recorded as voting aye on all bills and amendments
4 and resolutions before the Council today.

5 PRESIDENT STREET: The Chair thanks the
6 Councilwoman. Leave will be granted.

7 We will hold Bill No. 960367 and the
8 pending amendment until the end of the calendar.

9 The next bill for consideration for
10 consideration will be Bill No. 970743. The Clerk
11 will please read the title of the bill.

12 Before the Clerk reads title of the
13 bill, the Chair recognizes Councilwoman Tasco.

14 COUNCILWOMAN TASCO: Mr. President, I
15 have to be excused on Council business. I have a
16 1:30 meeting.

17 PRESIDENT STREET: Leave will be
18 granted.

19 COUNCILWOMAN TASCO: And I'd like to be
20 reported as voting aye on all bills and
21 resolutions and a friendly amendment.

22 PRESIDENT STREET: All right. Thank
23 you very much.

24 The next bill, then, for consideration
25 will be Bill No. 970743. The Clerk will please

1 STATED MEETING - FINAL READING - BILL NO. 970743
2 read the title of the bill.

3 CHIEF CLERK HAUSER: An ordinance
4 authorizing the Commissioner of Public Property to
5 execute and deliver to the Philadelphia Authority
6 for Industrial Development without consideration a
7 deed conveying fee simple title to a certain tract
8 of City-owned land, with the buildings and
9 improvements thereon, situated on the northeast
10 side of 70th Street south of Lindbergh Boulevard,
11 under certain terms and conditions of the
12 Philadelphia Industrial and Commercial Development
13 Agreement between the City, PAID, and the
14 Philadelphia Industrial Development Corporation.

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

18 The Clerk will call a roll.

19 CHIEF CLERK HAUSER: Councilwoman
20 Blackwell.

21 COUNCILWOMAN BLACKWELL: Aye.

22 CHIEF CLERK HAUSER: Councilwoman Clark
23 is voting aye.

24 Councilman Cohen.

25 COUNCILMAN COHEN: Aye.

1 STATED MEETING - FINAL READING - BILL NO. 970743

2 CHIEF CLERK HAUSER: Councilman

3 DiCicco.

4 COUNCILMAN DICICCO: Aye.

5 CHIEF CLERK HAUSER: Councilwoman

6 Fernandez.

7 (Councilwoman Fernandez is out of

8 chambers at this time.)

9 CHIEF CLERK HAUSER: Councilman Kenney.

10 COUNCILMAN KENNEY: Aye.

11 CHIEF CLERK HAUSER: Councilwoman

12 Krajewski is voting aye.

13 Councilman Mariano.

14 (Councilman Mariano is out of chambers

15 at this time.)

16 CHIEF CLERK HAUSER: Councilwoman

17 Miller.

18 COUNCILWOMAN MILLER: Aye.

19 CHIEF CLERK HAUSER: Councilman

20 Nutter.

21 COUNCILMAN NUTTER: Aye.

22 CHIEF CLERK HAUSER: Councilman

23 O'Neill.

24 COUNCILMAN O'NEILL: Aye.

25 CHIEF CLERK HAUSER: Councilman Ortiz.

1 STATED MEETING - FINAL READING - BILL NO. 980225

2 COUNCILMAN ORTIZ: Aye.

3 CHIEF CLERK HAUSER: Councilman Rizzo.

4 COUNCILMAN RIZZO: Aye.

5 CHIEF CLERK HAUSER: Councilwoman Tasco

6 is voting aye.

7 Councilwoman Verna.

8 COUNCILWOMAN VERNA: Aye.

9 CHIEF CLERK HAUSER: Council President
10 Street.

11 PRESIDENT STREET: Aye.

12 The ayes are 14, the nays are 0. The
13 majority of all Members of Council having voted in
14 the affirmative, the bill passes.

15 The next bill for consideration will be
16 Bill No. 980225. The Clerk will please read the
17 title of the bill.

18 CHIEF CLERK HAUSER: An ordinance
19 authorizing the Commissioner of Public Property,
20 on behalf of the City of Philadelphia, to enter
21 sublease agreement with the Philadelphia Municipal
22 Authority for use by the City and affiliated
23 agencies of office space located at 100 South
24 Broad Street, Philadelphia, Pennsylvania, under
25 certain terms and conditions.

1 STATED MEETING - FINAL READING - BILL NO. 980225

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

5 The Clerk will call a roll.

6 CHIEF CLERK HAUSER: Councilwoman
7 Blackwell.

8 COUNCILWOMAN BLACKWELL: Aye.

9 CHIEF CLERK HAUSER: Councilwoman Clark
10 is voting aye.

11 Councilman Cohen.

12 COUNCILMAN COHEN: Aye.

13 CHIEF CLERK HAUSER: Councilman
14 DiCicco.

15 COUNCILMAN DICICCO: Aye.

16 CHIEF CLERK HAUSER: Councilwoman
17 Fernandez.

18 (Councilwoman Fernandez is out of
19 chambers at this time.)

20 CHIEF CLERK HAUSER: Councilman Kenney.

21 COUNCILMAN KENNEY: Aye.

22 CHIEF CLERK HAUSER: Councilwoman
23 Krajewski is voting aye.

24 Councilman Mariano.

25 (Councilman Mariano is out of chambers

1 STATED MEETING - FINAL READING - BILL NO. 980225
2 at this time.)
3 CHIEF CLERK HAUSER: Councilwoman
4 Miller.
5 COUNCILWOMAN MILLER: Aye.
6 CHIEF CLERK HAUSER: Councilman
7 Nutter.
8 COUNCILMAN NUTTER: Aye.
9 CHIEF CLERK HAUSER: Councilman
10 O'Neill.
11 COUNCILMAN O'NEILL: Aye.
12 CHIEF CLERK HAUSER: Councilman Ortiz.
13 COUNCILMAN ORTIZ: Aye.
14 CHIEF CLERK HAUSER: Councilman Rizzo.
15 COUNCILMAN RIZZO: Aye.
16 CHIEF CLERK HAUSER: Councilwoman Tasco
17 is voting aye.
18 Councilwoman Verna.
19 COUNCILWOMAN VERNA: Aye.
20 CHIEF CLERK HAUSER: Council President
21 Street.
22 PRESIDENT STREET: Aye.
23 The ayes are 14, the nays are 0. The
24 majority of all Members of Council having voted in
25 the affirmative, the bill passes.

1 STATED MEETING - FINAL READING - BILL NO. 980312

2 The next bill for consideration will be
3 Bill No. 980312. The Clerk will please read the
4 title of the bill.

5 CHIEF CLERK HAUSER: An ordinance
6 approved May 9, 1997, Bill No. 970183, which
7 ordinance authorized the Commissioner of Public
8 Property to convey to the Redevelopment Authority
9 of the City of Philadelphia certain premises
10 located at 2121 through 37 North Howard Street.

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

14 The Clerk will call a roll.

15 CHIEF CLERK HAUSER: Councilwoman
16 Blackwell.

17 COUNCILWOMAN BLACKWELL: Aye.

18 CHIEF CLERK HAUSER: Councilwoman Clark
19 is voting aye.

20 Councilman Cohen.

21 COUNCILMAN COHEN: Aye.

22 CHIEF CLERK HAUSER: Councilman
23 DiCicco.

24 COUNCILMAN DICICCO: Aye.

25 CHIEF CLERK HAUSER: Councilwoman

1 STATED MEETING - FINAL READING - BILL NO. 980312
2 Fernandez.
3 (Councilwoman Fernandez is out of
4 chambers at this time.)
5 CHIEF CLERK HAUSER: Councilman Kenney.
6 COUNCILMAN KENNEY: Aye.
7 CHIEF CLERK HAUSER: Councilwoman
8 Krajewski is voting aye.
9 Councilman Mariano.
10 (Councilman Mariano is out of chambers
11 at this time.)
12 CHIEF CLERK HAUSER: Councilwoman
13 Miller.
14 COUNCILWOMAN MILLER: Aye.
15 CHIEF CLERK HAUSER: Councilman
16 Nutter.
17 COUNCILMAN NUTTER: Aye.
18 CHIEF CLERK HAUSER: Councilman
19 O'Neill.
20 COUNCILMAN O'NEILL: Aye.
21 CHIEF CLERK HAUSER: Councilman Ortiz.
22 COUNCILMAN ORTIZ: Aye.
23 CHIEF CLERK HAUSER: Councilman Rizzo.
24 COUNCILMAN RIZZO: Aye.
25 CHIEF CLERK HAUSER: Councilwoman Tasco

1 STATED MEETING - FINAL READING - BILL NO. 960517

2 is voting aye.

3 Councilwoman Verna.

4 COUNCILWOMAN VERNA: Aye.

5 CHIEF CLERK HAUSER: Council President
6 Street.

7 PRESIDENT STREET: Aye.

8 The ayes are 14, the nays are 0. The
9 majority of all Members of Council having voted in
10 the affirmative, the bill passes.

11 The next bill for consideration will be
12 Bill No. 960517. The Clerk will please read the
13 title of the bill.

14 CHIEF CLERK HAUSER: An ordinance
15 amending Section 9-205 of The Philadelphia Code
16 entitled, "Sidewalk Sales" by prohibiting sidewalk
17 sales on Northeast Boulevard, both sides, from Red
18 Lion Road to Woodhaven Road.

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

22 The Clerk will call a roll.

23 CHIEF CLERK HAUSER: Councilwoman
24 Blackwell.

25 COUNCILWOMAN BLACKWELL: Aye.

1 STATED MEETING - FINAL READING - BILL NO. 960517

2 CHIEF CLERK HAUSER: Councilwoman Clark

3 is voting aye.

4 Councilman Cohen.

5 COUNCILMAN COHEN: Aye.

6 CHIEF CLERK HAUSER: Councilman

7 DiCicco.

8 COUNCILMAN DICICCO: Aye.

9 CHIEF CLERK HAUSER: Councilwoman

10 Fernandez.

11 (Councilwoman Fernandez is out of

12 chambers at this time.)

13 CHIEF CLERK HAUSER: Councilman Kenney.

14 COUNCILMAN KENNEY: Aye.

15 CHIEF CLERK HAUSER: Councilwoman

16 Krajewski is voting aye.

17 Councilman Mariano.

18 (Councilman Mariano is out of chambers

19 at this time.)

20 CHIEF CLERK HAUSER: Councilwoman

21 Miller.

22 COUNCILWOMAN MILLER: Aye.

23 CHIEF CLERK HAUSER: Councilman

24 Nutter.

25 COUNCILMAN NUTTER: Aye.

1 STATED MEETING - FINAL READING - BILL NO. 960517

2 CHIEF CLERK HAUSER: Councilman

3 O'Neill.

4 COUNCILMAN O'NEILL: Aye.

5 CHIEF CLERK HAUSER: Councilman Ortiz.

6 COUNCILMAN ORTIZ: Aye.

7 CHIEF CLERK HAUSER: Councilman Rizzo.

8 COUNCILMAN RIZZO: Aye.

9 CHIEF CLERK HAUSER: Councilwoman Tasco

10 is voting aye.

11 Councilwoman Verna.

12 COUNCILWOMAN VERNA: Aye.

13 CHIEF CLERK HAUSER: Council President

14 Street.

15 PRESIDENT STREET: Aye.

16 The ayes are 14, the nays are 0. The

17 majority of all Members of Council having voted in

18 the affirmative, the bill passes.

19 COUNCILWOMAN VERNA: (Inaudible, off

20 mike.)

21 PRESIDENT STREET: Councilwoman, I

22 voted -- the people who are in the room --

23 Councilwoman Fernandez and Councilman Mariano, if

24 they're in the room, then I vote them because

25 they're here. If they're not in the room, I do

1 STATED MEETING - FINAL READING - BILL NO. 960517
2 not vote them.

3 COUNCILWOMAN Verna: I believe they're
4 here now.

5 PRESIDENT STREET: And I voted them.
6 That's why I got the 14.

7 COUNCILWOMAN Verna: Did you say
8 16-something?

9 PRESIDENT STREET: I voted the people
10 in the room that I know are in the room. I don't
11 believe I voted Councilman O'Neill. I didn't see
12 him in the room.

13 COUNCILWOMAN Verna: (Off mike,
14 inaudible.)

15 PRESIDENT STREET: Oh, well, maybe he
16 was; I didn't see him.

17 COUNCILWOMAN Verna: But there were
18 people who left that left their vote.

19 PRESIDENT STREET: But they're counting
20 them, I'm counting them. I didn't see Councilman
21 O'Neill in the room, I didn't vote him. People in
22 the room -- that doesn't help me, I don't need
23 that. I only need to know who's in the room.

24 There are people in the room --
25 Councilwoman Fernandez, if she's in the room and

1 STATED MEETING - FINAL READING - BILL NO. 970550
2 talking to Councilman Ortiz and just doesn't hear
3 her name, I vote her. I didn't see Councilman
4 O'Neill sitting there. That's the reason why I
5 was not voting him.

6 But, in any event, it's a moot point
7 because there are clearly well in excess of nine
8 people. But it's confusing when people are out of
9 the room and do not leave their votes, then come
10 back in the room, I don't know whether they're
11 here. When they're in the room and I see them and
12 I know that they're here, like Councilwoman
13 Fernandez, then I will vote them.

14 The next bill for consideration is Bill
15 No. 970550. The Clerk will please read the title
16 of the bill.

17 CHIEF CLERK HAUSER: An ordinance
18 amending Section 9-205 of The Philadelphia Code
19 entitled "Sidewalk Sales" by prohibiting sidewalks
20 sales except for certain sidewalk sales by
21 business owners in front of their business
22 properties at the following locations: the 100
23 block of West York Street, the 1800 block of East
24 York Street, the 2300 block of North Jasper
25 Street, the 100 block of West Dauphin Street, the

1 STATED MEETING - FINAL READING - BILL NO. 970550
2 2300 block of North Hope Street, the 2400 block of
3 North Front Street, and on Kensington Avenue, from
4 York Street to Lehigh Avenue, all under certain
5 terms and conditions.

6 PRESIDENT STREET: This bill, having
7 been read on two different days, the question now
8 is, shall the bill pass finally?

9 The Clerk will call a roll.

10 CHIEF CLERK HAUSER: Councilwoman
11 Blackwell.

12 COUNCILWOMAN BLACKWELL: Aye.

13 CHIEF CLERK HAUSER: Councilwoman Clark
14 is voting aye.

15 Councilman Cohen.

16 COUNCILMAN COHEN: Aye.

17 CHIEF CLERK HAUSER: Councilman
18 DiCicco.

19 COUNCILMAN DICICCO: Aye.

20 CHIEF CLERK HAUSER: Councilwoman
21 Fernandez.

22 COUNCILWOMAN FERNANDEZ: Aye.

23 CHIEF CLERK HAUSER: Councilman Kenney.

24 COUNCILMAN KENNEY: Aye.

25 CHIEF CLERK HAUSER: Councilwoman

1 STATED MEETING - FINAL READING - BILL NO. 970550
2 Krajewski is voting aye.
3 Councilman Mariano.
4 COUNCILMAN MARIANO: Aye.
5 CHIEF CLERK HAUSER: Councilwoman
6 Miller.
7 COUNCILWOMAN MILLER: Aye.
8 CHIEF CLERK HAUSER: Councilman
9 Nutter.
10 COUNCILMAN NUTTER: Aye.
11 CHIEF CLERK HAUSER: Councilman
12 O'Neill.
13 COUNCILMAN O'NEILL: Aye.
14 CHIEF CLERK HAUSER: Councilman Ortiz.
15 COUNCILMAN ORTIZ: Aye.
16 CHIEF CLERK HAUSER: Councilman Rizzo.
17 COUNCILMAN RIZZO: Aye.
18 CHIEF CLERK HAUSER: Councilwoman Tasco
19 is voting aye.
20 Councilwoman Verna.
21 COUNCILWOMAN VERNA: Aye.
22 CHIEF CLERK HAUSER: Council President
23 Street.
24 PRESIDENT STREET: Aye.
25 The ayes are 23, the nays -- the ayes

1 STATED MEETING - FINAL READING - BILL NO. 970551
2 are 16, the nays are 0. A majority of all
3 Councilmembers having voted in the affirmative,
4 the bill passes.

5 The next bill for consideration is Bill
6 No. 970551. The Clerk will please read the title
7 of the bill.

8 CHIEF CLERK HAUSER: An ordinance
9 amending Section 9-206 of The Philadelphia Code
10 entitled "Sidewalk Vendors in Neighborhood
11 Business Districts" by designating the 2300 block
12 of North Front Street as a neighborhood business
13 district within which sidewalk sales are subject
14 to the provisions of Section 9-206 and by
15 specifying permitted vendor sites within that
16 distribution, all under certain terms and
17 conditions.

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

21 The Clerk will call a roll.

22 CHIEF CLERK HAUSER: Councilwoman
23 Blackwell.

24 COUNCILWOMAN BLACKWELL: Aye.

25 CHIEF CLERK HAUSER: Councilwoman Clark

1 STATED MEETING - FINAL READING - BILL NO. 970551
2 is voting aye.
3 Councilman Cohen.
4 COUNCILMAN COHEN: Aye.
5 CHIEF CLERK HAUSER: Councilman
6 DiCicco.
7 COUNCILMAN DICICCO: Aye.
8 CHIEF CLERK HAUSER: Councilwoman
9 Fernandez.
10 COUNCILWOMAN FERNANDEZ: Aye.
11 CHIEF CLERK HAUSER: Councilman Kenney.
12 COUNCILMAN KENNEY: Aye.
13 CHIEF CLERK HAUSER: Councilwoman
14 Krajewski is voting aye.
15 Councilman Mariano.
16 COUNCILMAN MARIANO: Aye.
17 CHIEF CLERK HAUSER: Councilwoman
18 Miller.
19 COUNCILWOMAN MILLER: Aye.
20 CHIEF CLERK HAUSER: Councilman
21 Nutter.
22 COUNCILMAN NUTTER: Aye.
23 CHIEF CLERK HAUSER: Councilman
24 O'Neill.
25 COUNCILMAN O'NEILL: Aye.

1 STATED MEETING - FINAL READING - BILL NO. 970675

2 CHIEF CLERK HAUSER: Councilman Ortiz.

3 COUNCILMAN ORTIZ: Aye.

4 CHIEF CLERK HAUSER: Councilman Rizzo.

5 COUNCILMAN RIZZO: Aye.

6 CHIEF CLERK HAUSER: Councilwoman Tasco

7 is voting aye.

8 Councilwoman Verna.

9 COUNCILWOMAN VERNA: Aye.

10 CHIEF CLERK HAUSER: Council President

11 Street.

12 PRESIDENT STREET: Aye.

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

16 The next bill for consideration is Bill
17 No. 970675. The Clerk will please read the title
18 of the bill.

19 CHIEF CLERK HAUSER: An ordinance
20 amending Chapter 9-200 of The Philadelphia Code
21 entitled "Commercial Activity on Streets" by
22 amending Section 9-206 entitled "Sidewalk Vendors
23 in Business Districts" by creating an additional
24 designated neighborhood vending district.

25 PRESIDENT STREET: This bill, having

1 STATED MEETING - FINAL READING - BILL NO. 970675
2 been read on two different days, the question now
3 is, shall the bill pass finally?
4 The Clerk will call a roll.
5 CHIEF CLERK HAUSER: Councilwoman
6 Blackwell.
7 COUNCILWOMAN BLACKWELL: Aye.
8 CHIEF CLERK HAUSER: Councilwoman Clark
9 is voting aye.
10 Councilman Cohen.
11 COUNCILMAN COHEN: Aye.
12 CHIEF CLERK HAUSER: Councilman
13 DiCicco.
14 COUNCILMAN DICICCO: Aye.
15 CHIEF CLERK HAUSER: Councilwoman
16 Fernandez.
17 COUNCILWOMAN FERNANDEZ: Aye.
18 CHIEF CLERK HAUSER: Councilman Kenney.
19 COUNCILMAN KENNEY: Aye.
20 CHIEF CLERK HAUSER: Councilwoman
21 Krajewski is voting aye.
22 Councilman Mariano.
23 COUNCILMAN MARIANO: Aye.
24 CHIEF CLERK HAUSER: Councilwoman
25 Miller.

1 STATED MEETING - FINAL READING - BILL NO. 970675

2 COUNCILWOMAN MILLER: Aye.

3 CHIEF CLERK HAUSER: Councilman

4 Nutter.

5 COUNCILMAN NUTTER: Aye.

6 CHIEF CLERK HAUSER: Councilman

7 O'Neill.

8 COUNCILMAN O'NEILL: Aye.

9 CHIEF CLERK HAUSER: Councilman Ortiz.

10 COUNCILMAN ORTIZ: Aye.

11 CHIEF CLERK HAUSER: Councilman Rizzo.

12 COUNCILMAN RIZZO: Aye.

13 CHIEF CLERK HAUSER: Councilwoman Tasco

14 is voting aye.

15 Councilwoman Verna.

16 COUNCILWOMAN VERNA: Aye.

17 CHIEF CLERK HAUSER: Council President

18 Street.

19 PRESIDENT STREET: Aye.

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

21 majority of all Councilmembers having voted in the

22 affirmative, the bill passes.

23 The next bill for consideration is Bill

24 No. 970676. The Clerk will please read the title

25 of the bill.

1 STATED MEETING - FINAL READING - BILL NO. 970676

2 CHIEF CLERK HAUSER: An ordinance
3 amending Chapter 9-205 of The Philadelphia Code
4 relating to sidewalk sales by adding a new
5 provision prohibiting sidewalk sales in the area
6 bounded by Washington Avenue on the north side,
7 12th Street on the east side, Oregon Avenue on the
8 south side, and 17th Street on the west side.

9 PRESIDENT STREET: This bill, having
10 been read on two different days, the question now
11 is, shall the bill pass finally?

12 The Clerk will call a roll.

13 CHIEF CLERK HAUSER: Councilwoman
14 Blackwell.

15 COUNCILWOMAN BLACKWELL: Aye.

16 CHIEF CLERK HAUSER: Councilwoman Clark
17 is voting aye.

18 Councilman Cohen.

19 COUNCILMAN COHEN: Aye.

20 CHIEF CLERK HAUSER: Councilman
21 DiCicco.

22 COUNCILMAN DICICCO: Aye.

23 CHIEF CLERK HAUSER: Councilwoman
24 Fernandez.

25 COUNCILWOMAN FERNANDEZ: Aye.

1 STATED MEETING - FINAL READING - BILL NO. 970676

2 CHIEF CLERK HAUSER: Councilman Kenney.

3 COUNCILMAN KENNEY: Aye.

4 CHIEF CLERK HAUSER: Councilwoman

5 Krajewski is voting aye.

6 Councilman Mariano.

7 COUNCILMAN MARIANO: Aye.

8 CHIEF CLERK HAUSER: Councilwoman

9 Miller.

10 COUNCILWOMAN MILLER: Aye.

11 CHIEF CLERK HAUSER: Councilman

12 Nutter.

13 COUNCILMAN NUTTER: Aye.

14 CHIEF CLERK HAUSER: Councilman

15 O'Neill.

16 COUNCILMAN O'NEILL: Aye.

17 CHIEF CLERK HAUSER: Councilman Ortiz.

18 COUNCILMAN ORTIZ: Aye.

19 CHIEF CLERK HAUSER: Councilman Rizzo.

20 COUNCILMAN RIZZO: Aye.

21 CHIEF CLERK HAUSER: Councilwoman Tasco

22 is voting aye.

23 Councilwoman Verna.

24 COUNCILWOMAN VERNA: Aye.

25 CHIEF CLERK HAUSER: Council President

1 STATED MEETING - FINAL READING - BILL NO. 970695

2 Street.

3 PRESIDENT STREET: Aye.

4 The ayes are 16, the nays are 0. A
5 majority of all Councilmembers having voted in the
6 affirmative, the bill passes.

7 The next bill for consideration is Bill
8 No. 970695. The Clerk will please read the title
9 of the bill.

10 CHIEF CLERK HAUSER: An ordinance
11 amending Title 9 of The Philadelphia Code of
12 general ordinances entitled "Regulation of
13 Businesses, Trades and Professions" by amending
14 subsection 9- 2040(8)(a) by extending the ban on
15 vending on Chestnut Street to Front Street.

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

19 The Clerk will call a roll.

20 CHIEF CLERK HAUSER: Councilwoman
21 Blackwell.

22 COUNCILWOMAN BLACKWELL: Aye.

23 CHIEF CLERK HAUSER: Councilwoman Clark
24 is voting aye.

25 Councilman Cohen.

1 STATED MEETING - FINAL READING - BILL NO. 970695
2 COUNCILMAN COHEN: Aye.
3 CHIEF CLERK HAUSER: Councilman
4 DiCicco.
5 COUNCILMAN DICICCO: Aye.
6 CHIEF CLERK HAUSER: Councilwoman
7 Fernandez.
8 COUNCILWOMAN FERNANDEZ: Aye.
9 CHIEF CLERK HAUSER: Councilman Kenney.
10 COUNCILMAN KENNEY: Aye.
11 CHIEF CLERK HAUSER: Councilwoman
12 Krajewski is voting aye.
13 Councilman Mariano.
14 COUNCILMAN MARIANO: Aye.
15 CHIEF CLERK HAUSER: Councilwoman
16 Miller.
17 COUNCILWOMAN MILLER: Aye.
18 CHIEF CLERK HAUSER: Councilman
19 Nutter.
20 COUNCILMAN NUTTER: Aye.
21 CHIEF CLERK HAUSER: Councilman
22 O'Neill.
23 COUNCILMAN O'NEILL: Aye.
24 CHIEF CLERK HAUSER: Councilman Ortiz.
25 COUNCILMAN ORTIZ: Aye.

1 STATED MEETING - FINAL READING - BILL NO. 980163

2 CHIEF CLERK HAUSER: Councilman Rizzo.

3 COUNCILMAN RIZZO: Aye.

4 CHIEF CLERK HAUSER: Councilwoman Tasco
5 is voting aye.

6 Councilwoman Verna.

7 COUNCILWOMAN VERNA: Aye.

8 CHIEF CLERK HAUSER: Council President
9 Street.

10 PRESIDENT STREET: Aye.

11 The ayes are 16, the nays are 0. A
12 majority of all Councilmembers having voted in the
13 affirmative, the bill passes.

14 The next bill for consideration is Bill
15 No. 980163. The Clerk will please read the title
16 of the bill.

17 CHIEF CLERK HAUSER: An ordinance
18 amending Section 9-205 of The Philadelphia Code
19 entitled "Sidewalk Sales" by prohibiting sidewalk
20 sales on Frankford Avenue, both sides, from
21 Wakeling Street to Bridge Street.

22 PRESIDENT STREET: This bill, having
23 been read on two different days, the question now
24 is, shall the bill pass finally?

25 The Clerk will call a roll.

1 STATED MEETING - FINAL READING - BILL NO. 980163

2 CHIEF CLERK HAUSER: Councilwoman

3 Blackwell.

4 COUNCILWOMAN BLACKWELL: Aye.

5 CHIEF CLERK HAUSER: Councilwoman Clark

6 is voting aye.

7 Councilman Cohen.

8 COUNCILMAN COHEN: Aye.

9 CHIEF CLERK HAUSER: Councilman

10 DiCicco.

11 COUNCILMAN DICICCO: Aye.

12 CHIEF CLERK HAUSER: Councilwoman

13 Fernandez.

14 COUNCILWOMAN FERNANDEZ: Aye.

15 CHIEF CLERK HAUSER: Councilman Kenney.

16 COUNCILMAN KENNEY: Aye.

17 CHIEF CLERK HAUSER: Councilwoman

18 Krajewski is voting aye.

19 Councilman Mariano.

20 COUNCILMAN MARIANO: Aye.

21 CHIEF CLERK HAUSER: Councilwoman

22 Miller.

23 COUNCILWOMAN MILLER: Aye.

24 CHIEF CLERK HAUSER: Councilman

25 Nutter.

1 STATED MEETING - FINAL READING - BILL NO. 980164

2 COUNCILMAN NUTTER: Aye.

3 CHIEF CLERK HAUSER: Councilman

4 O'Neill.

5 COUNCILMAN O'NEILL: Aye.

6 CHIEF CLERK HAUSER: Councilman Ortiz.

7 COUNCILMAN ORTIZ: Aye.

8 CHIEF CLERK HAUSER: Councilman Rizzo.

9 COUNCILMAN RIZZO: Aye.

10 CHIEF CLERK HAUSER: Councilwoman Tasco

11 is voting aye.

12 Councilwoman Verna.

13 COUNCILWOMAN VERNA: Aye.

14 CHIEF CLERK HAUSER: Council President

15 Street.

16 PRESIDENT STREET: Aye.

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

18 majority of all Councilmembers having voted in the

19 affirmative, the bill passes.

20 The next bill for consideration is Bill

21 No. 980164. The Clerk will please read the title

22 of the bill.

23 CHIEF CLERK HAUSER: An ordinance

24 amending Section 9-205 of The Philadelphia Code

25 entitled "Sidewalk Sales" by prohibiting sidewalk

1 STATED MEETING - FINAL READING - BILL NO. 980164

2 sales on Torresdale Avenue, both sides, from

3 Harbison Avenue to Cheltenham Avenue.

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

7 The Clerk will call a roll.

8 CHIEF CLERK HAUSER: Councilwoman
9 Blackwell.

10 COUNCILWOMAN BLACKWELL: Aye.

11 CHIEF CLERK HAUSER: Councilwoman Clark
12 is voting aye.

13 Councilman Cohen.

14 COUNCILMAN COHEN: Aye.

15 CHIEF CLERK HAUSER: Councilman
16 DiCicco.

17 COUNCILMAN DICICCO: Aye.

18 CHIEF CLERK HAUSER: Councilwoman
19 Fernandez.

20 COUNCILWOMAN FERNANDEZ: Aye.

21 CHIEF CLERK HAUSER: Councilman Kenney.

22 COUNCILMAN KENNEY: Aye.

23 CHIEF CLERK HAUSER: Councilwoman

24 Krajewski is voting aye.

25 Councilman Mariano.

1 STATED MEETING - FINAL READING - BILL NO. 980164
2 COUNCILMAN MARIANO: Aye.
3 CHIEF CLERK HAUSER: Councilwoman
4 Miller.
5 COUNCILWOMAN MILLER: Aye.
6 CHIEF CLERK HAUSER: Councilman
7 Nutter.
8 COUNCILMAN NUTTER: Aye.
9 CHIEF CLERK HAUSER: Councilman
10 O'Neill.
11 COUNCILMAN O'NEILL: Aye.
12 CHIEF CLERK HAUSER: Councilman Ortiz.
13 COUNCILMAN ORTIZ: Aye.
14 CHIEF CLERK HAUSER: Councilman Rizzo.
15 COUNCILMAN RIZZO: Aye.
16 CHIEF CLERK HAUSER: Councilwoman Tasco
17 is voting aye.
18 Councilwoman Verna.
19 COUNCILWOMAN VERNA: Aye.
20 CHIEF CLERK HAUSER: Council President
21 Street.
22 PRESIDENT STREET: Aye.
23 The ayes are 16, the nays are 0. A
24 majority of all Councilmembers having voted in the
25 affirmative, the bill passes.

1 STATED MEETING - FINAL READING - BILL NO. 960367

2 Bill No. 980227 is being held.

3 Council will now consider Bill No.

4 960367. And I understand there's an agreement on
5 the language of the amendment. Councilman

6 Mariano, would you like to offer that language?

7 I'm assuming that all of the language
8 that was previously read into the record is fine,
9 with the exception of --

10 COUNCILMAN MARIANO: All the language
11 is fine. We will strike the "60 day" part, and
12 that everything will come in effect in 6 months,
13 just take that "60-day" word out.

14 PRESIDENT STREET: So this ordinance --
15 so that Section 3 will read, "This ordinance shall
16 be effective six months after enactment?"

17 COUNCILMAN MARIANO: That's correct.

18 PRESIDENT STREET: That's 180 days
19 after enactment?

20 COUNCILMAN MARIANO: That's correct.

21 PRESIDENT STREET: So then this Section
22 3 will read, "This ordinance shall be effective
23 180 days after enactment."

24 COUNCILMAN MARIANO: Whatever comes
25 first, right.

1 STATED MEETING - FINAL READING - BILL NO. 960367

2 PRESIDENT STREET: The Chair recognizes

3 Councilwoman Fernandez.

4 COUNCILWOMAN FERNANDEZ: (Inaudible,
5 off mike.)

6 PRESIDENT STREET: All those in favor
7 of the amendment, let it be known by saying aye.

8 All those opposed, say nay.

9 The ayes have it, the amendment is
10 adopted. And Bill No. 960367, as amended, will be
11 placed on the second- and final-reading passage
12 calendar for our next meeting.

13 This concludes our consideration of the
14 calendar, I believe. Maybe not.

15 We actually considered this resolution
16 at the time of the report of the Council of Rules
17 Committee. Councilman Kenney was asked, and the
18 resolution was adopted.

19 This brings to us end of our
20 consideration of the calendar, unless someone else
21 has something else to offer.

22 (No response.)

23 - - -

24 PRESIDENT STREET: Are there any
25 speeches on the part of Members of the Minority?

1 STATED MEETING - SPEECHES

2 (No speeches on the part of Members of
3 the Minority.)

4 PRESIDENT STREET: Are there any
5 speeches on the part of Members of the Majority?
6 Councilwoman Blackwell.

7 COUNCILWOMAN BLACKWELL: Mr. President,
8 it looks very bad in terms of SEPTA and a strike
9 in our City.

10 I would like the record to reflect that
11 the Council did request that the negotiations go
12 on, so we've been consistent in our position that
13 we wanted negotiations to go on. And also that
14 we've also said that since the City owns the el
15 stations, that we did not support management
16 trying go run them due to the unsafe nature of the
17 entire matter.

18 Thank you.

19 PRESIDENT STREET: Thank you very much.

20 The Chair recognizes Councilman Nutter.

21 COUNCILMAN NUTTER: Thank you, Mr.

22 President. A quick announcement to my
23 colleagues. The Committee on Commerce and
24 Economic Development has a hearing that was
25 schedule for 1 o'clock on Bill 970485. The

1 STATED MEETING - ADJOURNMENT

2 hearing will start immediately after session, with
3 a quorum. The witnesses for that bill are already
4 in the Council chambers, so I'd just like to
5 encourage us to try to start as quickly as
6 possible.

7 Thank you.

8 PRESIDENT STREET: Thank you very
9 much.

10 The Chair recognizes Councilwoman
11 Verna.

12 COUNCILWOMAN VERNA: Thank you, Mr.
13 President.

14 I move that Council stand adjourned
15 until Thursday June 4, 1998, at 10 a.m.

16 (Duly seconded.)

17 PRESIDENT STREET: All those in favor,
18 let it be known by saying aye.

19 Those opposed, say nay.

20 The ayes have it. This session stands
21 adjourned until Thursday, June 4, 1998, at 10
22 o'clock a.m.

23 (Adjourned at 1:36 p.m.)

24 - - -

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C E R T I F I C A T E

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RE: STATED MEETING

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JOSEPHINE CARDILLO,

Registered Professional Reporter