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## COUNCIL OF THE CITY OF PHILADELPHIA

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## COMMITTEE ON STREETS AND SERVICES

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Room 400, City Hall  
Philadelphia, Pennsylvania  
Wednesday, June 7, 2006  
2:30 p.m.

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## PRESENT:

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COUNCILMAN FRANK DiCICCO

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COUNCILMAN DARRELL L. CLARKE

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COUNCILWOMAN JOAN L. KRAJEWSKI

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COUNCILMAN FRANK RIZZO

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COUNCILWOMAN MARIAN B. TASCIO

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COUNCILMAN JACK KELLY

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COUNCILWOMAN DONNA REED MILLER

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COUNCILMAN JUAN RAMOS

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BILLS 051095, 060435, 060436, 060437, 060439,  
060443, 060447, 060467, 060468, 060471,  
060472, 060152

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COUNCILMAN DiCICCO: Good

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afternoon. Welcome to the Streets and

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Services Committee. My name is Frank

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DiCicco. I'm Chair of the Committee.

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Councilman Rizzo is to my right.

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Councilwoman Tasco and Councilwoman

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Krajewski is present. We do have a

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quorum. Although I guess for the record

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at least Councilwoman Krajewski nor

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Councilwoman Tasco are members of this

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Committee, but we expect the Council

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President to be back shortly to make that

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appointment. So rather than delay these

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proceedings any further, we think it's in

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everyone's best interest to go through at

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least with the hearing, and then we'll

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wait on the public meeting if we don't

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have the quorum of the members of this

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Committee to vote these bills out.

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With that, I will ask

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Mr. Abernathy to read the title of the

23

first bill.

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MR. ABERNATHY: Bill No.

25

051908, an ordinance amending Section

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           11-506 of The Philadelphia Code, entitled  
3           "Alleys, Driveways and Retaining Walls,"  
4           by providing additional methods by which  
5           the City may assess abutting property  
6           owners to alleys or driveways which must  
7           be paved, repaved or repaired, and by  
8           authorizing the Procurement Department to  
9           designate one or more non-profit entities  
10          to enter into contracts and otherwise  
11          administer the paving and repaving of  
12          alleys and driveways in the City; all  
13          under certain terms and conditions.

14                   COUNCILMAN DiCICCO:  
15          Councilwoman Tasco has a statement she'd  
16          like to make at this time.

17                   COUNCILWOMAN TASCO: Thank you,  
18          Councilman DiCicco, for allowing me to  
19          make this opening statement before the  
20          Streets and Services Committee.

21                   For the past number of years,  
22          rear driveways, which are collectively  
23          owned by adjacent homeowners on both  
24          sides, have been a major concern for the  
25          constituents of my district and for

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           communities across our City. Through  
3           community meetings, letters, phone calls  
4           and e-mails, constituents have  
5           consistently raised this concern  
6           regarding the poor and deteriorating  
7           conditions of their rear driveways. They  
8           raise this concern because on a weekly  
9           basis, they see multi-ton City trucks  
10          driving through their rear driveways  
11          causing additional deterioration. In  
12          some cases, these rear driveways are now  
13          considered unsafe by the Streets  
14          Department for City trash trucks, the  
15          very trucks that constituents believe  
16          caused the problems with their rear  
17          driveways.

18                       In response to this issue, the  
19          City maintains that these driveways are  
20          private property and are the  
21          responsibility of the adjacent  
22          homeowners. Further, City Council  
23          allocated in the Fiscal Year 2003 NTI  
24          Program Statement and Budget \$1 million  
25          to fund, among other things, an analysis

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           of the City's driveway problem and to  
3           develop a pilot repair program. To date,  
4           the Administration will not use these  
5           funds for this purpose.

6                       To address this problem, I have  
7           introduced this bill, the rear driveway  
8           repair ordinance, as a means for the City  
9           and local non-profit corporations to help  
10          constituents in repairing their rear  
11          driveways.

12                     I would like to thank the  
13          various constituencies that are here to  
14          testify regarding this problem.  
15          Hopefully we can come together to resolve  
16          this problem that has affected the  
17          quality of life of our constituents in  
18          our communities.

19                     And, Mr. Chair, we are not  
20          going to call for this bill to be  
21          reported out of Committee today, but we  
22          wanted to begin the hearing on the  
23          ordinance so that we can get it out to  
24          the public that there is something that  
25          we want to do. We are working through a

1           6/7/06 - STREETS - BILL 051095, ETC.

2           small committee to figure out how we can  
3           help neighbors pay for the repair of the  
4           driveways. Most constituents that I've  
5           talked to during the meetings I've  
6           attended have said, We don't mind paying,  
7           because sometimes the cost is small per  
8           household, but the problem is getting 100  
9           percent or at least 95 percent of the  
10          neighbors to participate.

11                        So as we work through this  
12          program that we want to develop, we will  
13          finalize it. We will hold community  
14          meetings where we have received requests  
15          for help, and then we'll come back to  
16          Council with a final piece of legislation  
17          to amend the existing bill so that  
18          hopefully we will have some way to  
19          address this issue to provide support and  
20          help to the communities in Philadelphia  
21          who need to have these driveways  
22          repaired.

23                        So thank you very much, and we  
24          do have a few people from the community  
25          who have come to testify.

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   COUNCILMAN DiCICCO: Thank you,  
3 Councilwoman Tasco.

4                   Good afternoon, sir. Would you  
5 please identify yourself for the record  
6 and proceed with your testimony.

7                   MR. GATTI: Good afternoon,  
8 Chairman and members of the Committee.  
9 My name is Darin Gatti and I'm an  
10 engineer with the Streets Department.  
11 I'm here to offer the following testimony  
12 for Bill No. 051095.

13                   It is the Streets Department's  
14 understanding that this amendment to  
15 Section 11-506 will allow certain  
16 non-profit groups to administer  
17 construction contracts to repair,  
18 reconstruct or repave common driveways  
19 and alleys in the City. This bill in its  
20 current form does not address various  
21 issues that the Streets Department feels  
22 need to be addressed.

23                   The current ordinance does not  
24 provide adequate funding for  
25 reconstruction of severely deteriorated

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           driveways. A one-block-long common  
3           driveway will cost a minimum of \$30,000  
4           to pave with an asphalt overlay or  
5           \$100,000 to reconstruct. The \$50  
6           assessment cap only provides for \$25,000  
7           to \$50,000 of funding from the property  
8           owners.

9                     Item 2, how are the non-profits  
10          selected and what are the qualification  
11          requirements?

12                    Three, how will the City place  
13          liens on behalf of the non-profit for  
14          residents that do not contribute to the  
15          project?

16                    Four, will there be limits on  
17          fees charged by the non-profit groups?

18                    And, five, what role or  
19          liability does the City assume in the  
20          event a project is not completed or has  
21          poor workmanship?

22                    The Streets Department will  
23          continue to study this legislation, and  
24          we thank you for your time and this  
25          opportunity to present testimony.

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   COUNCILMAN DiCICCO:

3           Councilwoman Tasco.

4                   COUNCILWOMAN TASCO: Thank you  
5           so much for your testimony. For the  
6           record, we have been -- and I don't know  
7           if you've been in the meetings -- meeting  
8           with the Streets Department to discuss  
9           this matter. You raise some valid  
10          questions. While you talk about  
11          non-profits, we're only talking about one  
12          non-profit. Those are the quirks that  
13          we're trying to work out in all of this,  
14          because, as I said before, this is not an  
15          easy solution, but we believe it can  
16          work. And as we continue to have  
17          dialogue with the Streets Department and  
18          work with the Law Department, we believe  
19          we can come up with something that would  
20          be acceptable to the City. We just can't  
21          go away and say that it can't happen.  
22          It's our responsibility to find something  
23          to make it work for our constituents.

24                   So we will continue. We met  
25          with the Streets Commissioner. We've had

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           a meeting with her. We'll have ongoing  
3           meetings with you and all the parties  
4           that are part of this exploratory process  
5           so that we can in the end have a project.

6                        So we want you to go back to  
7           the Streets Department with the questions  
8           you have raised, and know that we will be  
9           back to you to help us answer these  
10          questions.

11                       MR. GATTI: Thank you.

12                       COUNCILWOMAN TASCO: Thank you.

13                       COUNCILMAN DiCICCO: Thank you.

14                       Any other questions for this  
15          witness from the Committee?

16                       (No response.)

17                       COUNCILMAN DiCICCO: Is there  
18          anyone else here who wishes to testify on  
19          this bill, for or against?

20                       Please come to the witness  
21          table. Good afternoon, sir. Please  
22          identify yourself for the record and  
23          proceed with your testimony.

24                       MR. BOIX: Good afternoon. My  
25          name is Trino Boix. I'm the Operations

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           Manager of the Greater Philadelphia Urban  
3           Affairs Coalition. I'm providing  
4           testimony on behalf of Sharmain  
5           Matlock-Turner, our Executive Director.

6                       For over 37 years, the Greater  
7           Philadelphia Urban Affairs Coalition has  
8           brought people together throughout the  
9           metropolitan Philadelphia region to solve  
10          their own problems, operate programs and  
11          support an array of government and  
12          private sector-sponsored initiatives.

13                      GPUAC is a direct service  
14          provider and a leader in the area of  
15          public policy. As an intermediary, we  
16          build the capacity of grassroots  
17          organizations to serve their own  
18          communities. This is accomplished  
19          through the provision of financial  
20          management services to more than 90  
21          community groups.

22                      Through the operation of  
23          effective programs, we impact communities  
24          in the greatest need throughout the  
25          metropolitan Philadelphia area. GPUAC

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           manages more than 50 programs and serves  
3           in the area of workforce development,  
4           health services, neighborhood and  
5           community services, economic and business  
6           development, and education.

7                       Finally, as an agent for  
8           change, we build partnerships and launch  
9           initiatives that bring up reform. This  
10          work is carried out through a public  
11          policy committee on homelessness,  
12          workforce development, community and  
13          economic development, and education of  
14          children and youth.

15                      Central to our mission is to  
16          address quality of life issues that  
17          affect the residents of the greater  
18          Philadelphia area. Accordingly, we  
19          applaud Councilwoman Tasco's leadership  
20          in tackling this issue of deteriorating  
21          community driveways.

22                      We understand that it's been  
23          difficult for individual residents to  
24          repair shared and conductively owned  
25          driveways. The fact is that while some

1           6/7/06 - STREETS - BILL 051095, ETC.

2           residents are willing to pay for new  
3           driveways, some neighbors refuse to pay.  
4           Furthermore, due to a fixed income, some  
5           neighbors simply do not have the means to  
6           pay.

7                       GPUAC has been and will  
8           continue to work with Councilwoman Tasco  
9           to develop innovative strategies and  
10          implement them to tackle this important  
11          community issue.

12                      On behalf of the Greater  
13          Philadelphia Urban Affairs Coalition, I  
14          thank you for your time and attention.

15                      COUNCILWOMAN TASCO: Thank you.  
16          We appreciate it.

17                      They were just one of the  
18          groups that we've been talking to,  
19          because they do have the capability, with  
20          some administrative costs, to help us  
21          work this program out. So they're part  
22          of the ongoing discussion to work out the  
23          program.

24                      COUNCILMAN DiCICCO: I was just  
25          wondering if the sponsor of the bill,

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           Councilwoman Tasco, if there's been any  
3           discussion or thought given to arrange  
4           for a similar kind of payment that we do  
5           when street infrastructure is being done,  
6           reconstruction of streets and laterals  
7           are being placed in on properties where  
8           the individual homeowner may not be in a  
9           financial position to pay for it in its  
10          entirety up front, where the Water  
11          Department spreads the cost out over a  
12          five-year period, if I'm not mistaken,  
13          and adds the cost to the monthly bill,  
14          which makes it more affordable.

15                       Just a thought. We have a  
16          similar kind of set-up for water issues,  
17          which are quasi -- I guess they're sort  
18          of public and privately owned facilities.  
19          Maybe something of that nature could  
20          be --

21                      COUNCILWOMAN KRAJEWSKI: You  
22          mean only one person?

23                      COUNCILMAN DiCICCO: No. It  
24          would be -- well, the way the Water  
25          Department works with lateral is that an

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           individual would opt to get into this  
3           five-year payout with the water. There's  
4           no interest on the loan. It's an  
5           interest-free loan. The Water Department  
6           will repair the lateral, and then over  
7           the five-year period, whatever that cost  
8           is will be applied on a monthly basis on  
9           their water bill.

10                   COUNCILWOMAN TASC0: And that's  
11           a good idea, and that helps when someone  
12           has to do a water lateral. But we have a  
13           problem getting people to feel that there  
14           is a commitment, that they should be  
15           doing the entire driveways.

16                   COUNCILMAN DiCICCO: Well, the  
17           City can make it a commitment if someone  
18           will cite it --

19                   COUNCILWOMAN TASC0: We  
20           certainly want the support of the  
21           Administration to help resolve this  
22           issue. I mean, we put a million dollars  
23           in the NTI budget so that we could have a  
24           study done and explore what could be  
25           done, and that hasn't been spent. So

1           6/7/06 - STREETS - BILL 051095, ETC.

2           we're trying on our own to come up with a  
3           way to address this problem.

4                       When I go out into the  
5           community, it used to be trees. Now it's  
6           driveways. So when I go to a meeting, I  
7           know the first thing on my list, I have  
8           all my driveway information together,  
9           because that's what they're talking  
10          about. And then maybe we might talk  
11          about drugs, but they talk about  
12          driveways first.

13                      COUNCILMAN DiCICCO: Well,  
14          again, just as a matter of  
15          recommendation, the City cites an  
16          individual property owner if the sidewalk  
17          is broken up. You get cited for an  
18          unsafe condition. So if you wanted to,  
19          for lack of a better word, force the  
20          issue, then the property owner would be  
21          cited and then they would have to be part  
22          of that overall agreement with their  
23          neighbors to have the property repaved at  
24          a certain cost to them.

25                      COUNCILWOMAN TASCO: But the

1           6/7/06 - STREETS - BILL 051095, ETC.

2           City does have the ability -- the Streets  
3           Department can condemn the driveway, but  
4           still, even if it's condemned, and we've  
5           had a couple of them condemned, still  
6           trying to get the people to pay, they  
7           don't pay for the repair.

8                       But your point is well taken  
9           and we'll look at that as we have our  
10          discussion.

11                      COUNCILMAN DiCICCO: Thank you.

12                      COUNCILWOMAN KRAJEWSKI: And I  
13          believe that sometimes when they do  
14          condemn that property, when they go to  
15          sell, that's on the real estate.

16                      COUNCILMAN DiCICCO: That's a  
17          lien.

18                      COUNCILWOMAN KRAJEWSKI: Yes,  
19          but they still, like Councilwoman Tasco  
20          said, they can completely ignore that.  
21          We have many of those problems.

22                      COUNCILWOMAN TASCO: So you end  
23          up with a lot of liens. The objective is  
24          to get the driveway repaired. We don't  
25          want to just have people have liens on

1           6/7/06 - STREETS - BILL 051095, ETC.

2           their properties. We want the driveway  
3           done, and that's what we're trying to do,  
4           is create a community spirit where  
5           everybody will participate, and even try  
6           and find some funds to help senior  
7           citizens who are on fixed income, someone  
8           who can't afford it, maybe help them.  
9           Because in the end, you'll hear some of  
10          my neighbors testify that it's really not  
11          a lot of money if you do each household.

12                   COUNCILMAN DiCICCO: Then the  
13          cooperation is the problem. Some people  
14          will opt to do it and others decide they  
15          don't want to do it.

16                   Thank you.

17                   Any other questions for this  
18          witness from the Committee?

19                   (No response.)

20                   COUNCILMAN DiCICCO: Is there  
21          anyone else here who is testifying on  
22          this bill? Sir.

23                   COUNCILWOMAN TASCO: We have  
24          Mr. Streets.

25                   Mr. Streets, come on up.

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   COUNCILMAN DiCICCO: The other  
3 gentleman, sir, you can come up as well.  
4 There's three seats up there.

5                   COUNCILWOMAN TASCO: Come on,  
6 Ms. Rainey. You can all do it at the  
7 same time.

8                   COUNCILMAN DiCICCO: Good  
9 afternoon. Ma'am, please identify  
10 yourself for the record and proceed with  
11 your testimony.

12                   MS. RAINEY: Thank you,  
13 Councilman, and thank you for having us  
14 here, and particularly I'd like to thank  
15 Councilwoman Tasco, who -- my name is  
16 Paula McKinney Rainey. I live in the  
17 Mells Park Garden section of  
18 Philadelphia. I'm also a recently  
19 elected member of the Democratic Ward  
20 Executive Committee.

21                   COUNCILMAN DiCICCO:  
22 Congratulations, I think.

23                   COUNCILWOMAN TASCO: It's a  
24 good ward.

25                   MS. RAINEY: And Council Lady

1           6/7/06 - STREETS - BILL 051095, ETC.

2           knows that when she attended our last  
3           meeting, roughly like within the year, we  
4           had standing-room only, and that's what  
5           people were screaming and hollering  
6           about, the driveways. There are other  
7           issues. There are kids hanging out on  
8           the corner. There are some minimal  
9           safety issues and concerns, but people  
10          were up in arms about what is going to  
11          happen with these driveways.

12                   Let me just tell you that  
13          they're caving in in very large areas.  
14          There are large gaping holes and cracks.  
15          There's significant buckling and shifting  
16          of the driveway surfaces, and all of this  
17          presents a very hazardous condition for  
18          children playing. They can't play. They  
19          can't ride their bikes in the back where  
20          they would otherwise be safe because of  
21          the condition of the driveways. Anyone  
22          walking also kind of takes your life in  
23          your hands, because you might fall into  
24          one of these huge gaping holes and never  
25          be seen again. And for vehicles

1           6/7/06 - STREETS - BILL 051095, ETC.

2           traveling in the driveway, for homeowners  
3           who have had to repair tires, et cetera,  
4           et cetera, because some of the holes are  
5           sharp on the edges and they tear tires.

6                       Many homeowners have kind of  
7           banded together to try to do little  
8           Band-Aids, but that's all they are is  
9           Band-Aid methods, because then the next  
10          week the trash trucks come through and  
11          whatever Band-Aid is quickly degraded.  
12          It also calls into issue maybe some of  
13          the surfaces under the paving to begin  
14          with.

15                      So it is an issue, and we just  
16          want to say -- I want to say, speaking on  
17          behalf of my constituents and my  
18          community, that we appreciate you,  
19          Council Lady, continuing to pursue this  
20          and to help us come up with some remedy  
21          so that we can be fully truly proud of  
22          our community and the back of the houses  
23          that's certainly part of our community.

24                      Thank you.

25                      COUNCILMAN DiCICCO: Thank you.

1           6/7/06 - STREETS - BILL 051095, ETC.

2                       Gentlemen, did you decide who  
3 is speaking next?

4                       MR. WEATHERS: I'm Frederick  
5 Douglas Weathers.

6                       The former speaker has just  
7 cited many of the concerns for the  
8 residents on Upsal Street and Sharpnack  
9 Street. I would like to thank Council  
10 Lady Tasco. We did speak about this  
11 several weeks ago concerning the  
12 particulars that the former lady has just  
13 addressed.

14                      But my question is, can the  
15 City mandate or legally allocate charges  
16 to each homeowner, which I think would be  
17 a very small or even a medium range of a  
18 charge, to have construction support to  
19 get these driveways paved? I think  
20 possibly there would not be any type of  
21 negative reaction towards that at all. I  
22 mean, if all homeowners sign off  
23 completely to just endorse the  
24 legislation or the mandate direction, why  
25 not? I think this is reasonable.

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   COUNCILMAN DiCICCO: I'm not  
3 familiar if the City has ever taken the  
4 position that you just described when it  
5 comes to driveways. There are certain  
6 circumstances where buildings may have  
7 been found unsafe and in imminent danger  
8 of collapsing or whatever and the City  
9 has either demolished or made significant  
10 repairs to the property and then a lien  
11 is placed against the property. But in  
12 this instance, I'm not sure if that's  
13 ever been done. I'm not an attorney, but  
14 I suspect there's probably a way of doing  
15 that.

16                   MR. WEATHERS: Sure.

17                   COUNCILMAN DiCICCO: And that's  
18 what the Councilwoman is -- the reason  
19 for this hearing is to explore some of  
20 those ideas, get some feedback from not  
21 only the citizenry but the folks in  
22 government to come up with a solution to  
23 this problem. Because as I said earlier,  
24 if you spread it out over a certain  
25 period of time, the financial hardship is

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           not as great and the end result is,  
3           you're compelled to be part of that  
4           process as opposed to opting out of it.  
5           You're not going to do a portion of the  
6           driveway. You need to do it all for it  
7           to be effective.

8                       MR. WEATHERS: Of course.

9                       COUNCILMAN DiCICCO: And that's  
10          what we're discussing here, and further  
11          discussions with the Council Lady will  
12          continue, I'm sure, over the summer  
13          months.

14                      COUNCILMAN RIZZO: Point of  
15          information.

16                      MR. WEATHERS: Thank you very  
17          much.

18                      COUNCILMAN DiCICCO: Councilman  
19          Rizzo.

20                      COUNCILMAN RIZZO: Councilwoman  
21          Tasco, have you addressed the issue if  
22          there would have to be an opening, if  
23          there would need to be like a sewer  
24          lateral? How will you deal with a  
25          plumber coming in, digging it up? Would

1           6/7/06 - STREETS - BILL 051095, ETC.

2           the homeowner of the adjacent property be  
3           required to make the repair?

4                   COUNCILWOMAN TASC0: We're not  
5           talking about water.

6                   COUNCILMAN RIZZO: No. I'm  
7           talking about repair a driveway and a  
8           week later, a month later, two years  
9           later, you have to dig it up to make some  
10          type of a repair. Who would be  
11          responsible for the repair?

12                  COUNCILMAN DiCICCO: I think  
13          the homeowner would be, just as they  
14          would in any other situation where the  
15          streets would be paved.

16                  MR. WEATHERS: That's right.

17                  COUNCILMAN DiCICCO: It's not  
18          unlike street repaving out front as  
19          opposed to the rear.

20                  Yes, sir. You're testifying?

21                  MR. STREETS: My name is  
22          Charles Streets and I represent --

23                  COUNCILMAN DiCICCO: Very  
24          appropriate name for this hearing.

25                  MR. STREETS: Well, no. My

1           6/7/06 - STREETS - BILL 051095, ETC.

2           name is Streets. I have a plural on the  
3           end of my name. It's not Street.

4                   COUNCILMAN DiCICCO: With an S.

5                   MR. STREETS: With an S.

6                   I represent the Sharpnack,  
7           Upsal, Woolston Street Neighbors  
8           Association. And in October of 2005, we  
9           collected \$1,100 from our neighbors and  
10          we rented a truck and bought four tons of  
11          asphalt and patched every hole in our  
12          driveway. During the wintertime, the  
13          snow and the weather, the asphalt that we  
14          put down was like a Band-Aid and the  
15          holes are just as bad as they was when we  
16          started in October.

17                  We have formed a committee and  
18          we have collected \$2,640 from our  
19          neighbors, which represents about 30  
20          percent of the neighborhood. We have  
21          meetings every month, and we need to  
22          collect \$16,000 for our driveway. We  
23          would like to get help from the City. We  
24          have made this effort on our own. We  
25          asked the City. We've been to the

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           Streets Department. We've been to the  
3           Mayor's office. We asked our different  
4           representatives, but we have taken this  
5           on our own, and we need the City's help  
6           to help us collect from the people who  
7           don't pay.

8                   COUNCILMAN DiCICCO: I  
9           understand, and it is a legal issue, I  
10          believe, and that's what the  
11          representatives from the Streets  
12          Department will be exploring and  
13          reporting back to this Committee and the  
14          sponsor of this bill, Councilwoman Tasco.  
15          I don't think anybody can give you an  
16          answer today, because there are, I'm  
17          certain, legal issues that need to be  
18          looked at before that can be answered.

19                   COUNCILWOMAN TASCO: And we  
20          appreciate your effort. Any number of  
21          community organizations, neighbors have  
22          banned together to try to engage their  
23          neighbors to put up the money, but you  
24          don't get 100 percent participation. So  
25          that is why we are trying to explore --

1           6/7/06 - STREETS - BILL 051095, ETC.

2           and you heard me tell the Streets  
3           Department, we want them to work with us,  
4           and I think they will -- to figure out  
5           how we can make this program work,  
6           because we believe it will help the  
7           communities, the neighborhood groups,  
8           collect the money from their neighbors.

9                       We'll have to see how it works  
10          out, but it's not an easy -- it's not  
11          easy. It's been a long-term discussion  
12          about this, and we have to get the buy-in  
13          from the Streets Department, the Law  
14          Department and bringing this back as we  
15          discuss it during the summer.

16                      So we will continue to work on  
17          it, but I wanted you to come down so you  
18          can put your thoughts on the public  
19          record for us to show that there is a  
20          need for some mechanism to help neighbors  
21          repair their driveways and get everybody  
22          to participate. So we hopefully, by the  
23          fall when we come back after the recess,  
24          that we will have worked on this project  
25          this summer with the non-profit and with

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           the Streets Department and the Law  
3           Department, but we can begin to go out  
4           and talk to the community and let them  
5           know what we will be proposing. And next  
6           time we come back, we will have a bill,  
7           that we'll probably amend this bill so  
8           that it will become final law.

9                     MR. WEATHERS: Council Lady,  
10          will there be an announcement mailed out  
11          for the next meeting?

12                    COUNCILWOMAN TASC0: We'll let  
13          you know. We know the blocks. We know  
14          them. It's not only in my district,  
15          Councilwoman Krajewski, Councilman  
16          DiCicco, Councilman Nutter, Councilwoman  
17          Miller. So it's really pretty much  
18          Citywide. So it would not just benefit  
19          the Ninth District. I'm just  
20          spearheading this because that's what I  
21          hear when I go out into the community.  
22          But Councilman Nutter hears it all the  
23          time, because the two of us put the money  
24          in the budget, NTI budget, so that we  
25          could have a study done to see how we

1           6/7/06 - STREETS - BILL 051095, ETC.

2           could do it. I sent those funds. We're  
3           doing it now with my staff and  
4           volunteers.

5                       MR. WEATHERS: Thank you very  
6           much.

7                       COUNCILWOMAN TASC0: Thank you  
8           very much. And we thank you so much for  
9           taking time to come out.

10                      Dr. Weathers, I know you grab  
11           me when you see me at brunch to talk  
12           about the driveways. So I really  
13           appreciate it.

14                      Ms. Rainey, I see you at the  
15           community meetings. So there are other  
16           individuals who also are very much  
17           concerned about this issue, and we thank  
18           you for coming down today.

19                      MR. WEATHERS: Thank you.

20                      COUNCILWOMAN TASC0: Make sure  
21           we have your numbers with Sharon.

22                      MS. RAINEY: Absolutely. Thank  
23           you.

24                      COUNCILMAN DiCICCO: Anyone  
25           else who wishes to testify?

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   Good afternoon, ma'am. Please  
3 identify yourself for the record.

4                   Before you begin, just let the  
5 record reflect that Councilman Clarke, a  
6 member of the Streets and Services  
7 Committee, is also present.

8                   Thank you, ma'am. Identify  
9 yourself.

10                   MS. SIMMONS: My name is Linda  
11 Simmons and I'm from the 7800 block of  
12 Providence Street. The particular block  
13 that we live on is one of the longest  
14 blocks in the City, and what makes our  
15 situation so hard with our driveway is,  
16 our homes were not all built at the same  
17 time. Now, I live at the break of the  
18 newer homes, which "new" would be 60, 70  
19 years old, and then the lower end of the  
20 block were homes built maybe 20, 30 years  
21 before the second set of homes were  
22 built.

23                   Now, when the driveways were  
24 built at that time, they in no way were  
25 built to accommodate your City trucks.

1           6/7/06 - STREETS - BILL 051095, ETC.

2           Now, what has happened due to the fact  
3           they did not fit the specifications for  
4           your trucks, your trucks have totally  
5           demolished that end of the block.

6                       Now, getting people to be  
7           willing to pay for the whole block,  
8           meaning everyone pay their share, my end  
9           of the block could last another 40 years,  
10          but I know in order to fix the block, we  
11          have to do the whole block.

12                      So I don't think when you say  
13          it's totally the homeowners'  
14          responsibility that you should lay  
15          something on us and say we're responsible  
16          for apparently something that material  
17          did not hold up to accommodate the trucks  
18          you in the future built to pick up the  
19          trash to make it more economical to the  
20          City not to send several trucks to one  
21          location.

22                      The end of the block is like  
23          potholes almost. You can't walk down  
24          that block. You don't drive. Everybody  
25          comes from the top in. If they live down

1           6/7/06 - STREETS - BILL 051095, ETC.

2           there, they try to get up to our end of  
3           the block to get out. I don't go back  
4           there, because I can't back up, because  
5           you can't just drive out. So a lot of us  
6           can't even use the back driveway.

7                       And as far as us wanting to  
8           pay, a lot of us can't afford to pay.  
9           Myself, I'm on disability. I can't  
10          afford to pay. And it's hard for me to  
11          say I will do it. The back of my  
12          driveway is fine. My unfortunate thing  
13          is, I live at the cut-off, which means  
14          we're getting a drop right where that old  
15          section and new section come together.  
16          The earth is dropping. What are you  
17          doing? You're going to take down the  
18          side of my house.

19                      I've already had to replace  
20          concrete, because I want to slow up the  
21          drift. I've had to in my kitchen --  
22          because I have an eat-in kitchen and a  
23          cooking area. The radiator has already  
24          been pulled loose for the system, because  
25          that side of my house is settling to

1           6/7/06 - STREETS - BILL 051095, ETC.

2           conform with my tilt.

3                       Now, I don't feel when you say  
4           it's the homeowners' responsibility for  
5           everything -- and I do know homes settle,  
6           but I don't need a broken driveway to  
7           help my home settle. And everybody is  
8           saying it's the homeowners'  
9           responsibility. I cannot go in the back  
10          and say, You can't bring your truck  
11          through here because you're tearing up  
12          the place. You bring it in every week.  
13          And I can't say to the people down on the  
14          other end, We're not going to help you do  
15          your driveway, because they need a  
16          driveway.

17                      So what we need to do is really  
18          come to a conclusion and say this is all  
19          of our problem. It's not just the  
20          homeowners' problem, because the  
21          homeowners didn't all do it on their own.  
22          So, therefore, the City should have an  
23          obligation to step forward and say, Yes,  
24          we agree that some of this, for whatever  
25          reason, is some of our responsibility

1           6/7/06 - STREETS - BILL 051095, ETC.

2           that it has occurred.

3                   COUNCILWOMAN TASC0: Thank you  
4           very much. We hear you and appreciate  
5           your comments. Would you make sure that  
6           Sharon has your telephone number so we  
7           can get in touch with you? And we'll  
8           contact you again, because we need all  
9           points of view.

10                   MS. SIMMONS: I also have some  
11           letters that we have written to you  
12           before.

13                   COUNCILWOMAN TASC0: Thank you  
14           so much for coming out this afternoon. I  
15           agree with you on some of your points,  
16           because the trash trucks do contribute to  
17           the deterioration.

18                   MS. SIMMONS: Yes, it does.

19                   COUNCILWOMAN TASC0: And that  
20           happens. So that would be part of our  
21           discussion.

22                   Thank you.

23                   COUNCILMAN DiCICCO: Thank you.

24                   Any other witnesses who wish to  
25           testify for or against this bill?

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   (No response.)

3                   COUNCILMAN DiCICCO: Seeing  
4           none, I will ask Mr. Abernathy to read  
5           the title of the next bill.

6                   MR. ABERNATHY: Bill No.  
7           060472, an ordinance authorizing and  
8           directing the revision lines and grades  
9           on a portion of City Plan No. 307 bounded  
10          by Broad Street, Race Street, 13th Street  
11          and Arch Street, all under certain terms  
12          and conditions.

13                  COUNCILMAN DiCICCO: For the  
14          record, I don't know if we made note of  
15          this earlier. Bill No. 060152 is being  
16          held to a date certain by the sponsor of  
17          the bill. The date for that hearing will  
18          be September 26th of this year at 2  
19          o'clock p.m. -- 28th. Excuse me.  
20          September 28th at 2:00 p.m. at the  
21          request of the sponsor. Again, it's Bill  
22          No. 060152.

23                   Good afternoon.

24                  MR. MORELLI: Good afternoon,  
25          Mr. Chairman and members of the

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           Committee. My name is Frank Morelli,  
3           Survey Bureau Manager of the Department  
4           of Streets, and the Department of Streets  
5           would like to offer the following  
6           testimony on Bill No. 060471.

7                       This is an administrative  
8           ordinance requested by Mr. Herbert  
9           Wetzel, Executive Director of the  
10          Redevelopment Authority, 1234 Market  
11          Street, 16th Floor, Philadelphia, PA  
12          19107.

13                      The purpose of this ordinance  
14          is to strike and vacate Cherry Street,  
15          Juniper Street, Watts Street, Quarry  
16          Street and Clarion Street from the City  
17          Plan for the extension of the  
18          Pennsylvania Convention Center.

19                      This ordinance is supported by  
20          the Department of Streets and is  
21          recommended to your Committee for  
22          favorable action.

23                      COUNCILMAN DiCICCO: Thank you.

24                      MR. SOFFER: Good afternoon,  
25          Chairman, members of the Streets and

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           Services Committee. My name is Martin  
3           Soffer, Director of the Development  
4           Planning Division and I'm here to testify  
5           on behalf of the City Planning  
6           Commission.

7                     The purpose of this ordinance  
8           is to allow for the approximately 965,000  
9           square foot expansion of the Pennsylvania  
10          Convention Center. The proposal is to  
11          strike and vacate Juniper Street, Cherry  
12          Street, Watts Street, Clarion Street and  
13          Quarry Street between Broad and 13th  
14          Street, Race Street to Arch Street.

15                    The Planning Commission at a  
16          meeting in October 2002 approved a blight  
17          certification for the Redevelopment  
18          Authority to acquire property for the  
19          expansion of the Pennsylvania Convention  
20          Center. Therefore, the Planning  
21          Commission recommends that Bill No.  
22          060471 be approved.

23                    Thank you.

24                    COUNCILMAN DiCICCO: Good  
25          afternoon, Ms. Naidoff.

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   MS. NAIDOFF: Good afternoon,  
3           Chairman DiCicco and members of the  
4           Committee on Streets and Services. My  
5           name is Stephanie Naidoff and I am the  
6           City Representative and Director of  
7           Commerce for the City of Philadelphia. I  
8           am here today to support Bill No. 060471,  
9           an ordinance authorizing and directing  
10          the revision of lines and grades on a  
11          portion of City Plan No. 307 bounded by  
12          Broad Street, Race Street, 13th Street  
13          and Arch Street, all under certain terms  
14          and conditions.

15                   This bill represents the second  
16          ordinance of three that have been  
17          introduced to City Council for the  
18          purposes of clearing the build path for  
19          the Pennsylvania Convention Center  
20          expansion project. This ordinance will  
21          authorize the striking and vacating of  
22          streets within the path.

23                   The State announced in 2004  
24          that it would expand the existing Center  
25          to Broad Street, extending it to the

1           6/7/06 - STREETS - BILL 051095, ETC.

2           west. The size of the project is  
3           estimated to be \$700 million, and after  
4           expansion, the Convention Center will be  
5           approximately one million square feet.

6                       To date, the State has  
7           authorized \$400 million for this project  
8           and has an additional \$300 million line  
9           item in the Capital Budget for review at  
10          end of June. A final financing plan for  
11          the Center is being produced and will be  
12          completed shortly.

13                      The City has been clear with  
14          the State that it is necessary for the  
15          City to be relieved of its obligations  
16          for funding the Convention Center with  
17          respect to paying debt service and  
18          deficits arising from the operating  
19          budget as it has in the past. It is  
20          imperative that they show this in the  
21          financing plan.

22                      As a matter of background, the  
23          State has entered into an agreement with  
24          the Redevelopment Authority for the  
25          Authority to act as its agent for the

1           6/7/06 - STREETS - BILL 051095, ETC.

2           acquisition, condemnation and demolition  
3           of properties in the build path.

4           Notification of property acquisition has  
5           been sent out and the current schedule  
6           calls for the buildings to be acquired  
7           and condemned by the end of 2006.

8                       The Commerce Department has  
9           been working with the State and the  
10          Convention Center and understands that  
11          this ordinance is crucial to the success  
12          of the expansion project. When  
13          completed, the Center will have the  
14          largest contiguous exhibit space in the  
15          northeast region and will be able to host  
16          large trade shows or two major  
17          conventions simultaneously. The expanded  
18          Center will be the second largest  
19          convention facility in the northeast,  
20          after New York, which will allow the  
21          Philadelphia region to regain its place  
22          as a first-tier destination in the  
23          convention market.

24                      With passage of this ordinance,  
25          a clear indication will be sent to the

1           6/7/06 - STREETS - BILL 051095, ETC.

2           State that Philadelphia is in full  
3           support of this great project and that we  
4           are not impeding their ability to pursue  
5           the expansion process.

6                       Thank you.

7                       COUNCILMAN DiCICCO: Thank you,  
8           Ms. Naidoff.

9                       Are there any questions for  
10          these witnesses from the Committee?

11                      (No response.)

12                      COUNCILMAN DiCICCO: Is there  
13          anyone else here who wishes to testify  
14          for or against this bill?

15                      (No response.)

16                      COUNCILMAN DiCICCO: Seeing  
17          none, I will thank you and proceed with  
18          the reading of -- I apologize.  
19          Councilman Clarke.

20                      COUNCILMAN CLARKE: Thank you,  
21          Mr. Chairman. Real briefly.

22                      Ms. Naidoff, twice this week  
23          we've dealt with matters relating to the  
24          Convention Center, and this whole issue  
25          about the agreement as it relates to us

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           getting out of the responsibilities on  
3           the Convention Center is clearly not  
4           resolved. Are we close to getting that  
5           resolved? Because I'm a little concerned  
6           that we continue to proceed on issues and  
7           not have that resolved.

8                     MS. NAIDOFF: We can't resolve  
9           it until the financing plan is in place,  
10          and the State and the Convention Center  
11          authority are working on that. I  
12          understand they are fairly close to  
13          producing that, and as soon as they do,  
14          we will continue the discussions we've  
15          been having. But we are confident that  
16          we will be able to reach that resolution.

17                    COUNCILMAN CLARKE: Okay.

18          Thank you.

19                    COUNCILMAN DiCICCO: Thank you.

20          Thank you again.

21                    Any other questions for these  
22          witnesses from the Committee?

23                    (No response.)

24                    COUNCILMAN DiCICCO: Anyone  
25          else here who wishes to testify for or

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           against this bill?

3                       (No response.)

4                       COUNCILMAN DiCICCO: Seeing  
5           none, I will ask Mr. Abernathy to read  
6           the title of the next bill.

7                       MR. ABERNATHY: Bill No.  
8           060472, an ordinance authorizing the  
9           Commonwealth of Pennsylvania, its  
10          successors and assigns, to construct, own  
11          and maintain an overbuild on 13th Street  
12          between Race and Arch Streets, under  
13          certain terms and conditions.

14                      MR. MAUTZ: Good afternoon,  
15          Chairman and members of the Committee.  
16          My name is William Mautz and I'm a  
17          Construction Engineer with the Streets  
18          Department. I'm here to offer the  
19          following testimony for Bill No. 060472.

20                      This bill authorizes the  
21          Commonwealth of Pennsylvania to  
22          construct, own and maintain an overbuild  
23          on 13th Street between Race and Arch  
24          Streets. The overbuild is being  
25          undertaken in conjunction with the

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           Pennsylvania Convention Center expansion.

3                     The proposed overbuild,  
4           creating a building overpass similar to  
5           the current condition over and above  
6           South 13th Street, is approximately 570  
7           feet in length, 50 feet 4 inches in clear  
8           width and 118 feet 2 inches in height.

9                     The Streets Department has  
10          reviewed the preliminary plans for this  
11          project and has no objection to the  
12          passage of the bill.

13                    COUNCILMAN DiCICCO: Again,  
14          Ms. Naidoff.

15                    MS. NAIDOFF: Mr. Chairman, my  
16          testimony is pretty much the same. If  
17          you'd like, you can --

18                    COUNCILMAN DiCICCO: You can  
19          submit it for the record and that would  
20          be fine.

21                    Any questions?

22                    Councilman Rizzo.

23                    COUNCILMAN RIZZO: To the City  
24          Representative, are we losing any  
25          leverage at all with all of this moving

1           6/7/06 - STREETS - BILL 051095, ETC.

2           forward without a deal?

3                   MS. NAIDOFF: We don't believe  
4           we are. We think we are still in a good  
5           position to continue the discussions, the  
6           positive discussions, that we have been  
7           having, and we think that the passage of  
8           these ordinances is important and is  
9           actually critical to the continuing of  
10          the process of expanding the Convention  
11          Center.

12                   COUNCILMAN RIZZO: So it could  
13          be positive, things moving forward  
14          without the deal.

15                   MS. NAIDOFF: I'm sorry.

16                   COUNCILMAN RIZZO: It's a  
17          positive effort.

18                   MS. NAIDOFF: Absolutely, and  
19          it's a strong signal to everyone that we  
20          would like this project to advance.

21                   COUNCILMAN RIZZO: Thank you,  
22          Mr. Chairman.

23                   COUNCILMAN DiCICCO: Thank you.

24                   Any other questions for these  
25          witnesses from the Committee?

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   (No response.)

3                   COUNCILMAN DiCICCO: Anyone  
4 else here who wishes to testify for or  
5 against the bill?

6                   (No response.)

7                   COUNCILMAN DiCICCO: Seeing  
8 none, Mr. Abernathy, please read the  
9 title of the next bill.

10                  MR. ABERNATHY: Bill No.  
11 060447, an ordinance amending Title 12 of  
12 The Philadelphia Code, entitled "Traffic  
13 Code," to limit the period for collection  
14 of certain parking violations penalties,  
15 revise procedures for temporary movement  
16 of parking meters, revise the penalties  
17 for certain parking violations; revise  
18 the fees for booting, towing, storage of  
19 certain immobilized and impounded  
20 vehicles; altering the period for late  
21 fees for certain violations, and such  
22 fees; and make certain technical changes;  
23 all under certain terms and conditions.

24                  COUNCILMAN DiCICCO: Good  
25 afternoon, but before you gentlemen begin

1           6/7/06 - STREETS - BILL 051095, ETC.

2           with your testimony, I believe Councilman  
3           Kelly, the sponsor of the bill, would  
4           like to make a statement.

5                       Councilman Kelly.

6                       COUNCILMAN KELLY: Thank you,  
7           Mr. Chairman, members of the Committee.

8                       Just before Mr. Jannetti from  
9           the Administration speaks and the  
10          Executive Director, Mr. Fenerty, from the  
11          Parking Authority speak, I just thought I  
12          would give my opinion on this bill. And  
13          it's a business-friendly bill. By that I  
14          mean that it's going to enable businesses  
15          to open up the parking, especially in  
16          Center City and even in outlying areas.  
17          It's going to make it more accessible for  
18          people to find parking spaces in Center  
19          City. Thereby, they can come in and  
20          attend our restaurants or go shopping or  
21          whatever.

22                      I think that it's going to be  
23          also very, very friendly to the people  
24          who receive citations, being that it's  
25          extending the time for payment from eight

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           days to 15 days. It also will put a cap  
3           on the amount of time that a citation can  
4           be collected, which will be ten years.  
5           So you won't see these stories in the  
6           paper from time to time that a person 15  
7           or 20 years ago gets a ticket and they  
8           have no idea why they're getting it or  
9           where they got it.

10                   But, again, I just want to say  
11           that this is going to, I think, help  
12           businesses, especially in Center City,  
13           and I think it's going to open up a lot  
14           of spaces and it's going to provide more  
15           accessible parking for citizens of  
16           Philadelphia.

17                   Thank you, Mr. Chairman.

18                   COUNCILMAN DiCICCO: Thank you,  
19           Councilman.

20                   Gentlemen, would you please  
21           proceed with your testimony. Please  
22           identify yourself for the record.

23                   MR. JANNETTI: Good afternoon,  
24           Mr. Chairman and members of the  
25           Committee. I am Vince Jannetti, Acting

1           6/7/06 - STREETS - BILL 051095, ETC.

2           Director of Finance for the City. I am  
3           here this afternoon to offer testimony on  
4           Bill 060447.

5                       The Administration supports the  
6           changes proposed in this bill. In  
7           addition to raising parking fine rates by  
8           \$5 per violation to correct the current  
9           inequity between parking fines and the  
10          cost of off-street parking, the bill also  
11          changes the way penalties are applied in  
12          order to give violators additional time  
13          to pay prior to the imposition of  
14          penalties. Currently, a penalty is  
15          applied eight days after ticket issuance.  
16          This bill will delay the imposition of  
17          penalties until 15 days after issuance  
18          and will reduce that penalty from \$23 to  
19          \$20.

20                      It is estimated that the  
21          changes proposed in Bill 060447 will  
22          generate an additional \$6 million in  
23          on-street parking revenues. This  
24          additional revenue is currently reflected  
25          in the revised 2007-2011 Five-Year Plan

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           submitted to PICA on June 1st, 2006.  
3           Failure to approve this bill will result  
4           in a \$30 million reduction in projected  
5           revenue, which would unbalance the Plan  
6           currently under review.

7                       I would also ask for a  
8           suspension of the rules to allow for  
9           first reading at the next hearing of  
10          Council.

11                      This concludes my testimony.  
12          I'd be happy to answer any questions you  
13          may have.

14                      COUNCILMAN DiCICCO: Thank you.  
15                      Mr. Fenerty.

16                      MR. FENERTY: Good afternoon,  
17          Mr. DiCicco and members of City Council.  
18          I'd like to offer testimony on several  
19          reasons why the Authority requested this  
20          bill submitted by Councilman Kelly, and  
21          would like to thank him for submitting  
22          this ordinance.

23                      The City of Philadelphia last  
24          revised its parking fines in 2002. Since  
25          that time, the demand for on-street

1           6/7/06 - STREETS - BILL 051095, ETC.

2           parking in the City has increased as a  
3           result of economic development and the  
4           expansion of commercial activity. The  
5           increased demand has also resulted in  
6           rising off-street parking rates, making  
7           lower priced on-street spaces more  
8           available.

9                       The Parking Authority has  
10          worked with the City in taking steps to  
11          stabilize off-street rates. Our  
12          web-based parking locator now gives  
13          motorists price information of both  
14          public and private parking garages. By  
15          giving consumers information, they can  
16          make decisions on how to get the most  
17          value among the competing parking  
18          options. This, as well as the  
19          legislation passed by City Council  
20          limiting the times when parking operators  
21          can increase rates, has helped stabilize  
22          those parking rates Citywide. Normal  
23          inflation, however, continues to affect  
24          the balance between off-street parking  
25          and on-street parking structures.

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   Without the proper management  
3           of curb-side spaces, one of the most  
4           valuable resources for businesses becomes  
5           less available and will eventually result  
6           in declining commercial activity.  
7           Parking violation rate structures are  
8           designed to present a credible deterrent  
9           to illegal parking, thereby increasing  
10          the turnover at legal spaces and prevent  
11          blocking of safety zones.

12                   It has become apparent that  
13          current parking violation fines are not  
14          fully achieving the goal. It is now  
15          cheaper in many parts of the City to park  
16          at a meter and pay the ticket than it is  
17          to park all day in a parking garage. The  
18          result of that kind of parking pattern is  
19          that where five people could utilize a  
20          single parking space during a normal  
21          business day to patronize our businesses  
22          to only one which now has that privilege.  
23          Those other four people will be displaced  
24          and are forced to pay higher rates in a  
25          garage, circle the block several times

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           hoping to find increased parking spaces,  
3           park in a safety zone and hope not to get  
4           a ticket or towed, or leave for a  
5           suburban mall. None of those options  
6           help us create a healthy economy.

7                     There have been requests to  
8           increase specific fines over the years.  
9           Business leaders have been concerned  
10          about the increased number of vehicles  
11          double parked and increasing congestion  
12          on Center City streets. Residential  
13          groups have expressed concern that  
14          residential parking violation fines are  
15          not adequate to discourage motorists from  
16          parking in residential areas and then  
17          walking to work in Center City. Delivery  
18          people have complained that loading zones  
19          are often not available.

20                    The City and Authority have  
21          resisted efforts to adjust fines on an  
22          individual basis, although some changes  
23          have been made. The bill before this  
24          Committee attempts to determine the  
25          seriousness of the violation and set an

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           appropriate fine for that group of  
3           violations. Therefore, safety violations  
4           such as double parking would be now \$50,  
5           blocking crosswalks or being parked in no  
6           stopping zones are set at 40, loading  
7           zone fines are fixed at 30, and time  
8           limit and meter zones are fixed at 25.

9                     The rate adjustments are  
10          modest. In most cases, they are only \$5,  
11          but the impact on parking patterns could  
12          be substantial. Each all-day parker  
13          removed from the streets results in four  
14          additional shoppers finding a space to  
15          park in Center City. If you multiply  
16          that times ten or 100, the impact on the  
17          economy becomes dramatic.

18                    Equally important, double  
19          parking or blocking a corner leads to  
20          increased travel time, increased  
21          pollution and, most dramatically, the  
22          loss of life if an emergency vehicle is  
23          delayed getting to its destination.

24                    It is also important to point  
25          out there is no increase in the cost of

1           6/7/06 - STREETS - BILL 051095, ETC.

2           parking legally. We do not propose  
3           increasing parking meter rates. We have  
4           not done that since 1991. This proposal  
5           only affects those who choose to violate  
6           the law.

7                       There is another important  
8           change in the proposed legislation.  
9           Currently, in order to avoid a penalty on  
10          a parking violation, a motorist must pay  
11          that violation within eight days. With  
12          parking fines relatively low, an impact  
13          on a low-income person is  
14          disproportionately high if they are paid  
15          only every two weeks. If they do not  
16          have the money to pay within the  
17          eight-day time frame, they often are  
18          subject to the penalties. Our proposal  
19          increases the time to pay a ticket from  
20          eight days to 15 days before the first  
21          penalty is due. And we also propose that  
22          first penalty be reduced from \$23 to \$20.

23                      We also believe that those who  
24          continue to disregard notices to pay  
25          outstanding fines should pay a higher

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           penalty the longer they wait. That is  
3           why we proposed increasing the second  
4           penalty to \$25. We think this is a fair  
5           and balanced approach.

6                       The Authority has also learned  
7           its lesson by trying to collect on very  
8           old parking tickets on which notices have  
9           been sent. Our proposal limits the  
10          ability to initiate parking collections  
11          on tickets more than ten years old to  
12          motorists who owe \$500 or three or more  
13          tickets. That means it would only be a  
14          deemed scofflaw that we would be able to  
15          go after ten years.

16                      The increased cost of fuel has  
17          had a dramatic impact on the cost of  
18          towing and impounding a vehicle.  
19          Therefore, we propose increasing the boot  
20          fee by \$25 each and the tow fee the same.  
21          The tow fee will be \$125 and the boot fee  
22          \$100. And the tow fees for vehicles over  
23          17,000 pounds, which are trucks, will be  
24          \$300. Similarly, storage fees will be  
25          increased from 10 to 12 for each of the

1           6/7/06 - STREETS - BILL 051095, ETC.

2           first five days and from \$15 to \$18 for  
3           subsequent days.

4                     The fee for contractor parking  
5           placards has not been adjusted since  
6           1994. That is 12 years. We propose a  
7           modest increase from \$125 per year to  
8           \$200 per year. These placards permit  
9           registered contractors to park at meter  
10          zones without paying a fee and also in  
11          time zones without being subject to that  
12          time limit and in loading zones for up to  
13          four hours. This is a modest fee for the  
14          benefit that is afforded to the  
15          contractors.

16                    Finally, the Authority must now  
17          pay a fee to get information on  
18          registered owners of vehicles who fail to  
19          pay tickets from other states. Last  
20          year, that cost the Authority more than  
21          \$350,000. The ordinance will permit the  
22          Authority to pass on that fee to the  
23          motorist if the State Department of Motor  
24          Vehicles charges us for that information.  
25          A motorist would only be subject to this

1           6/7/06 - STREETS - BILL 051095, ETC.

2           fee if their state charges it and if they  
3           fail to pay the ticket before it reaches  
4           the delinquency stage.

5                       In summary, this bill before  
6           the Committee modestly increases parking  
7           violation fines in order to increase  
8           parking opportunities, decreases  
9           congestion and supports economic  
10          development in the City.

11                      The Parking Authority  
12          recommends favorable consideration of  
13          this bill, and we also request this  
14          Committee to suspend the rules so that  
15          this bill can be read at the second  
16          reading at this week's City Council  
17          hearing.

18                      COUNCILMAN DiCICCO: Thank you.  
19          Thank you, Mr. Fenerty.

20                      Let the record reflect that a  
21          regular member of the Streets and  
22          Services Committee, Councilwoman Donna  
23          Reed Miller, is now in attendance, and  
24          also let the record reflect that the  
25          Council President has appointed both

1           6/7/06 - STREETS - BILL 051095, ETC.

2           Councilmembers Tasco and Krajewski to  
3           this Committee, should their vote be  
4           needed. Thank you.

5                     Any questions for these  
6           witnesses from the committee?

7                     Councilman Clarke.

8                     COUNCILMAN CLARKE: Thank you,  
9           Mr. Chairman.

10                    A couple of brief questions.  
11           One with respect to the increased  
12           revenue, does that revenue go to the  
13           General Fund?

14                    MR. FENERTY: One hundred  
15           percent of it will go to the General  
16           Fund, Councilman, yes. There are no  
17           increased costs to the Parking Authority  
18           in this bill. No additional jobs are  
19           needed to do this. This is 100 percent  
20           will go to the City.

21                    COUNCILMAN CLARKE: Thank you.  
22           With respect to the increases, are they  
23           going to be uniform across the City, the  
24           percentage of increase?

25                    MR. FENERTY: Uniform across

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           the City.

3                   COUNCILMAN CLARKE: The reason  
4           I ask that question, in some particular  
5           commercial corridors, there may be some  
6           differences in terms of what works for a  
7           particular business corridor, like a  
8           business corridor in North Philadelphia  
9           may have a different need in terms of the  
10          fees versus a business corridor in  
11          another section of town.

12                   Is there the ability to have  
13          any flexibility in increasing the fees or  
14          is it just a set rate?

15                   MR. FENERTY: It's a set rate  
16          for the fines, but the business corridors  
17          throughout the City do reflect different  
18          rates on the meters, which are set by  
19          City Council. Some of the outlying areas  
20          business corridors are cheaper than the  
21          \$1 per hour. We are not proposing to  
22          touch those fees at all.

23                   COUNCILMAN CLARKE: Okay.

24                   MR. FENERTY: They're going to  
25          remain the same way they have been.

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   COUNCILMAN CLARKE: Thank you.

3                   COUNCILMAN RIZZO: Point of  
4 information.

5                   COUNCILMAN DiCICCO: Point of  
6 information. Councilman Rizzo.

7                   COUNCILMAN RIZZO: Correct me  
8 if I'm wrong, but I think it's important  
9 that we point out that this is not just  
10 empowering the Parking Authority. A  
11 police officer can write any of the  
12 violations that are in front of us today  
13 and also SEPTA police, I believe, can  
14 also write any violation that's in this  
15 information we have today.

16                  MR. FENERTY: You are correct,  
17 Councilman. Any law enforcement officer  
18 who issues Philadelphia parking tickets,  
19 be it the Parking Authority, Philadelphia  
20 Police, Temple Police, University of  
21 Pennsylvania Police, any one of many  
22 number of other law enforcement agencies  
23 which do write tickets on their campuses,  
24 that rate would also increase. It's a  
25 uniform increase.

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   COUNCILMAN RIZZO: And those  
3           university police can write any parking  
4           violation or are they limited to  
5           certain --

6                   MR. FENERTY: They're limited  
7           to safety violations. None of them  
8           write --

9                   COUNCILMAN RIZZO: So if  
10          somebody puts a car out for sale, they  
11          can't write that.

12                  MR. FENERTY: They can if  
13          they're trained. Yes, they can. Yes.

14                  COUNCILMAN RIZZO: All right.  
15          Thank you.

16                  COUNCILMAN DiCICCO: Two quick  
17          questions. Do parking enforcement  
18          officers have the authority to ticket  
19          delivery trucks or vehicles that are on a  
20          roadway as opposed to being parallel to  
21          the curb?

22                  MR. FENERTY: Yes.

23                  COUNCILMAN DiCICCO: And are  
24          those reflected in the increase? I  
25          believe somewhere limited access to

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           highway, that could be one violation  
3           that's written? The reason I'm asking  
4           this is, Chestnut Street, as an  
5           example -- Councilman Clarke and I both  
6           share Chestnut Street on either side of  
7           Broad Street -- is one of the worst  
8           thoroughfares to traverse at any time  
9           during the day because of delivery  
10          trucks. And it's my understanding that  
11          the companies, the larger companies that  
12          do the deliveries, basically build into  
13          their pricing the cost of the tickets  
14          that they're getting. So what they do  
15          is, they'll park the truck, leave it in  
16          the middle of Chestnut Street and do  
17          multiple deliveries in the general  
18          vicinity of where the truck is parked.  
19          It's not like they're getting out and  
20          going into the store adjacent to them.  
21          They're literally within a block or two.  
22                        So for the 25 or whatever the  
23          cost of the ticket is versus what it  
24          would cost them to circle the block in  
25          time, it's less expensive for them to pay

1           6/7/06 - STREETS - BILL 051095, ETC.

2           the ticket than to do the right thing and  
3           not block the highway. And your officers  
4           are empowered to do that?

5                       MR. FENERTY: Yes.

6                       COUNCILMAN DiCICCO: Do you  
7           have any statistics as to how many of  
8           those tickets are being issued?

9                       MR. FENERTY: We can pull them  
10          for Chestnut Street.

11                      COUNCILMAN DiCICCO: I'd  
12          appreciate that.

13                      MR. FENERTY: One of the  
14          things, Councilman, that is included in  
15          this bill is, you will notice there is a  
16          \$300 tow fee for vehicles weighing over  
17          17,000 pounds. That is the heavy-duty  
18          delivery trucks that weigh over 17,000  
19          pounds. Right now under the ordinance  
20          anything we bring in is a \$100 tow fee.  
21          We now are equipped with two heavy-duty  
22          wreckers to bring anything in -- we use  
23          them primarily for live stops,  
24          tractor-trailers, et cetera. We have  
25          towed many delivery trucks from Chestnut

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           Street. They come in, they pay the  
3           hundred dollar fee, the truck is back  
4           out. This is why we have asked Council  
5           to give us a \$300 fee for a truck. First  
6           of all, a small wrecker costs in the area  
7           of \$60,000. The large trucks, which we  
8           now have to do delivery trucks, cost a  
9           quarter of a million dollars. It's for  
10          economics and it's also to act as a  
11          deterrent for areas such as Second  
12          Street, Third Street and the Chestnut  
13          Street corridor.

14                   And the citation that you asked  
15          about, a limited-access highway, a  
16          limited-access highway would be an  
17          ingress or an egress lane on an  
18          expressway, such as Philadelphia  
19          International Airport. As the Councilman  
20          will note, we raised that, I believe,  
21          from \$40 to \$100 because there's a very  
22          big safety violation at Philadelphia  
23          International Airport, and that citation  
24          is being raised as a deterrent so someone  
25          doesn't get killed out there on the exit

1           6/7/06 - STREETS - BILL 051095, ETC.

2           and entrance roads.

3                   COUNCILMAN DiCICCO: Thank you.

4           One final question.

5                   Follow-up Councilman Rizzo.

6                   COUNCILMAN RIZZO: Mr. Fenerty,  
7           is there a violation for a person using a  
8           previously issued ticket? Councilman  
9           DiCicco pointed out something very  
10          interesting.

11                  MR. FENERTY: Yes, there is.

12                  COUNCILMAN RIZZO: I saw a  
13          major delivery company get a ticket on  
14          Broad Street at Broad and Chestnut and I  
15          was walking through Center City and I  
16          happened to see that truck driving up the  
17          street with the ticket, and he left it on  
18          the windshield and was at another  
19          location illegally parked with that same  
20          original ticket on the vehicle. So  
21          they're obviously using that one ticket  
22          to buy them the day.

23                  MR. FENERTY: There is a  
24          schedule in here attached to the bill,  
25          and without me paging right through it, I

1           6/7/06 - STREETS - BILL 051095, ETC.

2           am sure that there is a ticket for that.

3                   COUNCILMAN DiCICCO: There is a  
4           violation.

5                   MR. FENERTY: I can remember in  
6           my much younger days I wrote that ticket,  
7           and we still do write it.

8                   COUNCILMAN DiCICCO: Thank you.

9                   One other question quickly.  
10          Does the Parking Authority have any  
11          jurisdiction over private parking  
12          garages?

13                  MR. FENERTY: Yes.

14                  COUNCILMAN DiCICCO: What I've  
15          noticed -- and this may not be so much of  
16          a violation, but there are a number of  
17          parking garage operators who do not  
18          accept credit cards.

19                  MR. FENERTY: We don't have  
20          that type of jurisdiction. The  
21          jurisdiction that we would have over  
22          private garages would only be to go in  
23          and enforce the handicap regulations  
24          which are set by this body.

25                  COUNCILMAN DiCICCO: Because it

1           6/7/06 - STREETS - BILL 051095, ETC.

2           happened to me on a couple of occasions.

3           Fortunately, I had cash on me, but I can

4           imagine some folks who may not have cash

5           get to exit the garage and they're told

6           they don't accept credit cards, and it's

7           not a good way of welcoming people.

8                     MR. FENERTY: The only thing I

9           think the Parking Authority could help

10          with that is on its parking locator,

11          which is on our website. We could make a

12          notation of which private garages accept

13          credit cards and which don't.

14                     COUNCILMAN DiCICCO: Or some

15          signage that is very obvious before you

16          enter that garage or that parking lot

17          that alerts a person that credit cards

18          are not accepted. I'm sure it's on

19          there, but it's probably in very small

20          print.

21                     MR. FENERTY: We'll put it on

22          our website.

23                     COUNCILMAN DiCICCO: Thank you.

24                     Any other questions for these

25          witnesses from the Committee?

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   (No response.)

3                   COUNCILMAN DiCICCO: Let the  
4 record also reflect that Councilman  
5 Ramos, the Vice-Chair of this Committee,  
6 is now in attendance.

7                   And you asked for a suspension.  
8 We'll take that.

9                   Any other questions for these  
10 witnesses?

11                   (No response.)

12                  MR. FENERTY: Councilman, I was  
13 just informed that First Deputy Executive  
14 Director Sultan Ahmad meets with the  
15 private parking operators and they have a  
16 group, and he's going to bring that up at  
17 their next meeting.

18                  COUNCILMAN DiCICCO: I think  
19 it's a serious issue, certainly for  
20 visitors to our City who may come in and  
21 not be carrying a lot of cash on them to  
22 be hit with -- I don't know how they work  
23 it out. Believe me, if you don't have  
24 the cash on you, I don't know what they  
25 do, but they don't let you go free, I'm

1           6/7/06 - STREETS - BILL 051095, ETC.

2           sure of that. But thank you.

3                   Any other questions for these  
4           witnesses?

5                   (No response.)

6                   COUNCILMAN DiCICCO: Anyone  
7           else here who wishes to testify for or  
8           against this bill?

9                   (No response.)

10                  COUNCILMAN DiCICCO: Seeing  
11           none, I will ask Mr. Abernathy to read  
12           the title of the next bill.

13                  MR. ABERNATHY: Bill No.  
14           060435, an ordinance authorizing the  
15           trustees of the University of  
16           Pennsylvania, University of Pennsylvania  
17           Health System, 3400 Spruce Street,  
18           Philadelphia, to construct and maintain a  
19           pedestrian bridge over and across  
20           Convention Avenue, connecting the UPHS  
21           Penn Tower Complex with the proposed  
22           Perlman Center for Advanced Medicine,  
23           under certain terms and conditions.

24                  MR. MAUTZ: Good afternoon,  
25           Chairman and members of the Committee.

1           6/7/06 - STREETS - BILL 051095, ETC.

2           My name is William Mautz and I'm a  
3           Construction Engineer with the Streets  
4           Department. I'm here to offer the  
5           following testimony for Bill No. 060435.

6                       This bill authorizes the  
7           trustees of the University of  
8           Pennsylvania, University of Pennsylvania  
9           Health System, to construct and maintain  
10          a pedestrian bridge over and across  
11          Convention Avenue, connecting the Penn  
12          Tower Complex, One Convention Avenue,  
13          with the proposed Perlman Center for  
14          Advanced Medicine, 3400 Civic Center  
15          Boulevard. The purpose of the structure  
16          is to facilitate the transportation of  
17          patients, medical staff and visitors  
18          between the hospital, Penn Tower and the  
19          future PCAM facility.

20                      The bridge structure is  
21          approximately 12 feet 6 inches in width,  
22          13 feet in height by 141 feet in length.

23                      The Streets Department has  
24          reviewed the preliminary plans for this  
25          project and has no objections to the

1           6/7/06 - STREETS - BILL 051095, ETC.

2           passage of this bill.

3                   COUNCILMAN DiCICCO: Thank you,

4           Mr. Mautz.

5                   Any questions for this witness

6           from the Committee?

7                   (No response.)

8                   COUNCILMAN DiCICCO: Anyone

9           else here who wishes to testify for or

10          against the bill?

11                  (No response.)

12                  COUNCILMAN DiCICCO:

13          Mr. Abernathy, please read the title of

14          the next bill.

15                  MR. ABERNATHY: Bill No.

16          060439, an ordinance authorizing Temple

17          University, 1601 North Broad Street, its

18          successors and assigns, to construct an

19          overhead pedestrian bridge crossing the

20          1400 block of West Tioga Street,

21          connecting a proposed medical school

22          building with Kresge Hall within the

23          Temple University campus, under certain

24          terms and conditions.

25                  MR. MAUTZ: Good afternoon,

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           Chairman and members of the Committee.  
3           My name is William Mautz and I'm a  
4           Construction Engineer with the Streets  
5           Department. I am here to offer the  
6           following testimony for Bill No. 060439.

7                     This bill authorizes Temple  
8           University, 1601 North Broad Street, to  
9           construct an overhead pedestrian bridge  
10          crossing the 1400 block of West Tioga  
11          Street, connecting a proposed medical  
12          school building with Kresge Hall within  
13          the Temple campus. The purpose of the  
14          structure is to facilitate the  
15          transportation of staff, students,  
16          physicians and researchers between the  
17          hospital facilities.

18                    The bridge structure is  
19          approximately 12 feet 4 inches in width  
20          by 16 feet 6 inches in height by 50 feet  
21          in length.

22                    The Streets Department has  
23          reviewed the preliminary plans for this  
24          project and has no objection to the  
25          passage of this bill.

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   COUNCILMAN DiCICCO: Thank you,  
3           Mr. Mautz.

4                   Any questions for this witness  
5           from the Committee?

6                   (No response.)

7                   COUNCILMAN DiCICCO: Anyone  
8           else here who wishes to testify for or  
9           against this bill?

10                  (No response.)

11                  COUNCILMAN DiCICCO: Seeing  
12           none, Mr. Abernathy, please read the  
13           title of the next bill.

14                  MR. ABERNATHY: Bill No.  
15           060467, an ordinance authorizing the  
16           owner of 7252 Marsden Street at the  
17           southwest corner of Cottman Avenue,  
18           Philadelphia, to construct, own and  
19           maintain an addition on the south public  
20           sidewalk of Cottman Avenue adjacent to  
21           the property, under certain terms and  
22           conditions.

23                  MR. MAUTZ: Good afternoon,  
24           Chairman and members of the Committee.  
25           My name is William Mautz and I'm a

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           Construction Engineer with the Streets  
3           Department. I am here to offer the  
4           following testimony for Bill No. 060467.

5                       This bill authorizes Stewart  
6           Katuran, Sr., owner of 7252 Marsden  
7           Street at the southwest corner of Cottman  
8           Avenue, to construct, own and maintain an  
9           addition on the south public sidewalk of  
10          Cottman Avenue adjacent to the property.  
11          The proposed addition is approximately 45  
12          feet in length, 12 feet in height and  
13          projects 10 feet onto the south public  
14          sidewalk of Cottman Avenue, leaving  
15          approximately 10 feet of clear  
16          unobstructed footway. The proposed  
17          addition will provide additional seating  
18          for an existing restaurant operating at  
19          the first floor of the premises.

20                      It is the policy of the Streets  
21          Department not to approve permanent  
22          commercial intrusion into the public  
23          right-of-way solely for the purpose of  
24          expanding a business use. As the  
25          proposed building addition constitutes a

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           permanent business expansion, the Streets  
3           Department cannot support the passage of  
4           this legislation.

5                   COUNCILMAN DiCICCO: Not  
6           supporting the passage?

7                   MR. MAUTZ: That's correct.

8                   COUNCILMAN DiCICCO: Any  
9           questions for this witness?

10                   (No response.)

11                   COUNCILMAN DiCICCO:  
12           Mr. Katuran? Am I pronouncing that  
13           correctly?

14                   MR. KATURAN: Katuran.

15                   COUNCILMAN DiCICCO: Katuran.  
16           I apologize. Good afternoon, sir.  
17           Please identify yourself for the record.

18                   MR. KATURAN: My name is  
19           Stewart Katuran. I'm the owner of 7252  
20           Cottman Avenue.

21                   COUNCILMAN DiCICCO: Can you  
22           spell your last name for the  
23           stenographer, please?

24                   MR. KATURAN: K-A-T-U-R-A-N.

25                   COUNCILMAN DiCICCO: Thank you.

1           6/7/06 - STREETS - BILL 051095, ETC.

2           Do you have any testimony, sir?

3                   MR. KATURAN: Yes, I do. I'm  
4           the owner of the property and I have been  
5           since 2000, and I'd like to extend the  
6           property 10 foot out on Cottman Avenue  
7           pavement, which is now 22 foot in some  
8           areas. So I will only be using half of  
9           the pavement and you'll still be able to  
10          pass by.

11                   COUNCILMAN DiCICCO: What is  
12          the most narrow point of the existing  
13          sidewalk?

14                   MR. KATURAN: 20 feet.

15                   COUNCILMAN DiCICCO: So it goes  
16          from 20 to 22 feet?

17                   MR. KATURAN: That is correct.

18                   COUNCILMAN DiCICCO: And you're  
19          proposing to take 10, which would leave  
20          anywhere from 10 to 12 feet?

21                   MR. KATURAN: That is correct.

22                   COUNCILMAN DiCICCO: Mr. Mautz,  
23          is it just a general rule that we would  
24          oppose this or is there any safety issues  
25          involved that would lead your department

1           6/7/06 - STREETS - BILL 051095, ETC.

2           to oppose this?

3                       MR. MAUTZ: With this  
4           particular proposal, there aren't any  
5           safety issues. There aren't any  
6           underground utility issues. It's a  
7           matter of general policy of the Streets  
8           Department.

9                       COUNCILMAN DiCICCO: Okay. So  
10          no safety issues, no utility issues going  
11          forward, just basically policy, as you're  
12          stating?

13                      MR. MAUTZ: That's correct.

14                      COUNCILMAN RIZZO: Point of  
15          information.

16                      COUNCILMAN DiCICCO: Just one  
17          minute.

18                      Sir, and the purpose for  
19          expanding your building?

20                      MR. KATURAN: To increase the  
21          seating for the sandwich shop.

22                      COUNCILMAN DiCICCO: It's a  
23          deli now. And that will increase the  
24          seating by how much, approximately?

25                      MR. KATURAN: 20 seats.

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   COUNCILMAN DiCICCO: And you  
3 will increase business, I assume? At  
4 least that's your intention and hope?

5                   MR. KATURAN: Yes.

6                   COUNCILMAN DiCICCO: Will it  
7 also cause you to hire additional folks?

8                   MR. KATURAN: Yes, it would.

9                   COUNCILMAN DiCICCO:  
10 Approximately how many? It could be one,  
11 it could be --

12                   MR. KATURAN: Could be one to  
13 ten.

14                   COUNCILMAN DiCICCO: Thank you.  
15 Councilman Rizzo.

16                   COUNCILMAN RIZZO: Mr. Mautz,  
17 do you know of any other issues like this  
18 that were denied based on policy that  
19 could be harmed by an exception in this  
20 case?

21                   MR. MAUTZ: When you mean  
22 "denied," opposed by the Streets  
23 Department? In my tenure before this  
24 Committee, I believe this is the first  
25 bill that I've opposed.

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   COUNCILMAN DiCICCO: Thank you.

3                   COUNCILMAN RIZZO: Thank you.

4                   COUNCILMAN DiCICCO: Any other  
5 questions from this Committee for these  
6 witnesses?

7                   (No response.)

8                   COUNCILMAN DiCICCO: Anyone  
9 else here who wishes to testify for or  
10 against the bill?

11                   (No response.)

12                   COUNCILMAN DiCICCO: Thank you,  
13 sir.

14                   MR. KATURAN: Thank you very  
15 much.

16                   COUNCILMAN DiCICCO: Seeing  
17 none, I will ask Mr. Abernathy to read  
18 the title of the next bill.

19                   MR. ABERNATHY: Bill No.  
20 060436, an ordinance authorizing and  
21 directing the revision of lines and  
22 grades on a portion of City Plan No. 105  
23 by striking and vacating Sloan Street  
24 from Fairmount Avenue to Aspen Street and  
25 placing a relocated Sloan Street 23 feet

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           eastwardly from the former Sloan Street,  
3           under certain terms and conditions,  
4           including the dedication to the City,  
5           free and clear of all encumbrances, of  
6           the newly placed bed of Sloan Street.

7                       MR. MORELLI: Good afternoon,  
8           Mr. Chairman and members of the  
9           Committee. My name is Frank Morelli,  
10          Survey Bureau Manager of the Department  
11          of Streets, and the Department of Streets  
12          would like to offer the following  
13          testimony on Bill No. 060436.

14                      This is not an administrative  
15          ordinance, but an ordinance requested by  
16          Mr. Kevin Smith, Vollmer Associates, 260  
17          South Broad Street, Suite 1210,  
18          Philadelphia, PA 19102.

19                      The purpose of this ordinance  
20          is to relocate Sloan Street to provide  
21          better alignment through the block for  
22          visual consistency, streetscape and  
23          safety and for the development of 52  
24          fee-simple single-family dwellings.

25                      This ordinance is supported by

1           6/7/06 - STREETS - BILL 051095, ETC.

2           the Department of Streets and is  
3           recommended to your Committee for  
4           favorable action.

5                       MR. SOFFER: Good afternoon,  
6           Chairman and members of the Streets and  
7           Services Committee. My name is Martin  
8           Soffer, Director of the Development  
9           Planning Division and I'm here to testify  
10          on behalf of the City Planning  
11          Commission.

12                      The purpose of this ordinance  
13          is to allow for a new residential  
14          development, Union Hill, a 51  
15          single-family home development at this  
16          location. The proposal is to relocate  
17          Sloan Street between Fairmount Avenue to  
18          Aspen Street to provide better alignment,  
19          as well as to provide off-street parking  
20          for the new dwellings.

21                      The Planning Commission  
22          approved a Redevelopers Agreement and the  
23          Mantua Neighborhood community plan at its  
24          meeting on March 10, 2005. Therefore,  
25          the Planning Commission recommends that

1           6/7/06 - STREETS - BILL 051095, ETC.

2           Bill No. 060436 be approved.

3                     Thank you.

4                     COUNCILMAN DiCICCO: Thank you.

5                     Any questions for these  
6           witnesses?

7                     (No response.)

8                     COUNCILMAN DiCICCO: Anyone  
9           else here who wishes to testify for or  
10          against the bill?

11                    (No response.)

12                    COUNCILMAN DiCICCO: Seeing  
13          none, I will ask Mr. Abernathy to read  
14          the title of the next bill.

15                    MR. ABERNATHY: Bill No.  
16          060437, an ordinance authorizing the  
17          paving of Sloan Street from Fairmount  
18          Avenue to Aspen Street, under certain  
19          terms and conditions.

20                    MR. MORELLI: Good afternoon,  
21          Mr. Chairman and members of the  
22          Committee. My name is Frank Morelli,  
23          Survey Bureau Manager of the Department  
24          of Streets, and the Department of Streets  
25          would like to offer the following

1           6/7/06 - STREETS - BILL 051095, ETC.

2           testimony on Bill No. 060437.

3                       This is not an administrative  
4           ordinance, but an ordinance requested by  
5           Mr. Kevin Smith, Vollmer Associates, 260  
6           South Broad Street, Suite 1210,  
7           Philadelphia, PA 19102.

8                       The purpose of this ordinance  
9           is to pave Sloan Street to provide better  
10          alignment through the block for visual  
11          consistency, streetscape and safety and  
12          for the development of 52 fee-simple  
13          single-family dwellings.

14                      This ordinance is supported by  
15          the Department of Streets and is  
16          recommended to your Committee for  
17          favorable action.

18                      MR. SOFFER: Mr. Chairman, my  
19          testimony will be the same as the  
20          previous bill.

21                      COUNCILMAN DiCICCO: Question,  
22          Councilwoman Tasco.

23                      COUNCILWOMAN TASCO: Who pays  
24          for the paving of the street?

25                      MR. MORELLI: The developer

1           6/7/06 - STREETS - BILL 051095, ETC.

2           bears all the costs in the private paving  
3           of the street.

4                       COUNCILWOMAN TASC0: Thank you.

5                       COUNCILMAN DiCICCO: Any other  
6           questions from this Committee for these  
7           witnesses?

8                       (No response.)

9                       COUNCILMAN DiCICCO: Anyone  
10          else here who wishes to testify for or  
11          against the bill?

12                      (No response.)

13                      COUNCILMAN DiCICCO: Seeing  
14          none, we'll ask the Clerk to read the  
15          title of the next bill.

16                      MR. ABERNATHY: Bill No.  
17          060443, an ordinance amending Section 2  
18          of an ordinance, Bill No. 030347,  
19          approved July 31, 2003, entitled "An  
20          ordinance authorizing the revision of  
21          lines and grades on a portion of City  
22          Plan No. 238 by striking from the City  
23          Plan and vacating Salter Street from  
24          Third Street to Orianna Street and by  
25          reserving and placing on the City Plan a

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           right-of-way for gas main purposes and  
3           public utility purposes within the lines  
4           of Salter Street being stricken from the  
5           City Plan and vacated under authority of  
6           this ordinance, under certain terms and  
7           conditions," by extending the period for  
8           compliance with the authorization  
9           conditions therein.

10                   MR. MORELLI: Good afternoon,  
11           Mr. Chairman, members of the Committee.  
12           My name is Frank Morelli, Survey Bureau  
13           Manager of the Department of Streets, and  
14           the Department of Streets would like to  
15           offer the following testimony on Bill No.  
16           060443.

17                   This is not an administrative  
18           ordinance, but an ordinance requested by  
19           Mr. Philip Harvey, Harwin Homes, 511 West  
20           Chester Pike, Havertown, PA 19083.

21                   The purpose of this ordinance  
22           is to extend the time period to strike  
23           and vacate Salter Street from the City  
24           Plan to facilitate the development of 28  
25           new townhouse style condominiums.

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   This ordinance is supported by  
3           the Department of Streets and is  
4           recommended to your Committee for  
5           favorable action.

6                   COUNCILMAN DiCICCO: Thank you

7                   MR. SOFFER: Good afternoon,  
8           Mr. Chairman and members of the Streets  
9           and Services Committee. My name is  
10          Martin Soffer, Director of Development  
11          Planning Division and I am here to  
12          testify on behalf of the City Planning  
13          Commission.

14                   The purpose of this ordinance  
15          is to allow for a new residential  
16          development, Salter Mews, a condominium  
17          development at this location. The  
18          proposal is to strike Salter Street, a  
19          12-foot-wide street.

20                   The Planning Commission's staff  
21          supports this development and the  
22          striking of the street, with the  
23          understanding that this right-of-way will  
24          be enhanced as a private pedestrian  
25          walkway with the appropriate paving

1           6/7/06 - STREETS - BILL 051095, ETC.

2           materials and plantings. Therefore, the  
3           Planning Commission's staff recommends  
4           that Bill No. 060443 be approved.

5                       Thank you.

6                       COUNCILMAN DiCICCO: Thank you.

7                       Any questions for these  
8           witnesses from the Committee?

9                       (No response.)

10                      COUNCILMAN DiCICCO: Anyone  
11           else here who wishes to testify for or  
12           against the bill?

13                      (No response.)

14                      COUNCILMAN DiCICCO: Seeing  
15           none, I will ask Mr. Abernathy to read  
16           the title of the next bill.

17                      MR. ABERNATHY: Bill No.  
18           060468, an ordinance authorizing the  
19           paving of Epiphany Place, under certain  
20           terms and conditions.

21                      MR. MORELLI: Good afternoon,  
22           Mr. Chairman and members of the  
23           Committee. My name is Frank Morelli,  
24           Survey Bureau Manager of the Department  
25           of Streets, and the Department of Streets

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           would like to offer the following  
3           testimony on Bill No. 060468.

4                       This is not an administrative  
5           ordinance, but an ordinance requested by  
6           Mr. Raymond Wittekind, Jr., Harry  
7           Blackburn & Associates, PC, 1528 Walnut  
8           Street, 9th Floor, Philadelphia, PA  
9           19102.

10                      The purpose of this ordinance  
11           is to pave Epiphany Place to construct 12  
12           single-family residences, along with a  
13           cul-de-sac providing access to these  
14           residences.

15                      This ordinance is supported by  
16           the Department of Streets and is  
17           recommended to your Committee for  
18           favorable action.

19                      COUNCILMAN DiCICCO: Thank you.

20                      Any questions for these -- yes,  
21           sir. Councilman Rizzo.

22                      COUNCILMAN RIZZO: Just a  
23           curiosity question.

24                      When we do these ordinances,  
25           does that include the restriping of the

1           6/7/06 - STREETS - BILL 051095, ETC.

2           crosswalks that may be required?

3                     MR. MORELLI: Yes, it does.

4                     COUNCILMAN RIZZ0: The  
5           developer has to replace all of the  
6           linage?

7                     MR. MORELLI: Correct. This is  
8           for placing a new street, and that would  
9           be included in it.

10                    COUNCILMAN RIZZ0: So in other  
11           words, they don't pave and we come and do  
12           that? It's a turnkey?

13                    MR. MORELLI: Correct.

14                    COUNCILMAN RIZZ0: Thank you.

15           Thanks, Mr. Morelli.

16                    Thanks, Mr. Chairman.

17                    COUNCILMAN DiCICCO: Thank you.

18                    Any other questions for this  
19           witness from the Committee?

20                    (No response.)

21                    COUNCILMAN DiCICCO: Anyone  
22           else here who wishes to testify for or  
23           against the bill?

24                    (No response.)

25                    COUNCILMAN DiCICCO: Seeing

1           6/7/06 - STREETS - BILL 051095, ETC.  
2           none, this concludes the public hearing  
3           on the Committee of Streets and Services.  
4           I will now ask Councilman Ramos -- I  
5           don't know if you were here earlier,  
6           Councilman. Bill No. 060152 is being  
7           held to a date certain and Bill No.  
8           051095 is also being held. All other  
9           bills are being called up and a  
10          suspension is being requested for all  
11          other bills as well. So I will ask you  
12          to read the title of the first bill,  
13          which is 060472.

14                   COUNCILMAN RAMOS: Thank you,  
15          Mr. Chairman. I move that Bill No.  
16          060435 be reported out of Committee with  
17          a favorable recommendation and further  
18          move that the rules of Council be  
19          suspended to permit first reading of this  
20          bill at our next Council meeting.

21                   (Duly seconded.)

22                   COUNCILMAN DiCICCO: It's been  
23          properly moved and seconded that Bill No.  
24          060435 be reported out of this Committee  
25          with a favorable recommendation, a

1           6/7/06 - STREETS - BILL 051095, ETC.

2           further recommendation that the rules of  
3           Council be suspended.

4                     All those in favor signify by  
5           saying aye.

6                     (Aye.)

7                     COUNCILMAN DiCICCO: Those  
8           opposed?

9                     (No response.)

10                    COUNCILMAN DiCICCO: The bill  
11           is approved.

12                    I apologize. There may be a  
13           technical issue. We concluded the public  
14           hearing. We are now into the public  
15           meeting.

16                    For the purposes of the record,  
17           I would ask Councilman Ramos that we redo  
18           that bill.

19                    COUNCILMAN RAMOS: I move that  
20           Bill No. 060435 be reported out of  
21           Committee with a favorable recommendation  
22           and further move that the rules of  
23           Council be suspended to permit first  
24           reading of this bill at our next Council  
25           meeting.

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   (Duly seconded.)

3           COUNCILMAN DiCICCO: It's been  
4 properly moved and seconded that Bill No.  
5 060435 be reported out of this Committee  
6 with a favorable recommendation and that  
7 the rules of Council be suspended.

8                   All those in favor signify by  
9 saying aye.

10                   (Aye.)

11           COUNCILMAN DiCICCO: Those  
12 opposed?

13                   (No response.)

14           COUNCILMAN DiCICCO: The bill  
15 is approved.

16                   Councilman Ramos.

17           COUNCILMAN RAMOS: I move that  
18 Bill No. 060436 be reported out of  
19 Committee with a favorable recommendation  
20 and further move that the rules of  
21 Council be suspended to permit first  
22 reading of this bill at our next Council  
23 meeting.

24                   (Duly seconded.)

25           COUNCILMAN DiCICCO: It has

1           6/7/06 - STREETS - BILL 051095, ETC.

2           been properly moved and seconded that  
3           Bill No. 060436 be reported out of this  
4           Committee with a favorable recommendation  
5           and that the rules of Council be  
6           suspended.

7                     All those in favor signify by  
8           saying aye.

9                     (Aye.)

10                    COUNCILMAN DiCICCO: Those  
11           opposed?

12                    (No response.)

13                    COUNCILMAN DiCICCO: The bill  
14           is approved.

15                    Councilman Ramos.

16                    COUNCILMAN RAMOS: I move that  
17           Bill No. 060437 be reported out of  
18           Committee with a favorable recommendation  
19           and further move that the rules of  
20           Council be suspended to permit first  
21           reading of this bill at our next Council  
22           meeting.

23                    (Duly seconded.)

24                    COUNCILMAN DiCICCO: It has  
25           been properly moved and seconded that

1           6/7/06 - STREETS - BILL 051095, ETC.

2           Bill No. 060437 be reported out of this  
3           Committee with a favorable recommendation  
4           and that the rules of Council be  
5           suspended.

6                     All those in favor signify by  
7           saying aye.

8                     (Aye.)

9                     COUNCILMAN DiCICCO: Those  
10          opposed?

11                    (No response.)

12                    COUNCILMAN DiCICCO: The bill  
13          is approved.

14                    Councilman Ramos.

15                    COUNCILMAN RAMOS: I move that  
16          Bill 060439 be reported out of Committee  
17          with a favorable recommendation and  
18          further move that the rules of Council be  
19          suspended to permit first reading of this  
20          bill at our next Council meeting.

21                    (Duly seconded.)

22                    COUNCILMAN DiCICCO: It has  
23          been properly moved and seconded that  
24          Bill No. 060439 be reported out of this  
25          Committee with a favorable recommendation

1           6/7/06 - STREETS - BILL 051095, ETC.

2           and that the rules of Council be  
3           suspended.

4                     All those in favor signify by  
5           saying aye.

6                     (Aye.)

7                     COUNCILMAN DiCICCO: Those  
8           opposed?

9                     (No response.)

10                    COUNCILMAN DiCICCO: The bill  
11          is approved.

12                    Councilman Ramos.

13                    COUNCILMAN RAMOS: I move that  
14          Bill No. 060443 be reported out of  
15          Committee with a favorable recommendation  
16          and further move that the rules of  
17          Council be suspended to permit first  
18          reading of this bill at our next Council  
19          meeting.

20                    (Duly seconded.)

21                    COUNCILMAN DiCICCO: It has  
22          been properly moved and seconded that  
23          Bill No. 060443 be reported out of this  
24          Committee with a favorable recommendation  
25          and that the rules of Council be

1           6/7/06 - STREETS - BILL 051095, ETC.

2           suspended.

3                   All those in favor signify by  
4           saying aye.

5                   (Aye.)

6                   COUNCILMAN DiCICCO: Those  
7           opposed?

8                   (No response.)

9                   COUNCILMAN DiCICCO: The bill  
10          is approved.

11                  Councilman Ramos.

12                  COUNCILMAN RAMOS: I move that  
13          Bill No. 060447 be reported out of  
14          Committee with a favorable recommendation  
15          and further move that the rules of  
16          Council be suspended to permit first  
17          reading of this bill at our next Council  
18          meeting.

19                  (Duly seconded.)

20                  COUNCILMAN DiCICCO: It has  
21          been properly moved and seconded that  
22          Bill No. 060447 be reported out of this  
23          Committee with a favorable recommendation  
24          and that the rules of Council be  
25          suspended.

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   All those in favor signify by  
3 saying aye.

4                   (Aye.)

5                   COUNCILMAN DiCICCO: Those  
6 opposed?

7                   (No response.)

8                   COUNCILMAN DiCICCO: The bill  
9 is approved.

10                  Councilman Ramos.

11                  COUNCILMAN RAMOS: I move that  
12 Bill No. 060467 be reported out of  
13 Committee with a favorable recommendation  
14 and further move that the rules of  
15 Council be suspended to permit first  
16 reading of this bill at our next Council  
17 meeting.

18                  (Duly seconded.)

19                  COUNCILMAN DiCICCO: It has  
20 been properly moved and seconded that  
21 Bill No. 060467 be reported out of this  
22 Committee with a favorable recommendation  
23 and that the rules of Council be  
24 suspended.

25                  All those in favor signify by

1           6/7/06 - STREETS - BILL 051095, ETC.

2           saying aye.

3                       (Aye.)

4                       COUNCILMAN DiCICCO: Those

5           opposed?

6                       (No response.)

7                       COUNCILMAN DiCICCO: The bill

8           is approved.

9                       Councilman Ramos.

10                      COUNCILMAN RAMOS: I move that

11          Bill No. 060468 be reported out of

12          Committee with a favorable recommendation

13          and further move that the rules of

14          Council be suspended to permit first

15          reading of this bill at our next Council

16          meeting.

17                      (Duly seconded.)

18                      COUNCILMAN DiCICCO: It has

19          been properly moved and seconded that

20          Bill No. 060468 be reported out of this

21          Committee with a favor recommendation and

22          that the rules of Council be suspended.

23                      All those in favor signify by

24          saying aye.

25                      (Aye.)

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   COUNCILMAN DiCICCO: Those  
3       opposed?

4                   (No response.)

5                   COUNCILMAN DiCICCO: The bill  
6       is approved.

7                   Councilman Ramos.

8                   COUNCILMAN RAMOS: I move that  
9       Bill No. 060471 be reported out of  
10      Committee with a favorable recommendation  
11      and further move that the rules of  
12      Council be suspended to permit first  
13      reading of this bill at our next Council  
14      meeting.

15                  (Duly seconded.)

16                  COUNCILMAN DiCICCO: It has  
17      been properly moved and seconded that  
18      Bill No. 060471 be reported out of this  
19      Committee with a favorable recommendation  
20      and that the rules of Council be  
21      suspended.

22                  All those in favor signify by  
23      saying aye.

24                  (Aye.)

25                  COUNCILMAN DiCICCO: Those

1           6/7/06 - STREETS - BILL 051095, ETC.

2           opposed?

3                       (No response.)

4                       COUNCILMAN DiCICCO: The bill  
5           is approved.

6                       Councilman Ramos.

7                       COUNCILMAN RAMOS: I move that  
8           Bill No. 060472 be reported out of  
9           Committee with a favorable recommendation  
10          and further move that the rules of  
11          Council be suspended to permit first  
12          reading of this bill at our next Council  
13          meeting.

14                      (Duly seconded.)

15                      COUNCILMAN DiCICCO: It has  
16          been properly moved and seconded that  
17          Bill No. 060472 be reported out of this  
18          Committee with a favorable recommendation  
19          and that the rules of Council be  
20          suspended.

21                      All those in favor signify by  
22          saying aye.

23                      (Aye.)

24                      COUNCILMAN DiCICCO: Those  
25          opposed?

1           6/7/06 - STREETS - BILL 051095, ETC.

2                   (No response.)

3                   COUNCILMAN DiCICCO: The bill  
4 is approved.

5                   This concludes the public  
6 meeting on the Committee of Streets and  
7 Services. Thank all those in attendance  
8 and thank my colleagues for filling in  
9 when we need you the most.

10                  Thank you.

11                  (Committee on Streets and  
12 Services adjourned at 3:50 p.m.)

13                               - - -

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## CERTIFICATE

3

I HEREBY CERTIFY that the

4

proceedings, evidence and objections are

5

contained fully and accurately in the

6

stenographic notes taken by me upon the

7

foregoing matter on June 7, 2006, and that

8

this is a true and correct transcript of same.

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\_\_\_\_\_  
MICHELE L. MURPHY

16

RPR-Notary Public

17

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19

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