

1

2 COUNCIL OF THE CITY OF PHILADELPHIA

3 STATED MEETING

4 - - -

5 Room 400, City Hall
6 Philadelphia, Pennsylvania
7 Thursday, November 5, 2009
8 10:20 a.m.

9 - - -

10

11

PRESENT:

12 COUNCIL PRESIDENT ANNA C. VERNA
13 COUNCILWOMAN JANNIE BLACKWELL
14 COUNCILMAN DARRELL L. CLARKE
15 COUNCILMAN FRANK DiCICCO
16 COUNCILMAN W. WILSON GOODE, JR.
17 COUNCILMAN BILL GREEN
18 COUNCILMAN CURTIS JONES, JR.
19 COUNCILMAN JACK KELLY
20 COUNCILMAN JAMES F. KENNEY
21 COUNCILWOMAN JOAN L. KRAJEWSKI
22 COUNCILMAN BRIAN J. O'NEILL
23 COUNCILWOMAN MARIA QUINONES-SANCHEZ
24 COUNCILWOMAN DONNA REED MILLER
25 COUNCILWOMAN BLONDELL REYNOLDS BROWN
COUNCILMAN FRANK RIZZO
COUNCILWOMAN MARIAN B. TASCO

18

19 MICHAEL A. DECKER, CHIEF CLERK

20

21

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2 COUNCIL PRESIDENT Verna: Good
3 morning, everyone. I note that the hour
4 has come and that a quorum of this
5 Council is present.

6 Council will please come to
7 order. Members will take their seats,
8 and visitors will retire to the seats
9 outside the rails.

10 To give our invocation this
11 morning, the Chair welcomes Father
12 Augustus Puleo of Our Lady of Mount
13 Carmel Church. He is here today as the
14 guest of Councilman Kelly.

15 I would ask all members and
16 guests to please rise.

17 (Members and guests rise.)

18 FATHER PULEO: In the name of
19 the Father and of the Son and of the Holy
20 Spirit.

21 Almighty God and Father, we ask
22 you to send down the Holy Spirit upon us
23 today. We will be guided by the Holy
24 Spirit in our prayers, in our work, in
25 passing legislation, the point to the

1 11/5/09 - STATED - INVOCATION

2 overall dignity and the common good of
3 all people.

4 May we take to heart in our
5 thoughts and our discussions the plight
6 of the weak, the voiceless, the inborn,
7 the widows, the homeless, the
8 undocumented, the uneducated, people with
9 such vices as drug abuse and alcoholism.

10 May we also ask the Blessed
11 Virgin Mary to continue to care for our
12 children, our grandchildren, our great
13 grandchildren, the children in our
14 schools, in the neighborhoods so that
15 they too can live in a city that's a safe
16 haven for them, that they will have
17 optimism, education, shelter, but, most
18 of all, a wonderful future.

19 They too, in their own way,
20 have to be convinced that their lives are
21 just as important as the lives of any
22 other person and that the future depends
23 on them. They are our present and our
24 future, but they too will help all of us
25 build up this wonderful city, the City of

1 11/5/09 - STATED - APPROVAL OF JOURNAL
2 Philadelphia, as we build up the kingdom
3 of God on earth.

4 In the name of the Father and
5 the Son and the Holy Spirit.

6 (Amen.)

7 FATHER PULEO: God bless you.

8 COUNCIL PRESIDENT VERNA: Thank
9 you, Father.

10 The Chair thanks Father Puleo
11 for his very inspiring invocation.

12 Council will be at ease.

13 (Council at ease.)

14 COUNCIL PRESIDENT VERNA: The
15 next order of business is the approval of
16 the Journal of the meeting of Thursday,
17 October 29th, 2009, and the Chair
18 recognizes Councilwoman Tasco.

19 COUNCILWOMAN TASCO: Thank you,
20 Madam President. I move that the Journal
21 of the meeting of Thursday, October 29th,
22 2009 stand approved.

23 (Duly seconded.)

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

1 11/5/09 - STATED - LEAVES

2 the Journal of the meeting of Thursday,
3 October 29th, 2009 stand approved.

4 All in favor will indicate by
5 saying aye.

6 (Aye.)

7 COUNCIL PRESIDENT VERNA: Those
8 opposed?

9 (No response.)

10 COUNCIL PRESIDENT VERNA: The
11 ayes have it, and the Journal is
12 approved.

13 The next order of business is
14 requests for leave of absence, and at
15 this time, the Chair recognizes
16 Councilwoman Tasco.

17 COUNCILWOMAN TASCO: Thank you,
18 Madam President. On behalf of the
19 majority, a leave of absence is requested
20 for Councilmember Greenlee.

21 COUNCIL PRESIDENT VERNA: Thank
22 you. Leave is granted.

23 The Chair recognizes Councilman
24 O'Neill.

25 COUNCILMAN O'NEILL: Madam

1 11/5/09 - STATED - COMMUNICATIONS

2 President, on behalf of the republicans,
3 there are no requests for leave of
4 absence.

5 COUNCIL PRESIDENT VERNA: The
6 Chair thanks the Councilman.

7 The Chair will dispense with
8 the regular order of business to
9 recognize the guests and visitors joining
10 in Chambers this morning. On behalf of
11 all members of City Council, I welcome
12 you to our Council session. We
13 appreciate your taking the time to join
14 us as we attend to the legislative
15 affairs of our city. We certainly invite
16 you to come again.

17 The next order of business is
18 communications. The Chair requests that
19 the Sergeant-At-Arms deliver the messages
20 to the Chief Clerk.

21 The Chief Clerk will please
22 read the messages from the Mayor.

23 CHIEF CLERK: To the President
24 and members of the Council of the City of
25 Philadelphia, I am pleased to advise you

1 11/5/09 - STATED - COMMUNICATIONS

2 that on November 4, 2009, I signed all of
3 the bills that were passed by Council at
4 its session on October 29, 2009, except
5 Bill No. 090660; and

6 I am transmitting for the
7 consideration of your honorable body an
8 ordinance authorizing Korean Community
9 Development Services Center to own and
10 maintain various sidewalk encroachments;
11 and

12 An ordinance authorizing the
13 People's Emergency center to construct,
14 own and maintain various sidewalk
15 encroachments, all under certain terms
16 and conditions.

17 COUNCIL PRESIDENT VERA: Thank
18 you. The messages will be printed in the
19 Journal.

20 The Chief Clerk will please
21 read any other communications in his
22 possession.

23 CHIEF CLERK: I have none,
24 Madam President.

25 COUNCIL PRESIDENT VERA: The

1 11/5/09 - STATED - INTRO. OF BILLS

2 next order of business is the

3 introduction of bills and resolutions.

4 The Chair recognizes Councilman
5 Kenney.

6 COUNCILMAN KENNEY: Madam
7 President, I offer one resolution.

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

11 CHIEF CLERK: A resolution
12 recognizing Kahn and Company Real Estate
13 on the occasion of celebrating their
14 100th Anniversary.

15 COUNCIL PRESIDENT VERNA: The
16 Chair recognizes Councilman Kenney for a
17 motion on the resolution.

18 COUNCILMAN KENNEY: I move the
19 adoption.

20 (Duly seconded.)

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

24 All in favor will say aye.

25 (Aye.)

1 11/5/09 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT Verna: Those
3 opposed?

4 (No response.)

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

8 The Chair recognizes
9 Councilwoman Blackwell.

10 COUNCILWOMAN BLACKWELL: Thank
11 you, Madam President. Today I introduce
12 two bills.

13 COUNCIL PRESIDENT Verna: Thank
14 you.

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

17 CHIEF CLERK: An ordinance
18 authorizing Brandywine Cira Post Office
19 to construct, own and maintain various
20 encroachments at 2970 Market Street.

21 COUNCIL PRESIDENT Verna: The
22 bill will be referred to the appropriate
23 committee.

24 CHIEF CLERK: And an ordinance
25 authorizing the People's Emergency Center

1 11/5/09 - STATED - INTRO. OF BILLS

2 to construct, own and maintain one bench
3 and one parking sign on the north and
4 south footway of Lancaster Avenue,
5 between 40th and 41st Street.

6 COUNCIL PRESIDENT Verna: This
7 bill will be referred to the appropriate
8 committee.

9 The Chair recognizes
10 Councilwoman Krajewski.

11 COUNCILWOMAN KRAJEWSKI: Thank
12 you, Madam President. I have no bills or
13 resolutions.

14 COUNCIL PRESIDENT Verna: Thank
15 you.

16 The Chair recognizes
17 Councilwoman Tasco.

18 COUNCILWOMAN TASCO: Madam
19 President, I offer one bill.

20 COUNCIL PRESIDENT Verna: Thank
21 you.

22 The Chief Clerk will please
23 read the title.

24 CHIEF CLERK: An ordinance
25 authorizing the Korean Community

1 11/5/09 - STATED - INTRO. OF BILLS

2 Development Services Center to construct,
3 own and maintain three benches near the
4 northeast corner of West Tabor Road.

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

8 The Chair recognizes
9 Councilwoman Miller.

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

13 COUNCIL PRESIDENT Verna: Thank
14 you.

15 The Chief Clerk will please
16 read the title.

17 CHIEF CLERK: A resolution
18 authorizing the Commissioner of Public
19 Property to execute and deliver to the
20 Redevelopment Authority of the City of
21 Philadelphia, without consideration,
22 deeds conveying conditional fee simple
23 title to certain City-owned lots or
24 pieces of ground situate in the 59th Ward
25 of the City of Philadelphia.

1 11/5/09 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT Verna:

3 Again, the Chair recognizes Councilwoman
4 Miller.

5 COUNCILWOMAN MILLER: I move
6 for the adoption of the resolution.

7 (Duly seconded.)

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

11 All in favor will say aye.

12 (Aye.)

13 COUNCIL PRESIDENT Verna: Those
14 opposed?

15 (No response.)

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

19 The Chair recognizes
20 Councilwoman Sanchez.

21 COUNCILWOMAN SANCHEZ: Thank
22 you, Madam President. I have one
23 resolution on behalf of the
24 Administration.

25 COUNCIL PRESIDENT Verna: Thank

1 11/5/09 - STATED - INTRO. OF BILLS

2 you.

3 The Chief Clerk will please
4 read the title.

5 CHIEF CLERK: A resolution
6 authorizing the Commissioner of Public
7 Property to execute and deliver to the
8 Redevelopment Authority of the City of
9 Philadelphia, without consideration,
10 deeds conveying conditional fee simple
11 title to certain City-owned lots or
12 pieces of ground situate in the 19th Ward
13 of the City of Philadelphia.

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

16 COUNCILWOMAN SANCHEZ: Thank
17 you. I move for the adoption.

18 (Duly seconded.)

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

22 All in favor will say aye.

23 (Aye.)

24 COUNCIL PRESIDENT VERNA: Those
25 opposed?

1 11/5/09 - STATED - INTRO. OF BILLS

2 (No response.)

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

5 The Chair recognizes Councilman
6 Green.

7 COUNCILMAN GREEN: Thank you,
8 Madam President. I offer two
9 resolutions.

10 COUNCIL PRESIDENT Verna: Thank
11 you.

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

14 CHIEF CLERK: A resolution
15 resolving that the City of Philadelphia
16 shall be deemed to have satisfied the
17 local governing body review requirement
18 for its application for a Recovery Act
19 Byrne Grant.

20 COUNCIL PRESIDENT Verna: The
21 Chair recognizes Councilman Green.

22 COUNCILMAN GREEN: This bill
23 was co-sponsored by Councilmembers Clarke
24 and Jones, and I move for its adoption.

25 (Duly seconded.)

1 11/5/09 - STATED - INTRO. OF BILLS

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

5 All in favor will say aye.

6 (Aye.)

7 COUNCIL PRESIDENT VERNA: Those
8 opposed?

9 (No response.)

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

13 CHIEF CLERK: And a resolution
14 authorizing the Committee on Labor and
15 Civil Service to employ and fix the
16 compensation of experts to assist the
17 Committee with its inquiries and
18 recommendations in conjunction with the
19 hearings and investigations being
20 conducted by the Committee.

21 COUNCIL PRESIDENT VERNA:
22 Again, the Chair recognizes Councilman
23 Green.

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

1 11/5/09 - STATED - INTRO. OF BILLS

2 adoption.

3 (Duly seconded.)

4 COUNCIL PRESIDENT Verna: It

5 has been moved and properly seconded that

6 the resolution be adopted.

7 All in favor will say aye.

8 (Aye.)

9 COUNCIL PRESIDENT Verna: Those

10 opposed?

11 (No response.)

12 COUNCIL PRESIDENT Verna: The

13 ayes have it and the resolution is

14 adopted.

15 The Chair recognizes Councilman

16 Jones.

17 COUNCILMAN JONES: Thank you,

18 Madam President. I have one bill and one

19 resolution co-sponsored by Councilwomen

20 Blackwell, Tasco, Sanchez and Brown.

21 COUNCIL PRESIDENT Verna: Thank

22 you.

23 The Chief Clerk will please

24 read the title of the bill.

25 CHIEF CLERK: An ordinance

1 11/5/09 - STATED - INTRO. OF BILLS
2 amending Section 9-203 of The
3 Philadelphia Code, entitled "Street
4 Vendors," by permitting street vending on
5 designated streets and making certain
6 technical changes.

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

10 CHIEF CLERK: And a resolution
11 congratulating Harrisburg Mayor-Elect,
12 Linda Thompson and York Mayor-Elect, Kim
13 Bracey on their historic elections as the
14 first African-American as mayors of those
15 cities.

16 COUNCIL PRESIDENT Verna: The
17 Chair recognizes Councilman Jones.

18 COUNCILMAN JONES: Thank you,
19 Madam President. I move for the adoption
20 of the resolution.

21 (Duly seconded.)

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

25 All in favor will say aye.

1 11/5/09 - STATED - INTRO. OF BILLS

2 (Aye.)

3 COUNCIL PRESIDENT Verna: Those
4 opposed?

5 (No response.)

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

9 The Chair recognizes Councilman
10 Goode.

11 COUNCILMAN GOODE: Thank you,
12 Madam President. I offer no bills or
13 resolutions today.

14 COUNCIL PRESIDENT Verna: Thank
15 you.

16 The Chair recognizes
17 Councilwoman Brown.

18 COUNCILWOMAN BROWN: Thank you,
19 Madam President. No bills or
20 resolutions.

21 COUNCIL PRESIDENT Verna: The
22 Chair thanks the Councilwoman.

23 The Chair recognizes Councilman
24 DiCicco.

25 COUNCILMAN DiCICCO: Thank you,

1 11/5/09 - STATED - INTRO. OF BILLS

2 Madam President. I have no bills or
3 resolutions today.

4 COUNCIL PRESIDENT Verna: Thank
5 you.

6 The Chair recognizes Councilman
7 O'Neill.

8 COUNCILMAN O'NEILL: Madam
9 President, I have no bills or
10 resolutions.

11 COUNCIL PRESIDENT Verna: Thank
12 you.

13 The Chair recognizes Councilman
14 Clarke.

15 COUNCILMAN CLARKE: Thank you,
16 Madam President. Madam President, at
17 this time I have one bill, but I
18 anticipate getting another bill before we
19 conclude today's session.

20 COUNCIL PRESIDENT Verna: Very
21 well. Thank you.

22 COUNCILMAN CLARKE: Thank you.

23 COUNCIL PRESIDENT Verna: The
24 Chief Clerk will please read the title of
25 the bill.

1 11/5/09 - STATED - INTRO. OF BILLS

2 CHIEF CLERK: An ordinance

3 amending Section 17-109 of The

4 Philadelphia Code, entitled "Local

5 Bidding Preferences," by increasing the

6 local bidding preference percentage,

7 under certain terms and conditions.

8 COUNCIL PRESIDENT VERA: The

9 bill will be referred to the appropriate

10 committee.

11 The Chair recognizes Councilman

12 Kelly.

13 COUNCILMAN KELLY: Madam

14 President, I have no bills or resolutions

15 today.

16 COUNCIL PRESIDENT VERA: Thank

17 you.

18 The Chair recognizes Councilman

19 Rizzo.

20 COUNCILMAN RIZZO: Madam

21 President, one resolution.

22 COUNCIL PRESIDENT VERA: Thank

23 you.

24 CHIEF CLERK: A resolution

25 urging the Nutter Administration to

1 11/5/09 - STATED - INTRO. OF BILLS

2 reinstitute mechanical leaf collection

3 service in the City of Philadelphia.

4 COUNCIL PRESIDENT Verna: The

5 Chair recognizes Councilman Rizzo.

6 COUNCILMAN RIZZO: Madam

7 President, I move for the adoption of the

8 this resolution.

9 COUNCILMAN GREEN: Madam

10 President?

11 COUNCIL PRESIDENT Verna:

12 Excuse me. I'm sorry. I didn't see your

13 light on.

14 COUNCILMAN GREEN: I'd like to

15 speak on this resolution.

16 COUNCIL PRESIDENT Verna:

17 Please do.

18 COUNCILMAN GREEN: Thank you,

19 Madam President.

20 I am in favor of the concept

21 here. I do not think City Council should

22 be redoing its budget decisions. We

23 voted for this. We made tough decisions.

24 People are going to have to bag their own

25 leaves. I would be supportive of an

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2 ordinance that would identify funds to go
3 to mechanical leaf collection that we can
4 put in the Streets Department or other
5 places, but I don't think that we should
6 have a policy of encouraging the
7 Administration to change budget decisions
8 we agreed on without providing the
9 funding for that decision through a
10 transfer ordinance. So I urge my
11 colleagues to vote no on this resolution.

12 COUNCIL PRESIDENT Verna: Thank
13 you.

14 The Chair recognizes Councilman
15 Clarke.

16 COUNCILMAN CLARKE: Thank you,
17 Madam President. Madam President, I
18 don't usually speak on resolutions, but
19 in this particular instance, I feel the
20 need to because of the nature of service
21 delivery and what we as Councilpeople are
22 all about. I think consistently
23 throughout a budget year based on the
24 need to be responsive to issues that come
25 before us as Councilmembers, it has been

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2 a history whereas we have come up with
3 recommendations, suggestions, sometimes
4 even transfer ordinances that do impact
5 the budget. While I understand this
6 particular resolution may not identify a
7 specific funding mechanism, I think it is
8 a resolution. I understand that there is
9 a problem, although I don't have that
10 many trees. I think I have one tree on
11 my block, so that's not necessarily a
12 problem for me personally, but I
13 understand, having conversations with
14 other members, that this is a challenge
15 throughout certain parts of the City.

16 Thank you.

17 COUNCIL PRESIDENT VERA: Thank
18 you.

19 The Chair recognizes
20 Councilwoman Miller.

21 COUNCILWOMAN MILLER: Thank
22 you, Madam President.

23 I think proper and adequate
24 notification is an issue in how leaves
25 are being collected now. When I got the

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2 memo, I was a little bit shocked to learn
3 that folk couldn't use plastic bags, had
4 to go out and buy degradable bags. And I
5 think if people knew that -- I don't
6 remember discussing the specifics about
7 tree collection when we were having
8 budget discussions earlier this year. So
9 I think it was just a shock to everyone,
10 and if we do proper notification,
11 education of our citizens, then that
12 makes the difference. In this instance,
13 there was no notification that I'm aware
14 of.

15 Thank you.

16 COUNCIL PRESIDENT Verna: Thank
17 you.

18 The Chair recognizes Councilman
19 O'Neill.

20 COUNCILMAN O'NEILL: Yes, Madam
21 President. There has been leaf
22 collection for as long as there's been
23 snow removal, is my understanding in this
24 city, and in many cases, it's just as
25 important a safety issue and a service

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2 issue. This is something that I don't

3 think has been very well thought out,

4 except that it's going to save money.

5 And in terms of the budget question,

6 while I'm sensitive to it, we have a \$4

7 billion budget. You can't vote no on a

8 budget because of one thing that's

9 400,000 or a hundred thousand may not be

10 right, but it doesn't mean you can't

11 express yourself at some time later.

12 Thank you.

13 COUNCIL PRESIDENT VERNA: Thank

14 you.

15 Councilman Rizzo, would you

16 move your motion, please.

17 COUNCILMAN RIZZO: Madam

18 President, may I speak?

19 COUNCIL PRESIDENT VERNA:

20 Certainly.

21 COUNCILMAN RIZZO: I think that

22 the Administration needs to look at this,

23 and that was the purpose, and I thank my

24 colleagues that supported this and

25 understand why it's so important that

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2 these leaves be picked up and not create
3 hazards. And I think that the process
4 needs to be looked at very carefully,
5 because I believe that we're probably
6 going to spend almost as much money as
7 they're allegedly saving because of the
8 fact that special trucks are going to be
9 needed to pick up these leaves, et
10 cetera.

11 This is a dangerous situation,
12 Madam President. A woman called me and
13 told me about the fact that in Northwest
14 Philadelphia she parked her vehicle with
15 two children in it on a pile of leaves,
16 not thinking about the ramification, and
17 as she was sitting there making
18 adjustments to the car seats, the leaves
19 below the vehicle started to smolder, and
20 she was very fortunate that she realized
21 that and moved her vehicle.

22 So this is a dangerous
23 situation. This winter when we have
24 snow, those leaves will be plowed away,
25 if there is any plowing, and we're going

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2 to either have to pay now or pay later.

3 We just cannot leave this debris that

4 will clog our inlets and make our city a

5 very unsafe place to walk and to drive.

6 So, again, I thank my

7 colleagues for their support.

8 COUNCIL PRESIDENT Verna: Thank

9 you.

10 COUNCILMAN Rizzo: Thank you,

11 Madam President. I move for the

12 adoption.

13 COUNCIL PRESIDENT Verna:

14 Excuse me. I would wait to adopt this.

15 There are several Councilmembers that

16 would like to be recognized.

17 The Chair recognizes Councilman

18 DiCicco.

19 COUNCILMAN DiCicco: I'm a

20 little bit taken aback today about the

21 importance of picking up leaves for the

22 citizens of this city. I mean, I think

23 we have a budget crisis going on. We

24 have some issues. I think we may be the

25 only municipality that I'm aware of that

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2 ever picked up leaves mechanically.

3 People live in the suburbs where there's

4 nothing but trees and grass, and they go

5 out with a rake, they put their leaves in

6 a pile and bag it. Maybe this is a good

7 way of encouraging people to also sweep

8 their sidewalks, as they have not been

9 doing for a very long time, and gather up

10 the hand bills and all the other stuff

11 that we've been trying to eliminate but

12 for whatever reason some people think

13 it's unconstitutional.

14 I just think we have a lot more

15 important issues to be dealing with than

16 being concerned with sweeping one's

17 sidewalk.

18 Thank you.

19 COUNCIL PRESIDENT VERA: Thank

20 you.

21 The Chair recognizes Councilman

22 Kenney.

23 COUNCILMAN KENNEY: I don't

24 know, Madam President. Maybe it's

25 because Frank DiCicco and I come from

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2 South Philly. I've had a tree on my
3 sidewalk for 20 years. I have a shovel
4 and a broom and a bag, and that's how my
5 leaves get picked up. So, I mean, I know
6 this must be the big issue of the day,
7 but I don't understand why we're having a
8 debate about it.

9 Thanks.

10 COUNCIL PRESIDENT Verna:

11 You're welcome.

12 The Chair recognizes

13 Councilwoman Tasco.

14 COUNCILWOMAN TASCO: Thank you.

15 I mean, I agree with Donna, it depends on
16 where you live, if you live where we
17 live, with all the trees that we have and
18 a large number of senior citizens who
19 don't have the ability to get out and
20 rake the leaves. Leaves are very
21 dangerous when they're wet, and when you
22 come out of your house, you can slip. So
23 I do it myself because the guy that I
24 tried to hire to do leaves disappeared.
25 So I have to do the leaves, but it's very

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2 important to us who live in an area where
3 we have a lot of trees and a lot of
4 leaves and a lot of senior citizens, and
5 they too, many of them, are on fixed
6 income, don't have the ability to pay for
7 the bags and all of that.

8 I too -- when Councilman Rizzo
9 asked me to co-sponsor, I thought about
10 the budget issues, and I'm very mindful
11 of that, but we put it in to keep the
12 issue on the table as we deliberate going
13 forward. We didn't want it to get lost.
14 So we hope that our members will be
15 sensitive to those of us who represent
16 individuals in neighborhoods that do have
17 problems with tree leaves.

18 Thank you.

19 COUNCIL PRESIDENT VERNA: Thank
20 you.

21 The Chair recognizes Councilman
22 Jones.

23 COUNCILMAN JONES: I feel
24 compelled to say something because I am a
25 co-sponsor. I didn't want us to go to

1 11/5/09 - STATED - INTRO. OF BILLS
2 this level of debate about it, but for
3 the people of Wynnefield, Overbrook,
4 Carroll Park, Overbrook Farms, East
5 Falls, Allegheny West and Paradise, this
6 is an important issue, and I move from --
7 a million years ago I was a South Philly
8 boy, and I understand about scrubbing
9 sidewalks, but in Wynnefield, we rake
10 leaves and we do that, but our graying
11 community, my senior citizens can't get
12 out there and do that. And so when these
13 leaf blowers come and pick up the leaves,
14 it is a welcomed relief. Those leaves
15 wind up getting snow impacted and become
16 concrete, cement, and we wind up paying
17 for it in the long run in our waterways.
18 So I move for the -- I support my
19 colleague. I co-sponsor it, and hope all
20 members of Council will do so as well.

21 Thank you, Madam President.

22 COUNCIL PRESIDENT VERA: Thank
23 you.

24 The Chair recognizes Councilman
25 Kelly.

1 11/5/09 - STATED - INTRO. OF BILLS

2 COUNCILMAN KELLY: Thank you,
3 Madam President. I come from the Upper
4 Northeast, of course, and we are
5 inundated with leaves up there. We have
6 more trees probably than any section in
7 the City, and anything that's going to
8 help clean up our streets and make it
9 more safe for people, we much appreciate
10 it.

11 I want to thank the Councilman
12 for sponsoring this bill, and I think
13 that the Administration is just going to
14 have to look around and see what other
15 cost-saving measures they can do to grant
16 this resolution.

17 Thank you.

18 COUNCIL PRESIDENT VERNA:

19 You're welcome.

20 The Chair recognizes Councilman
21 Green.

22 COUNCILMAN GREEN: Madam
23 President, governing is choosing between
24 competing ideas for good with limited
25 resources. And I am not against leaf

1 11/5/09 - STATED - INTRO. OF BILLS

2 collection. I am in favor of it.

3 However, I think if we are going to ask
4 for a new service to be provided that is
5 not in the budget, we should say what it
6 is that we are willing to give up for
7 that service to take place. So, once
8 again, I urge my colleagues to vote no.

9 COUNCIL PRESIDENT Verna: Thank
10 you.

11 The Chair recognizes
12 Councilwoman Tasco.

13 COUNCILWOMAN TESCO: Next to
14 driveways in my district, the next issue
15 is trees. We have a driveway issue and
16 we have a tree issue. They are important
17 things to the people in the 9th
18 Councilmanic District.

19 Thank you.

20 COUNCIL PRESIDENT Verna: Thank
21 you.

22 The Chair recognizes Councilman
23 Jones.

24 COUNCILMAN JONES: I think
25 Councilman Green is right. For every

1 11/5/09 - STATED - INTRO. OF BILLS

2 time we ask for a service, we should be
3 willing to cut something. I'm willing to
4 cut the Phillies parade right now in
5 order for leaves to be picked up.

6 Thank you, Madam President.

7 (Laughter.)

8 COUNCIL PRESIDENT Verna: The
9 Chair recognizes Councilman Rizzo.

10 COUNCILMAN RIZZO: If I thought
11 there was going to be a Phillies parade,
12 I might not have introduced this
13 resolution. But, again, I thank everyone
14 for their support that did support this
15 and speak on it. I move for the adoption
16 of this resolution, Madam President.

17 (Duly seconded.)

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

21 All in favor will say aye.

22 (Aye.)

23 COUNCIL PRESIDENT Verna: Those
24 opposed?

25 (No.)

1 11/5/09 - STATED - REPORTS

2 COUNCIL PRESIDENT VERNA:

3 Councilman Green is voting no.

4 Councilman DiCicco is voting no.

5 Therefore, the resolution is adopted.

6 The next order of business is
7 reports from committees, and the Chair
8 recognizes Councilman Kenney for a report
9 from the Committee on Rules.

10 COUNCILMAN KENNEY: The
11 Committee on Rules reports seven bills
12 with favorable recommendations.

13 COUNCIL PRESIDENT VERNA: Thank
14 you.

15 The Chief Clerk will please
16 read the report.

17 CHIEF CLERK: To the President
18 and members of the Council of the City of
19 Philadelphia, the Committee on Rules, to
20 which was referred Bill No. 080130,
21 entitled, "An ordinance amending Title 14
22 of The Philadelphia Code, entitled
23 'Zoning and Planning,' by amending
24 Chapter 14-300, entitled 'Commercial
25 Districts,' by adopting a new Section,

1 11/5/09 - STATED - REPORTS

2 entitled 'Transit-Oriented Development
3 District'; and

4 Bill No. 090071, entitled "An
5 ordinance amending Title 14 of The
6 Philadelphia Code, entitled 'Zoning and
7 Planning,' by amending Chapter 14-1600,
8 entitled 'Miscellaneous,' by adopting a
9 new Section, entitled 'Overbrook Farms
10 Transit-Oriented Center Special District
11 Controls'; and

12 Bill No. 090578, entitled "An
13 ordinance amending Section 14-1637 of The
14 Philadelphia Code, entitled 'City Avenue
15 Regional Center and City Avenue Village
16 Center Special District Controls,'
17 including by making changes relating to
18 minimum spacing and buffer areas"; and

19 Bill No. 090582, entitled "An
20 ordinance to amend the Philadelphia
21 Zoning Maps by changing the zoning
22 designations of certain areas of land
23 located within an area bounded by Eighth
24 Street, Filbert Street, Ninth Street and
25 Market Street"; and

1 11/5/09 - STATED - REPORTS

2 Bill No. 090584, entitled "An
3 ordinance to amend the Philadelphia
4 Zoning Maps by changing the zoning
5 designations of certain areas of land
6 located within an area bounded by 12th
7 Street, Catharine Street, Fawn Street,
8 and Clymer Street"; and

9 Bill No. 090585, entitled "An
10 ordinance to amend the Philadelphia
11 Zoning Maps by changing the zoning
12 designations of certain areas of land
13 located within an area bounded by 12th
14 Street, Spruce Street, Camac Street and
15 Manning Street"; and

16 Bill No. 090667, entitled "An
17 ordinance amending Chapter 14-1600 of The
18 Philadelphia Code, entitled
19 'Miscellaneous,' by repealing Section
20 14-1626, entitled 'Demolition Moratorium
21 in Old City,' and Section 14-1628,
22 entitled 'Demolition Moratorium in Queen
23 Village,' and enacting a new Section
24 14-1626, entitled 'Demolition Moratorium
25 Districts,'" respectfully reports it has

1 11/5/09 - STATED - REPORTS

2 considered and amended the same and
3 returns the attached bills to Council
4 with a favorable recommendation.

5 COUNCIL PRESIDENT Verna: Thank
6 you.

7 The Chair recognizes Councilman
8 Kenney.

9 COUNCILMAN KENNEY: I move the
10 rules of Council be suspended to permit
11 first reading this day of the bills just
12 reported from committee, with the
13 exception of Bill No. 090667.

14 (Duly seconded.)

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

20 All in favor will indicate by
21 saying aye.

22 (Aye.)

23 COUNCIL PRESIDENT Verna: Those
24 opposed?

25 (No response.)

1 11/5/09 - STATED - REPORTS

2 COUNCIL PRESIDENT Verna: The
3 ayes have it, and the bills just read
4 will be placed on our First Reading
5 Calendar for today. Bill No. 090667 will
6 be placed on our First Reading Calendar
7 for our next session of Council.

8 The Chair recognizes Councilman
9 DiCicco for a report from the Committee
10 on Streets and Services.

11 COUNCILMAN DiCICCO: Thank you,
12 Madam President. The Committee on
13 Streets and Services reports 13 bills out
14 with a favorable recommendation.

15 COUNCIL PRESIDENT Verna: Thank
16 you.

17 The Chief Clerk will please
18 read the report.

19 CHIEF CLERK: The Committee on
20 Streets and Services, to which was
21 referred Bill No. 090573, entitled "An
22 ordinance authorizing the revision of
23 lines and grades on a portion of City
24 Plan No. 42 by placing on the City Plan a
25 right-of-way for drainage purposes

1 11/5/09 - STATED - REPORTS

2 extending from 33rd Street to 32nd Street
3 northeast of South Street"; and

4 Bill No. 090574, entitled "An
5 ordinance amending Section 2 of an
6 ordinance, Bill No. 070504, approved July
7 3, 2007, entitled "An ordinance
8 authorizing and directing the revision of
9 lines and grades on a portion of City
10 Plan No. 197 by striking from the City
11 Plan and vacating the legally open
12 portions of Casper Street from Tioga
13 Street to Russell Street"; and

14 Bill No. 090575, entitled, "An
15 ordinance authorizing the vacating of
16 Edom Street from Arendell Avenue to
17 Linden Avenue"; and

18 Bill No. 090589, entitled "An
19 ordinance authorizing the revision of
20 lines and grades on a portion of City
21 Plan No. 118 by striking from the City
22 Plan the southerly twenty-foot-wide
23 portion of Diamond Street from Tenth
24 Street to Alder Street"; and

25 Bill No. 090668, entitled "An

1 11/5/09 - STATED - REPORTS

2 ordinance authorizing the revision of
3 lines and grades on a portion of City
4 Plan No. 271 by placing on the City Plan
5 a cut-back area at the northwest corner
6 of Second Street and Germantown Avenue";
7 and

8 Bill No. 090691, entitled "An
9 ordinance amending Section 9-605 of The
10 Philadelphia Code, entitled 'Towing,' and
11 Section 12-2405, entitled 'Removal or
12 Immobilization of Parked Vehicles;
13 Notice,' to prohibit the towing of
14 vehicles identified as reported stolen
15 unless an attempt has been made by the
16 Police to give the vehicle owner an
17 opportunity to recover the vehicle"; and

18 Bill No. 090702, entitled "An
19 ordinance granting permission to the
20 Trustees of the University of
21 Pennsylvania, University of Pennsylvania
22 Health System, 3624 Market Street, for
23 the installation of information signs and
24 planters on the public sidewalk located
25 on the 3400 block of Civic Center

1 11/5/09 - STATED - REPORTS

2 Boulevard"; and

3 Bill No. 090703, entitled "An
4 ordinance amending Section 9-213 of The
5 Philadelphia Code, entitled 'Farmers'
6 Markets,' by adding as a permissible
7 location the west side of Wadsworth
8 Avenue between Bayard Street and
9 Pickering Street"; and

10 Bill No. 090709, entitled "An
11 ordinance authorizing Frank and Ritamarie
12 Olivieri, owners of the property Pat's
13 King of Steaks, 901 through 03 Wharton
14 Street, to legalize various existing
15 sidewalk encroachments"; and

16 Bill No. 090710, entitled "An
17 ordinance authorizing John Kile to
18 construct, own and maintain an open-air
19 sidewalk cafe at 2448 East Huntingdon
20 Street"; and

21 Bill No. 090711, entitled "An
22 ordinance authorizing Mick Hally to
23 construct, own and maintain an open-air
24 sidewalk cafe at 1148 through 1150 South
25 11th Street"; and

1 11/5/09 - STATED - REPORTS

2 Bill 090712, entitled "An
3 ordinance amending Section 9-211 of The
4 Philadelphia Code, entitled 'Boxes for
5 the Distribution of News and Printed
6 Material,' by amending certain
7 specifications for publishers' boxes,
8 increasing licensing fees, amending
9 permissible locations and increasing
10 fines"; and

11 Bill No. 090714, entitled "An
12 ordinance amending Section 9-605 of The
13 Philadelphia Code, entitled 'Towing,' and
14 Chapter 12-2400 of The Philadelphia Code,
15 entitled 'Towing and Immobilizing of
16 Parked or Abandoned Vehicles,' by
17 reducing the amount towing companies can
18 charge owners of recovered stolen or
19 illegally used vehicles," respectfully
20 reports it has considered and amended the
21 same and returns the attached bills to
22 Council with a favorable recommendation.

23 COUNCIL PRESIDENT VERA: Thank
24 you.

25 The Chair recognizes Councilman

1 11/5/09 - STATED - REPORTS

2 DiCicco.

3 COUNCILMAN DiCICCO: Thank you,
4 Madam President. I move that the rules
5 of Council be suspended so as to permit
6 first reading this day of all the bills
7 that have been read into the record, with
8 the exception of Bill No. 090691.

9 (Duly seconded.)

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

16 All those in favor will say
17 aye.

18 (Aye.)

19 COUNCIL PRESIDENT VERNA: Those
20 opposed?

21 (No response.)

22 COUNCIL PRESIDENT VERNA: The
23 ayes have it, and the bills just read
24 will be placed on our First Reading
25 Calendar for today. Bill No. 090691 will

1 11/5/09 - STATED - REPORTS

2 be placed on our First Reading Calendar
3 for our next session of Council.

4 The Chair now recognizes
5 Councilman Goode for a report from the
6 Committee on Commerce and Economic
7 Development.

8 COUNCILMAN GOODE: Thank you,
9 Madam President. The Committee on
10 Commerce and Economic Development reports
11 two bills with a favorable
12 recommendation.

13 COUNCIL PRESIDENT VERNA: Thank
14 you.

15 The Chief Clerk will please
16 read the report.

17 CHIEF CLERK: The Committee on
18 Commerce and Economic Development, to
19 which was referred Bill No. 090671,
20 entitled "An ordinance amending Section
21 17-109 of The Philadelphia Code, entitled
22 'Local Bidding Preferences,' by providing
23 for a local bidding preference for
24 contracts funded by certain federal
25 stimulus moneys"; and

1 11/5/09 - STATED - REPORTS

2 Bill No. 090672, entitled "An
3 ordinance amending Section 17-1600 of The
4 Philadelphia Code, entitled 'Economic
5 Opportunity Plans,' by providing that
6 Economic Opportunity Plans be included on
7 all development projects or contracts bid
8 pursuant to federal stimulus funds
9 allocated to the City of Philadelphia
10 pursuant to the American Recovery and
11 Reinvestment Act," respectfully reports
12 it has considered the same and returns
13 the attached bills to Council with a
14 favorable recommendation.

15 COUNCIL PRESIDENT VERNA: Thank
16 you.

17 The Chair recognizes Councilman
18 Goode.

19 COUNCILMAN GOODE: Thank you,
20 Madam President. I move the rules of
21 Council be suspended so as to permit
22 first reading this day of the bills just
23 reported from committee, with the
24 exception of Bill No. 090671.

25 (Duly seconded.)

1 11/5/09 - STATED - SPECIAL ORDER OF BUSINESS

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

8 All those in favor will say
9 aye.

10 (Aye.)

11 COUNCIL PRESIDENT VERNA: Those
12 opposed?

13 (No response.)

14 COUNCIL PRESIDENT VERNA: The
15 ayes have it, and the bills just read
16 will be placed on our First Reading
17 Calendar for today. Bill No. 090671 will
18 be placed on our First Reading Calendar
19 for our next session of Council.

20 Council will now proceed under
21 a special order of business, a resolution
22 re-calling Bill No. 090660.

23 The Chair at this time
24 recognizes Councilman Clarke.

25 COUNCILMAN CLARKE: Thank you,

1 11/5/09 - STATED - SPECIAL ORDER OF BUSINESS

2 Madam President. Madam President, I
3 offer one resolution, and because this
4 resolution was not circulated yesterday,
5 I move that the rules of Council be
6 suspended to permit consideration of the
7 resolution at this time.

8 (Duly seconded.)

9 COUNCILMAN CLARKE: I do
10 believe that the resolution was
11 circulated in the Caucus Room.

12 COUNCIL PRESIDENT VERNA: Thank
13 you. It has been moved and seconded that
14 the rules of Council be suspended to
15 permit consideration of Councilman
16 Clarke's resolution at this time.

17 All in favor will signify by
18 saying aye.

19 (Aye.)

20 COUNCIL PRESIDENT VERNA: Those
21 opposed?

22 (No response.)

23 COUNCIL PRESIDENT VERNA: The
24 ayes have it, and, again, I would ask the
25 Chief Clerk to please read the title of

1 11/5/09 - STATED - SPECIAL ORDER OF BUSINESS

2 the resolution.

3 (Pause.)

4 (Discussion off the record.)

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

8 CHIEF CLERK: A resolution
9 requesting the Mayor to return to Council
10 Bill No. 090660, entitled "An ordinance
11 amending Section 9-1103 of The
12 Philadelphia Code, entitled 'Unlawful
13 Employment Practices,' and enacting a new
14 Chapter 9-3200, entitled 'Entitlement to
15 Leave Due to Domestic or Sexual
16 Violence,' to provide that certain
17 employees may take unpaid leave from work
18 to address domestic or sexual violence,"
19 for the purpose of reconsideration by the
20 Council of the vote by which said bill
21 passed Council.

22 COUNCIL PRESIDENT VERNA: Thank
23 you.

24 The Chair recognizes Councilman
25 Clarke.

1 11/5/09 - STATED - SPECIAL ORDER OF BUSINESS

2 COUNCILMAN CLARKE: Thank you,
3 Madam President. Madam President, I'm
4 offering this resolution on behalf of
5 Councilman Bill Greenlee. Unfortunately,
6 the level of intrigue that has built up
7 over the last ten minutes does not match
8 the level of controversy associated with
9 this particular amendment. Actually,
10 this is a technical amendment for the
11 record.

12 With that, I move for the
13 adoption of the resolution.

14 (Duly seconded.)

15 COUNCIL PRESIDENT VERNA: All
16 in favor please indicate by saying aye.

17 (Aye.)

18 COUNCIL PRESIDENT VERNA: Those
19 opposed?

20 (No response.)

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

24 The Chief Clerk will please
25 read the letter from the Mayor.

1 11/5/09 - STATED - SPECIAL ORDER OF BUSINESS

2 CHIEF CLERK: To the President
3 and members of the Council of the City of
4 Philadelphia, I am returning herewith, as
5 requested by your resolution adopted
6 November 5, 2009, Bill No. 090660,
7 entitled "An ordinance amending Section
8 9-1103 of The Philadelphia Code, entitled
9 'Unlawful Employment Practices,' and
10 enacting a new Chapter 9-3200, entitled
11 'Entitlement to Leave Due to Domestic or
12 Sexual Violence,'" for the purpose of
13 reconsideration by the Council of the
14 vote by which said bill passed Council.

15 COUNCIL PRESIDENT VERNA: The
16 Chair recognizes Councilman Clarke for a
17 motion that Council reconsider the vote
18 by which Bill No. 090660 was passed.

19 COUNCILMAN CLARKE: So moved,
20 Madam President.

21 COUNCIL PRESIDENT VERNA: Is
22 there a second?

23 (Duly seconded.)

24 COUNCIL PRESIDENT VERNA: All
25 in favor please signify by saying aye.

1 11/5/09 - STATED - SPECIAL ORDER OF BUSINESS

2 (Aye.)

3 COUNCIL PRESIDENT Verna: Those
4 opposed?

5 (No response.)

6 COUNCIL PRESIDENT Verna: The
7 ayes have it. A majority of all members
8 having voted in the affirmative, the
9 motion carries and the vote by which Bill
10 No. 090660 was passed has been
11 reconsidered.

12 The Chair recognizes Councilman
13 Clarke.

14 COUNCILMAN CLARKE: Thank you,
15 Madam President. Madam President, I
16 offer an amendment to Bill No. 090660. A
17 copy of the amendment has been circulated
18 to members of all Council. I move for
19 the adoption of the amendment.

20 (Duly seconded.)

21 COUNCIL PRESIDENT Verna: It
22 has been moved and properly seconded that
23 the amendment to Bill No. 090660 be
24 adopted.

25 All in favor will please

1 11/5/09 - STATED - 1ST READING

2 indicate by saying aye.

3 (Aye.)

4 COUNCIL PRESIDENT VERNA: Those
5 opposed?

6 (No response.)

7 COUNCIL PRESIDENT VERNA: The
8 ayes have it and Bill No. 090660 has been
9 amended. This bill will be placed on the
10 Second Reading and Final Passage Calendar
11 for our next session of Council.

12 The next order of business is
13 the consideration of the Calendar. I
14 note that the bills just reported from
15 committee with a suspension of rules have
16 been deemed to have had a first reading.
17 The bills will be placed on our Second
18 Reading and Final Passage Calendar for
19 our next session of Council.

20 The Chair recognizes the Chief
21 Clerk to please read Bill No. 090568.

22 CHIEF CLERK: An ordinance
23 amending Title 4 of The Philadelphia
24 Code, entitled "The Philadelphia Building
25 Construction and Occupancy Code," by

1 11/5/09 - STATED - 2ND READING

2 amending Subcode "PM" by requiring the
3 periodic inspection of the exterior walls
4 and appurtenances of certain buildings.

5 COUNCIL PRESIDENT VERNA: Thank
6 you. This bill will be placed on our
7 Second Reading and Final Passage Calendar
8 for our next session of Council.

9 The Chair now recognizes
10 Councilwoman Tasco for the purpose of
11 calling up the bills on the Second
12 Reading and Final Passage Calendar.

13 COUNCILWOMAN TASCO: Thank you,
14 Madam President. Bill No. 090390 is
15 being called up for Second Reading and
16 Final Passage Calendar today. Bill No.
17 090581 is being called up for an
18 amendment. All other bills are being
19 held.

20 COUNCIL PRESIDENT VERNA: Thank
21 you.

22 I would ask the Chief Clerk to
23 please read the title of Bill No. 090390.

24 CHIEF CLERK: An ordinance
25 amending Chapter 16-400 of The

1 11/5/09 - STATED - 2ND READING

2 Philadelphia Code, entitled "Vacant and
3 Surplus Properties," by amending Section
4 16-404, entitled "The Vacant Property
5 Review Committee."

6 COUNCIL PRESIDENT VERNA: This
7 bill having been read on two different
8 days, the question now is shall the bill
9 pass finally.

10 The Chief Clerk will please
11 call the roll.

12 CHIEF CLERK: Councilwoman
13 Blackwell.

14 COUNCILWOMAN BLACKWELL: Aye.

15 CHIEF CLERK: Councilman
16 Clarke.

17 COUNCILMAN CLARKE: Aye.

18 CHIEF CLERK: Councilman
19 DiCicco.

20 COUNCILMAN DiCICCO: Aye.

21 CHIEF CLERK: Councilman Goode.

22 COUNCILMAN GOODE: Aye.

23 CHIEF CLERK: Councilman Green.

24 COUNCILMAN GREEN: Aye.

25 CHIEF CLERK: Councilman Jones.

1 11/5/09 - STATED - 2ND READING

2 COUNCILMAN JONES: Aye.

3 CHIEF CLERK: Councilman Kelly.

4 COUNCILMAN KELLY: Aye.

5 CHIEF CLERK: Councilman

6 Kenney.

7 COUNCILMAN KENNEY: Aye.

8 CHIEF CLERK: Councilwoman

9 Krajewski.

10 COUNCILWOMAN KRAJEWSKI: Aye.

11 CHIEF CLERK: Councilwoman

12 Miller.

13 COUNCILWOMAN MILLER: Aye.

14 CHIEF CLERK: Councilman

15 O'Neill.

16 COUNCILMAN O'NEILL: Aye.

17 CHIEF CLERK: Councilwoman

18 Reynolds Brown.

19 COUNCILWOMAN BROWN: Aye.

20 CHIEF CLERK: Councilman Rizzo.

21 COUNCILMAN RIZZO: Aye.

22 CHIEF CLERK: Councilwoman

23 Sanchez.

24 COUNCILWOMAN SANCHEZ: Aye.

25 CHIEF CLERK: Councilwoman

1 11/5/09 - STATED - 2ND READING

2 Tasco.

3 COUNCILWOMAN TASCO: Aye.

4 CHIEF CLERK: Council President

5 Verna.

6 COUNCIL PRESIDENT VERNA: Aye.

7 The ayes are 16; the nays are
8 zero. A majority of all members having
9 voted in the affirmative, the bill
10 passes.

11 We will now consider Bill No.
12 090581.

13 CHIEF CLERK: An ordinance
14 amending Chapter 9-400 of The
15 Philadelphia Code, entitled "Carriers,"
16 by adding a new Section 9-410, entitled
17 "Pedicabs," to provide for the licensing
18 and regulation of businesses operating
19 Pedicabs for hire.

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

22 COUNCILWOMAN BROWN: Thank you,
23 Madam President. The amendment has been
24 circulated, and I move that the bill be
25 amended.

1 11/5/09 - STATED - 2ND READING

2 (Duly seconded.)

3 COUNCIL PRESIDENT VERNA: It
4 has been moved and seconded that the
5 amendment be adopted.

6 All in favor will indicate by
7 saying aye.

8 (Aye.)

9 COUNCIL PRESIDENT VERNA: Those
10 opposed?

11 (No response.)

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

14 The Chair recognizes Councilman
15 Clarke.

16 COUNCILMAN CLARKE: Thank you,
17 Madam President. Madam President, at
18 this time I would like to introduce the
19 ordinance.

20 COUNCIL PRESIDENT VERNA: That
21 you were waiting for?

22 COUNCILMAN CLARKE: That I was
23 waiting for, yes.

24 COUNCIL PRESIDENT VERNA:
25 Certainly.

1 11/5/09 - STATED - SPEECHES

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

4 CHIEF CLERK: An ordinance
5 amending Section 17-109 of The
6 Philadelphia Code, entitled "Local
7 Bidding Preferences," by amending the
8 process by which local bidding
9 preferences are awarded, under certain
10 terms and conditions.

11 COUNCIL PRESIDENT VERNA: The
12 bill will be referred to the appropriate
13 committee.

14 Are there speeches on the part
15 of the minority?

16 (No response.)

17 COUNCIL PRESIDENT VERNA: Are
18 there speeches on the part of the
19 majority?

20 The Chair recognizes Councilman
21 Green.

22 COUNCILMAN GREEN: Thank you,
23 Madam President. I just want to commend
24 the Philadelphia Phillies for what
25 they're doing -- for getting into the

1 11/5/09 - STATED - SPEECHES

2 World Series two years in a row. It
3 hasn't happened since 1975 and '76, and I
4 think that was the Reds. We should all
5 be very proud of our team even though
6 we're disappointed in the result.

7 I'd also like to thank the
8 Transport Workers Union and Willie Brown
9 for recognizing that it would have been
10 very bad for the City of Philadelphia to
11 have had a transit strike during the
12 World Series, and I thank them for
13 holding it off, and I urge SEPTA and the
14 union to resolve this as quickly as
15 possible.

16 Thank you, Madam President.

17 COUNCIL PRESIDENT VERNA: Thank
18 you.

19 The Chair recognizes Councilman
20 Jones.

21 COUNCILMAN JONES: Thank you,
22 Madam President. June 22nd, 2009 two of
23 Washington, DC's metro rails crashed,
24 leaving nine people dead. Yesterday at
25 approximately 7:00 a.m. SEPTA's R-5 train

1 11/5/09 - STATED - SPEECHES

2 went up in flames shortly after leaving
3 the Overbrook Station. I live five
4 blocks from that location and could see
5 black clouds of smoke coming from there.

6 In the face of some very
7 difficult negotiations, I witnessed
8 transportation workers and management
9 work very professionally together to
10 resolve a potentially catastrophe of the
11 size we have never seen. I would like to
12 commend Deputy Mayor Everett Gillison,
13 Deputy Managing Director Mary Tierney
14 from the Office of Emergency Management
15 for the actions they took to divert that
16 catastrophe. It was amazing to see over
17 500 commuters evacuated safely and in an
18 orderly manner and then just watch the
19 School District provide buses to get them
20 out of harm's way. Everyone should be
21 commended for a total team effort. The
22 incident in Washington, DC was an
23 unfortunate tragedy, and I am grateful
24 that yesterday was not a repeat of that
25 catastrophe.

1 11/5/09 - STATED - SPEECHES

2 The fire was completely
3 accidental based on probably some
4 1964-year built trains, and it says that
5 we need to modernize our fleet, but I am
6 glad that when all eyes were watching the
7 drama between SEPTA and its union, that
8 despite any of that, they handled this
9 situation professionally.

10 We often point out in this
11 Council and in the media what goes wrong.
12 We also need to point out when we get it
13 right, and we need to commend the
14 operators of that train for doing their
15 jobs in a professional manner.

16 Thank you, Madam President.

17 COUNCIL PRESIDENT VERNA:

18 You're welcome.

19 The Chair recognizes
20 Councilwoman Brown.

21 COUNCILWOMAN BROWN: Thank you,
22 Madam President. Over \$400 billion are
23 distributed annually to states and cities
24 for the provision of services. The
25 primary source, Madam President, for this

1 11/5/09 - STATED - SPEECHES

2 information to help make the
3 determination on that distribution is the
4 census.

5 On Tuesday, November 10th,
6 Mayor Nutter and you, Madam President,
7 serving as the Honorary Chair and members
8 of this Council are invited to join Mayor
9 Nutter Tuesday, the 10th at 11:30 a.m.
10 for the kickoff of Philly Counts in the
11 Mayor's Reception Room. Each one of us
12 is being invited to serve on this
13 Honorary Committee, as it will be
14 important that we do all we can to ensure
15 that every single citizen is counted in
16 the upcoming 2010 census.

17 I thank you, Madam President.
18 We invite all members of Council to join
19 you and the Mayor, again, on Tuesday,
20 November 10th, 11:30 a.m. in the Mayor's
21 Reception Room.

22 COUNCIL PRESIDENT Verna: Thank
23 you.

24 The Chair recognizes
25 Councilwoman Tasco.

1 11/5/09 - STATED - SPEECHES

2 COUNCILWOMAN TASCO: Thank you,
3 Madam President. I'd just like to thank
4 all of the individuals who came out to
5 vote on Election Day in spite of the
6 obstacles that they woke up to that
7 Tuesday morning. Many people exercised
8 their right to vote and paid their civic
9 dues on Tuesday.

10 We have a lot of work to do to
11 educate people about the importance of
12 the DA's race and the Controller's race
13 and certainly about the judicial races.
14 The turnout was low. It might have been
15 better had we not had the strike, but to
16 those who came out, we appreciate it and
17 I wanted to thank them.

18 Thank you.

19 COUNCIL PRESIDENT VERA: Thank
20 you.

21 The Chair recognizes
22 Councilwoman Blackwell.

23 COUNCILWOMAN BLACKWELL: Thank
24 you, Madam President. We again, as we
25 try to do, have the Prescription

1 11/5/09 - STATED - ADJOURNMENT

2 Assistance for Montel Williams bus table
3 in the hallway today.

4 We also certainly thank those
5 who have sent their condolences for the
6 late Lester Brown, and as soon as Council
7 is over, we will be leaving to attend his
8 services. But we remind those who are
9 able to this afternoon, we certainly
10 invite you to have a little lunch if
11 you're free, anywhere 2 o'clock, 3
12 o'clock at City Committee. And, again,
13 we say thank you for your well wishes and
14 prayers for his family during this time
15 of sorrow.

16 Thank you.

17 COUNCIL PRESIDENT Verna: Thank
18 you.

19 The Chair recognizes Councilman
20 Clarke for a motion to adjourn.

21 COUNCILMAN CLARKE: Thank you,
22 Madam President. I move that Council
23 stand adjourned until Thursday, November
24 19th, 2009, 10:00 a.m.

25 (Duly seconded.)

1 11/5/09 - STATED - ADJOURNMENT

2 COUNCIL PRESIDENT VERNA: Thank
3 you. It has been moved and seconded that
4 Council stand adjourned until Thursday,
5 November 19th, 2009 at 10:00 a.m.

6 All in favor will say aye.

7 (Aye.)

8 COUNCIL PRESIDENT VERNA: Those
9 opposed?

10 (No response.)

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

13 Thank you.

14 (Stated Meeting adjourned at
15 11:15 a.m.)

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CERTIFICATE

I HEREBY CERTIFY that the
proceedings, evidence and objections are
contained fully and accurately in the
stenographic notes taken by me upon the
foregoing matter on November 5, 2009, and that
this is a true and correct transcript of same.

MICHELE L. MURPHY
RPR-Notary Public

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