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COUNCIL OF THE CITY OF PHILADELPHIA

4

STATED MEETING

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6

Thursday, December 8, 2005

7

10:36 a.m.

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9

Room 400, City Hall

10

Philadelphia, Pennsylvania

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PRESENT:

13

ANNA C. VERNA, President

14

BLONDELL REYNOLDS BROWN

W. WILSON GOODE, JR.

15

JACK KELLY

JAMES F. KENNEY

16

JUAN F. RAMOS

FRANK RIZZO

17

FRANK DiCICCO

JANNIE L. BLACKWELL

18

MICHAEL A. NUTTER

DARRELL L. CLARKE

19

JOAN L. KRAJEWSKI

RICHARD T. MARIANO

20

DONNA REED MILLER

MARIAN B. TASCO

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23

1835 Market Street, Suite 600

Philadelphia, PA 19103

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(215) 561-2220

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PRESIDENT VERNA: I would like to announce that an Executive Session of Council will now be held in the Caucus Room for the purpose of deliberating on applications for take-out beer permits under Act 39.

Council will reconvene immediately at the conclusion of the executive session, which I assume you will take no more than five minutes. So we will be back shortly. Thank you.

(Short recess.)

PRESIDENT VERNA: Good morning everyone. I note that a quorum of this Council is present. This Council session shall now reconvene.

Council will please come to order, members will take their seats, and visitors will retire to the seats outside the rails.

To give our invocation this morning, the Chair welcomes Pastor Damon Jones of the Bible Way Baptist Church. He is here today as the guest of Councilman Nutter.

At this time I would ask all members and guests to please rise.

1 INVOCATION

2 PASTOR JONES: If every head would
3 bow. Dear God, for blessing us with this day
4 we are grateful to you. We thank you, Lord,
5 for who you are and for what you mean in all
6 of our lives.

7 We are so grateful for allowing us
8 this wonderful opportunity to be in this place
9 on this day.

10 You have blessed us, Lord, to
11 operate in this great City of Philadelphia.
12 And so we pray, Lord, for this city and its
13 citizens.

14 We thank you, Lord, for each
15 neighborhood that comprises this city. We
16 thank you for each district. We thank you for
17 each Council person.

18 Pray God that you would continue to
19 anoint them not only with knowledge, but with
20 wisdom from above. We thank you for our City
21 Council President, as well as all of the
22 Council persons. We thank you, Lord, for our
23 Mayor. We thank you for all of the staff
24 people.

25 And we pray, God, that as we conduct

1 APPROVAL OF THE JOURNAL

2 your business on this day, that ultimately
3 everything will be done for your glory, your
4 honor, and for your praise.

5 And, so, we invoke your presence
6 right now at this moment on these proceedings,
7 that everything we would do today would be
8 ultimately to worship you.

9 Bless us now, God. Continue to
10 watch over us and keep us. For it is in
11 Jesus' name we do pray with thanksgiving.
12 Amen.

13 PRESIDENT Verna: Amen.

14 The Chair thanks Pastor Jones for
15 his very inspiring invocation. Council will
16 be at ease.

17 (Council stands at ease.)

18 PRESIDENT Verna: The next order of
19 business is the approval of the Journal of the
20 meeting of Thursday, December 1, 2005.

21 And the Chair recognizes Councilman
22 Kenney for a motion.

23 COUNCILMAN KENNEY: Move we accept
24 the Journal.

25 PRESIDENT Verna: Is there a second?

1 LEAVES OF ABSENCE

2 (Duly seconded.)

3 PRESIDENT VERNA: It has been moved
4 and properly seconded that the Journal of the
5 meeting of Thursday, December 1, 2005, stand
6 approved.

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

9 Those opposed?

10 The ayes have it. The motion
11 carries, and the Journal of the meeting of
12 Thursday, December 1, 2005, is approved.

13 The next order of business is
14 requests for leave of absence. And the Chair
15 recognizes Councilman Kenney.

16 COUNCILMAN KENNEY: On behalf of
17 Councilwoman Tasco, a leave is requested.

18 PRESIDENT VERNA: Thank you. Leave
19 will be granted.

20 The Chair recognizes Councilman
21 Rizzo.

22 COUNCILMAN RIZZO: Madam President,
23 a leave is requested for Councilman Brian
24 O'Neill, he is out of town on city business.

25 PRESIDENT VERNA: The Chair thanks

1 WELCOME GUESTS AND VISITORS

2 the gentleman. Leave will be granted.

3 The Chair will dispense with the
4 regular order of business to recognize guests
5 and visitors joining us in chambers this
6 morning.

7 On behalf of all members of City
8 Council, I welcome you to our Council session.
9 We appreciate your taking the time to join us
10 as we attend to the legislative affairs of our
11 city. We certainly invite you to come again.

12 I certainly would be remiss if I did
13 not recognize two people who are in the
14 audience, who are certainly no strangers to
15 any of us, Linda Saida and Bob Borris. If
16 they would stand, we would like to acknowledge
17 you. Welcome.

18 (Applause.)

19 PRESIDENT VERA: At this time the
20 Chair recognizes Councilman Clarke, who will
21 present a resolution honoring the Samuel T.
22 Freeman Company and Auction House.

23 Will Mr. Samuel Freeman, II, and
24 those accompanying him, please join the
25 Councilman at the podium.

1 RESOLUTIONS

2 Councilman Clarke is being joined by
3 Councilman Kenney. The Chair recognizes
4 Councilman Clarke.

5 COUNCILMAN CLARKE: Thank you, Madam
6 President.

7 A Resolution honoring Samuel T.
8 Freeman and Company Auction House on its 200th
9 anniversary of continued business operation
10 and success in the City of Philadelphia.

11 Whereas, Samuel T. Freeman and
12 Company, the oldest auction house in America,
13 was established on November 26, 1805, and has
14 a history replete with records that are
15 interwoven on the fabric of the City of
16 Philadelphia;

17 And whereas, when Samuel T. Freeman
18 arrived in Philadelphia in 1795, it was
19 primarily a real estate and industrial
20 auctioneer selling land and contents of ships
21 that trade into Philadelphia;

22 Whereas, in the early 1880s, Samuel
23 T. Freeman and Company achieved a record for
24 selling the Philadelphia Post Office building
25 for \$425,000; and...

1 RESOLUTIONS

2 noteworthy sales as a desk reputed to be
3 Benjamin Franklin's to Independence National
4 Park, a John Dunlop print of the Declaration
5 of Independence, and Thomas Afleck's chest on
6 chest to the Metropolitan Museum of Art;

7 Whereas, in 1997 Freeman's achieved
8 yet another record for selling a pair of
9 Philadelphia porcelain urns made by William
10 Ellis Tucker for \$291,000 and in 2004 the Old
11 Mill Washington's Crossing by Edward Willis
12 Redfield was sold at record \$625,000.

13 COUNCILMAN CLARKE: Whereas, through
14 the past 200 years, Samuel T. Freeman and
15 Company Auction House has maintained
16 remarkable success, achieving impressive
17 prices for equally impressive objects of art
18 and history.

19 Now therefor resolved by the Council
20 of the City of Philadelphia that Samuel T.
21 Freeman and Company Auction House be honored
22 on its 200th anniversary of continued business
23 operation and success in the City of
24 Philadelphia.

25 Further resolved that an engrossed

1 RESOLUTIONS

2 copy of this resolution be presented to the
3 owners and the operators of Samuel T.
4 Freeman's Auction House, supported by Council
5 President Verna and all members of City
6 Council. Congratulations.

7 (Applause.)

8 PRESIDENT VERNA: The Chair
9 recognizes Mr. Freeman for remarks.

10 MR. FREEMAN: Madam President, I am
11 sorry I am in front of you. Mr. Clarke, Mr.
12 Kenney, and all others here, members of
13 Council, thank you very much.

14 Indeed, I am humbled, I'm honored,
15 and I'm proud to be here today to accept this
16 proclamation.

17 Freeman's has been here for 200
18 years, as you have heard. We intend to be
19 here for as long after 200 as we can.

20 Life is different here in
21 Philadelphia, but it's a good working
22 environment. And we will do everything to
23 honor Philadelphia's name and carry forth its
24 major auction house.

25 Thank you very much.

1 COMMUNICATIONS

2 (Applause.)

3 PRESIDENT Verna: Council will be at
4 ease.

5 (Council stands at ease.)

6 PRESIDENT Verna: The next order of
7 business is communications.

8 The Chair requests that the Sergeant
9 at Arms deliver the messages from the Mayor,
10 to the Chief Clerk.

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

13 THE CLERK: To the President and
14 members of the Council of the City of
15 Philadelphia. I am transmitting for the
16 consideration of your honorable body, a draft
17 of a resolution entitled, a resolution
18 approving an amendment to the Redevelopment
19 Contract and Disposition Supplement of the
20 Redevelopment Authority of the City of
21 Philadelphia for the redevelopment and urban
22 renewal of an additional portion of the Point
23 Breeze East Urban Renewal Area.

24 PRESIDENT Verna: Thank you. The
25 messages will be printed in the Journal.

1 INTRODUCTION OF BILLS AND RESOLUTIONS

2 The Chief Clerk will please read any
3 other communications in her possession.

4 THE CLERK: That's all I have, Madam
5 President.

6 PRESIDENT VERNA: Thank you.

7 The next order of business is the
8 introduction of bills and resolutions.

9 And at this time the Chair
10 recognizes Councilwoman Blackwell for a
11 motion.

12 COUNCILWOMAN BLACKWELL: Thank you,
13 Madam President.

14 I move that the Rules of Council be
15 suspended in order to permit the immediate
16 consideration of resolutions at their time of
17 introduction.

18 (Duly seconded.)

19 PRESIDENT VERNA: It has been moved
20 and properly seconded that the Rules of
21 Council be suspended so as to permit immediate
22 consideration of resolutions at the time of
23 introduction.

24 All in favor of the motion will
25 indicate by saying aye.

1 INTRODUCTION OF BILLS AND RESOLUTIONS

2 Those opposed?

3 The ayes have it, and the motion
4 carries.

5 At this time the Chair recognizes
6 Councilman Kenney.

7 COUNCILMAN KENNEY: Thank you, Madam
8 President. I have no bills or resolutions
9 today.

10 PRESIDENT VERNA: The Chair thanks
11 the gentleman.

12 The Chair recognizes Councilwoman
13 Blackwell.

14 COUNCILWOMAN BLACKWELL: Thank you,
15 Madam President.

16 Today I introduce three resolutions,
17 two of which are on your behalf.

18 PRESIDENT VERNA: Thank you.

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

21 THE CLERK: A resolution recognizing
22 the 50th anniversary of the Gospel Stirrers
23 and congratulating its members for their
24 legendary gospel music.

25 COUNCILWOMAN BLACKWELL: Thank you,

1 INTRODUCTION OF BILLS AND RESOLUTIONS

2 Madam President.

3 I move for the adoption of the
4 resolution.

5 (Duly seconded.)

6 PRESIDENT Verna: It has been moved
7 and properly seconded that the resolution be
8 adopted.

9 All in favor will indicate by saying
10 aye.

11 Those opposed?

12 The ayes have it, and the resolution
13 is adopted.

14 THE CLERK: A resolution approving
15 an amendment to the Redevelopment Contract and
16 Disposition Supplement of the Redevelopment
17 Authority of the City of Philadelphia for the
18 redevelopment and urban renewal of an
19 additional portion of the Point Breeze East
20 Urban Renewal Area.

21 PRESIDENT Verna: The Chair again
22 recognizes Councilwoman Blackwell.

23 COUNCILWOMAN BLACKWELL: Thank you,
24 Madam President.

25 I move for the adoption of the

1 INTRODUCTION OF BILLS AND RESOLUTIONS

2 resolution.

3 (Duly seconded.)

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

7 All in favor will indicate by saying
8 aye.

9 Those opposed?

10 The ayes have it, and the resolution
11 is adopted.

12 THE CLERK: And a resolution
13 providing for the use of a consent agenda in
14 the consideration of bills on Council's final
15 passage calendar.

16 PRESIDENT VERNA: The Chair
17 recognizes Councilwoman Blackwell.

18 COUNCILWOMAN BLACKWELL: Thank you,
19 Madam President.

20 I move for the adoption of the
21 resolution.

22 (Duly seconded.)

23 PRESIDENT VERNA: And I would like
24 to remind my colleagues that that resolution
25 was distributed yesterday, discussed in the

1 INTRODUCTION OF BILLS AND RESOLUTIONS

2 caucus room.

3 So it has been moved and seconded.

4 All in favor will indicate by saying aye.

5 Those opposed? I think I hear a
6 little no coming from that part of the room,
7 but we're going to ignore it.

8 The ayes have it and the resolution
9 is adopted.

10 The Chair recognizes Councilwoman
11 Krajewski.

12 COUNCILWOMAN KRAJEWSKI: Madam
13 President, I have no bills.

14 PRESIDENT VERA: Thank you.

15 The Chair recognizes Councilman
16 Mariano.

17 COUNCILMAN MARIANO: Madam
18 President, I have no bills or resolutions.

19 PRESIDENT VERA: Thank you.

20 The Chair recognizes Councilwoman
21 Miller.

22 COUNCILWOMAN MILLER: Thank you,
23 Madam President.

24 I offer two bills and two
25 resolutions.

1 INTRODUCTION OF BILLS AND RESOLUTIONS

2 PRESIDENT Verna: Thank you.

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

5 THE CLERK: An ordinance amending
6 Title 9 of the Philadelphia code entitled
7 "Regulation of Business, Trades, and
8 Professions," to allow for the liability of
9 property owners who permit the erection or
10 maintenance of outdoor advertising signs on
11 their property.

12 PRESIDENT Verna: The bill will be
13 referred to the appropriate committee.

14 THE CLERK: An Ordinance to amend
15 the Philadelphia Zoning Maps, by changing the
16 zoning designations of certain areas of land
17 located within an area bounded by Mount
18 Pleasant Avenue, Chew Avenue, and Sedgwick
19 Street, and Germantown Avenue.

20 PRESIDENT Verna: This bill will be
21 referred to the appropriate committee.

22 THE CLERK: A resolution authorizing
23 City Council's Committee on Public Safety to
24 hold hearings to identify and record what
25 comprehensive, holistic measures are being

1 INTRODUCTION OF BILLS AND RESOLUTIONS

2 employed to reduce and prevent violence,
3 particularly gun-related violence, which
4 include, in addition to anti-gun violence
5 legislation, various educational, mental
6 health, social, economic, cultural programs
7 and strategies.

8 PRESIDENT VERA: The Chair
9 recognizes Councilwoman Miller.

10 COUNCILWOMAN MILLER: I move for the
11 adoption of the resolution.

12 (Duly seconded.)

13 PRESIDENT VERA: It has been moved
14 and seconded that the resolution be adopted.

15 All in favor will please indicate by
16 saying aye.

17 Those opposed?

18 The ayes have it, and the resolution
19 has been adopted and will be referred to the
20 Committee on Public Safety.

21 THE CLERK: And a resolution
22 endorsing the public safety campaign of
23 Pennsylvania Against Trafficking Handguns and
24 joining the efforts to gather support for
25 urging the Pennsylvania General Assembly to

1 INTRODUCTION OF BILLS AND RESOLUTIONS

2 enact a statewide One Handgun Per Month Law in
3 the 2005-2006 legislative session.

4 PRESIDENT VERNA: The Chair
5 recognizes Councilwoman Miller.

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

8 (Duly seconded.)

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

12 All in favor will please indicate by
13 saying aye.

14 Those opposed?

15 The ayes have it, and the resolution
16 is adopted.

17 The Chair recognizes Councilman
18 Nutter.

19 COUNCILMAN NUTTER: Thank you, Madam
20 President.

21 I offer two resolutions.

22 PRESIDENT VERNA: The clerk will
23 please read the title of the first resolution.

24 THE CLERK: A resolution commending
25 the Wharton School of the University of

1 INTRODUCTION OF BILLS AND RESOLUTIONS

2 Pennsylvania for its 125 years of educational
3 excellence and innovation in business
4 teaching, research, and service.

5 PRESIDENT VERNA: The Chair
6 recognizes Councilman Nutter.

7 COUNCILMAN NUTTER: Thank you, Madam
8 President.

9 I move the adoption the resolution.

10 (Duly seconded.)

11 PRESIDENT VERNA: It has been moved
12 and properly seconded that the resolution be
13 adopted.

14 All in favor will indicate by saying
15 aye.

16 Those opposed?

17 The ayes have it, and the resolution
18 is adopted.

19 THE CLERK: And a resolution
20 requesting the Mayor to return to Council Bill
21 No. 0502 --

22 PRESIDENT VERNA: No. No; that is
23 not read now.

24 THE CLERK: Okay.

25 PRESIDENT VERNA: The Chair

1 INTRODUCTION OF BILLS AND RESOLUTIONS

2 recognizes Councilwoman Brown.

3 COUNCILWOMAN BROWN: Thank you,

4 Madam President.

5 I have no bills or resolutions

6 today.

7 PRESIDENT VERA: The Chair thanks

8 the Councilwoman.

9 And the Chair recognizes Councilman

10 Goode.

11 COUNCILMAN GOODE: Thank you, Madam

12 President.

13 I have no bills or resolutions.

14 PRESIDENT VERA: Thank you.

15 The Chair recognizes Councilman

16 Ramos.

17 COUNCILMAN RAMOS: Thank you, Madam

18 President. I have no bills or resolutions

19 today.

20 PRESIDENT VERA: The Chair thanks

21 the gentleman.

22 The Chair recognizes Councilman

23 DiCicco.

24 COUNCILMAN DiCICCO: Thank you,

25 Madam President.

1 INTRODUCTION OF BILLS AND RESOLUTIONS

2 I offer two resolutions.

3 PRESIDENT Verna: The Chief Clerk
4 will please read the title of the first
5 resolution.

6 THE CLERK: Calling on the
7 Pennsylvania Society to cease holding its
8 annual event in New York City and relocate the
9 event to the State of Pennsylvania or a
10 rotating basis between various geographic
11 areas.

12 PRESIDENT Verna: The Chair
13 recognizes Councilman DiCicco.

14 COUNCILMAN DiCICCO: Thank you,
15 Madam President.

16 I move for the adoption of the
17 resolution.

18 (Duly seconded.)

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

22 All in favor will please say aye.

23 Those opposed?

24 The ayes have it, and the resolution
25 is adopted.

1 INTRODUCTION OF BILLS AND RESOLUTIONS

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

4 THE CLERK: A resolution authorizing
5 the Commissioner of Public Property to execute
6 and deliver to the Redevelopment Authority of
7 the City of Philadelphia, without
8 consideration, deeds located in the 39th Ward
9 of the City of Philadelphia.

10 PRESIDENT Verna: The Chair
11 recognizes Councilman DiCicco.

12 COUNCILMAN DiCICCO: Thank you,
13 Madam President.

14 Move for the adoption of the
15 resolution.

16 (Duly seconded.)

17 PRESIDENT Verna: It has been moved
18 and seconded that the resolution be adopted.

19 All in favor will say aye.

20 Those opposed?

21 The ayes have it, and the resolution
22 is adopted.

23 The Chair recognizes Councilman
24 Clarke.

25 While we are waiting for Councilman

1 INTRODUCTION OF BILLS AND RESOLUTIONS

2 Clarke, I will recognize Councilman Kelly.

3 Councilman Kelly, do you have any bills or
4 resolutions?

5 COUNCILMAN KELLY: I have no bills
6 or resolutions today, Madam President.

7 PRESIDENT Verna: Thank you.

8 The Chair recognizes Councilman
9 Rizzo.

10 COUNCILMAN RIZZO: Madam President,
11 I am co-sponsoring the resolution that
12 Councilman Clarke introduced, for the record.
13 But I have nothing that I am going to
14 introduce by myself.

15 PRESIDENT Verna: You do not. Thank
16 you.

17 The Chair recognizes Councilman
18 Clarke.

19 COUNCILMAN CLARKE: Thank you, Madam
20 President.

21 Madam President, we have one
22 ordinance co-sponsored by yourself, Councilman
23 Nutter, Councilman Kelly, and Councilman
24 Clarke.

25 I have two resolutions, one

1 INTRODUCTION OF BILLS AND RESOLUTIONS
2 resolution co-sponsored by Councilman Nutter,
3 Councilwoman Miller, Councilman Rizzo, and
4 myself.

5 PRESIDENT VERNA: Very good.

6 The Chief Clerk will please read the
7 title of the bill.

8 CHIEF CLERK: An Ordinance amending
9 the Ordinance approved July 3, 1885, which
10 authorizes the construction of a railroad by
11 the Schuylkill River East Side Railroad
12 Company and its entry upon and occupation of
13 certain streets, by defining certain terms and
14 by adding additional conditions on the
15 authority of said railroad.

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

18 THE CLERK: And a resolution
19 authorizing the Committee on Transportation
20 and Public Utilities to hold hearings
21 regarding the recently recontinued advertising
22 of alcoholic products in and on SEPTA owned
23 and operated vehicles and property in the City
24 of Philadelphia.

25 PRESIDENT VERNA: The Chair

1 INTRODUCTION OF BILLS AND RESOLUTIONS

2 recognizes Councilman Clarke.

3 COUNCILMAN CLARKE: Move for the
4 adoption of the resolution.

5 (Duly seconded.)

6 PRESIDENT Verna: It has been moved
7 and properly seconded that the resolution be
8 adopted.

9 All in favor will indicate by saying
10 aye.

11 Those opposed?

12 The ayes have it, and the resolution
13 will be referred to the Committee on
14 Transportation and Public Utilities.

15 THE CLERK: And a resolution
16 approving the Redevelopment Contract and
17 Disposition Supplement of the Redevelopment
18 Authority of the City of Philadelphia for the
19 redevelopment and urban renewal of a portion
20 of the Model Cities Urban Renewal Area.

21 PRESIDENT Verna: The Chair again
22 recognizes Councilman Clarke.

23 COUNCILMAN CLARKE: Move for the
24 adoption, Madam President.

25 (Duly seconded.)

1 REPORTS FROM COMMITTEES

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

5 All in favor will please indicate by
6 say aye.

7 Those opposed?

8 The ayes have it, and the resolution
9 is adopted.

10 The next order of business is
11 reports from committees. And at this time the
12 Chair recognizes Councilman Clarke for a
13 report from the Committee on Rules.

14 COUNCILMAN CLARKE: Madam President,
15 the Committee on Rules reports six bills with
16 a favorable recommendation and one bill with
17 no recommendation.

18 PRESIDENT Verna: Thank you. The
19 Clerk will please read the report.

20 THE CLERK: To the President and the
21 members of the Council of the City of
22 Philadelphia: The Committee on Rules, to
23 which was referred Bill No. 050953, an
24 Ordinance amending Section 14-305 of the
25 Philadelphia Code, entitled "C-4 Commercial

1 REPORTS FROM COMMITTEES

2 and C-5 Commercial Districts," by increasing
3 the permitted floor area of lots.

4 And Bill No. 050954, entitled an
5 Ordinance to amend the Philadelphia zoning
6 maps by changing the zoning designations of
7 certain areas of land located with an area
8 bounded by Bluegrass Road, Grant Avenue,
9 Ashton Road, and Willits Road.

10 And Bill No. 051021, entitled an
11 Ordinance approving the 17th amendment of the
12 redevelopment proposal for the South Central
13 urban renewal area.

14 And Bill No. 051022, entitled an
15 Ordinance approving the 6th amendment of the
16 redevelopment proposal for the Point Breeze
17 East Urban Renewal Area.

18 And Bill No. 051026, entitled an
19 Ordinance amending Section 14-1402 of the
20 Philadelphia Code, entitled "Parking and
21 Residential Districts," by restricting
22 off-street parking in residential districts.

23 And Bill No. 051094, entitled an
24 Ordinance to amend the Philadelphia zoning
25 maps by changing the zoning designations of

1 REPORTS FROM COMMITTEES

2 certain areas of land located within an area
3 bounded by Frankford Avenue, Cardette Drive,
4 St. Dennis Drive, the Poquessing Creek, and
5 I-95.

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

10 And Bill No. 051028, an Ordinance
11 amending Title 14 of the Philadelphia Code,
12 entitled "Zoning and Planning," by adopting a
13 new Chapter 14-400 entitled, "Commercial
14 Entertainment District," under certain terms
15 and conditions, respectfully reports it has
16 considered the same and returns the attached
17 bill to Council with no recommendation.

18 PRESIDENT Verna: Thank you. The
19 Chair, again, recognizes Councilman Clarke.

20 COUNCILMAN CLARKE: Madam President,
21 I move that the Rules of Council be suspended
22 so as to permit first reading this day of
23 Bills No. 050953, 050954, 051021, 051022,
24 051026, and 051094.

25 (Duly seconded.)

1 REPORTS FROM COMMITTEES

2 PRESIDENT VERNA: It has been moved
3 and properly seconded that the Rules of
4 Council be suspended so as to permit first
5 reading this day of Bills No. 050953, 050954,
6 051021, 051022, 051026, and 051094.

7 All in favor will indicate by saying
8 aye.

9 Those opposed?

10 The ayes have it, and the bills just
11 read will be placed on our first reading
12 calendar for today.

13 Bill No. 051028 will be placed on
14 our first reading calendar at our next session
15 of Council.

16 The Chair recognizes Councilwoman
17 Blackwell for a report from the Committee on
18 Finance.

19 COUNCILWOMAN BLACKWELL: Thank you,
20 Madam President.

21 The Committee on Finance reports out
22 five bills with a favorable recommendation.

23 PRESIDENT VERNA: Thank you.

24 The Chief Clerk will please read the
25 report.

1 REPORTS FROM COMMITTEES

2 THE CLERK: To the President and
3 members of the Council of the City of
4 Philadelphia: The Committee on Finance, to
5 which was referred Bill No. 040470, entitled
6 an Ordinance amending Chapter 19-2500 of the
7 Philadelphia Code, entitled "Real Estate
8 Nonutilization Tax," by clarifying and
9 amending the tax on abandoned property and
10 vacant lots.

11 And Bill No. 050303, entitled an
12 Ordinance amending Chapter 19-1300 of the
13 Philadelphia Code, entitled "Real Estate
14 Taxes," by providing for an economic
15 opportunity plan as a condition for the grant
16 of certain tax abatements.

17 And Bill No. 051136, entitled an
18 Ordinance authorizing an amendment of the
19 Philadelphia Facilities Management Corporation
20 agreement to extend the repayment period for
21 temporary financing that the city may provide
22 the Philadelphia Gas Works.

23 And Bill No. 051137, entitled an
24 Ordinance constituting the seventh
25 supplemental Ordinance to the general Gas

1 REPORTS FROM COMMITTEES

2 Works Revenue Bond Ordinance of 1998.

3 And Bill No. 051138, entitled an
4 Ordinance authorizing generally the continued
5 issues and sale by the City of Philadelphia of
6 Gas Works revenue notes of the city.

7 Respectfully reports it has
8 considered and amended the same and returns
9 the attached bills to Council with a favorable
10 recommendation.

11 PRESIDENT Verna: Thank you.

12 The Chair recognizes Councilwoman
13 Blackwell.

14 COUNCILWOMAN BLACKWELL: Thank you,
15 Madam President.

16 I move that the Rules of Council be
17 suspended so as to permit first reading this
18 day of Bills No. 051136, 37, and 38.

19 (Duly seconded.)

20 PRESIDENT Verna: It has been moved
21 and properly seconded that the Rules of
22 Council be suspended so as to permit first
23 reading this day of Bills No. 051136, 051137,
24 and 051138.

25 All in favor will indicate by saying

1 REPORTS FROM COMMITTEES

2 aye.

3 Those opposed?

4 The ayes have it, and the bills just
5 read will be placed on our first reading
6 calendar for today.

7 Bills No. 040740 and 050303 will be
8 placed on our first reading calendar for our
9 next session of Council.

10 The Chair recognizes Councilman
11 Mariano for a report from the Committee on
12 Licenses and Inspections.

13 COUNCILMAN MARIANO: Thank you,
14 Madam President. The Committee on Licenses
15 and Inspections reports four bills out with a
16 favorable recommendation.

17 PRESIDENT VERNA: Thank you.

18 The Chief Clerk will please read the
19 report.

20 THE CLERK: To the President and
21 members of the Council of the City of
22 Philadelphia: The Committee on Licenses and
23 Inspections, to which was referred Bill No.
24 040604, entitled an Ordinance amending Section
25 19-2602 of the Philadelphia Code relating to

1 REPORTS FROM COMMITTEES

2 licenses to provide the Department of License
3 and Inspections shall refrain from issuing or
4 shall revoke the business privilege license of
5 any person who operates any business without
6 the requisite license.

7 And Bill No. 050749, entitled an
8 Ordinance amending Title 10 of the
9 Philadelphia Code, entitled "Regulation of
10 Individual Conduct and Activity," all under
11 certain terms and conditions.

12 And Bill No. 051025, entitled an
13 Ordinance amending Section 2 of an Ordinance,
14 Bill No. 050204, approved June 2, 2005,
15 entitled an Ordinance amending Title 4 of the
16 Philadelphia Code, entitled "The Philadelphia
17 Building Construction and Occupancy Code," by
18 providing a different effective date that's
19 stated therein.

20 And Bill No. 051027, entitled an
21 Ordinance amending Section 2 of an Ordinance,
22 Bill No. 050203, approved June 2, 2005,
23 entitled an Ordinance amending Title 9 of the
24 Philadelphia Code, entitled "Regulation of
25 Business Trades and Professions," by providing

1 REPORTS FROM COMMITTEES

2 a different effective date than stated
3 therein.

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

8 PRESIDENT VERNA: Thank you.

9 The Chair recognizes Councilman
10 Mariano.

11 COUNCILMAN MARIANO: Madam
12 President, I move that the Rules of Council be
13 suspended as to permit first reading this day
14 of Bills No. 040604, 050749, 051025, and
15 051027.

16 (Duly seconded.)

17 PRESIDENT VERNA: It has been moved
18 and properly seconded that the Rules of
19 Council be suspended so as to permit first
20 reading this day of Bills No. 040604, 050749,
21 051025, and 051027.

22 All in favor will indicate by saying
23 aye.

24 Those opposed?

25 The ayes have it, and the bills just

1 REPORTS FROM COMMITTEES

2 read will be placed on our first reading
3 calendar for today.

4 The Chair now recognizes
5 Councilwoman Miller for a report from the
6 Joint Committees on Public Safety and Public
7 Health and Human Services.

8 COUNCILWOMAN MILLER: Thank you,
9 Madam President.

10 The Joint Committees on Public
11 Safety and Public Health and Human Services
12 report one bill with a favorable
13 recommendation.

14 PRESIDENT VERNA: Thank you.

15 The Chief Clerk will please read the
16 report.

17 THE CLERK: To the President and
18 members of the Council of the City of
19 Philadelphia: The Joint Committees on Public
20 Safety and Public Health and Human Services,
21 to which was referred Bill No. 050865,
22 entitled an Ordinance amending Title 9 of the
23 Philadelphia Code, entitled "Regulation of
24 Business Trades and Professions," by adding a
25 section prohibiting advertising of alcoholic

1 REPORTS FROM COMMITTEES

2 products within a certain distance of
3 locations frequented by children, including
4 schools, playgrounds, recreation centers,
5 child-care centers, and libraries,
6 respectfully reports it has considered and
7 amended the same and returns the attached bill
8 to Council with a favorable recommendation.

9 PRESIDENT VERNA: Thank you.

10 The Chair recognizes Councilwoman
11 Miller.

12 COUNCILWOMAN MILLER: I move that
13 the Rules of Council be suspended so as to
14 permit first reading on this day of Bill No.
15 050865.

16 (Duly seconded.)

17 PRESIDENT VERNA: It has been moved
18 and properly seconded that the Rules of
19 Council be suspended so as to permit first
20 reading this day of Bill No. 050865.

21 All in favor will please say aye.

22 Those opposed?

23 The ayes have it, and the bill just
24 read will be placed on our first reading
25 calendar for today.

1 SPECIAL ORDER OF BUSINESS

2 Council will now proceed under a
3 special order of business, a resolution
4 recalling Bill No. 050202.

5 The Chair recognizes Councilman
6 Nutter.

7 COUNCILMAN NUTTER: Thank you, Madam
8 President. I offer one resolution.

9 PRESIDENT VERNA: Thank you. The
10 clerk will please read the title of the
11 resolution.

12 THE CLERK: A resolution requesting
13 the Mayor to return to Council Bill No.
14 050202, entitled an Ordinance amending Section
15 17-109 of the Philadelphia Code, entitled
16 "Local Bidding Preferences," by amending the
17 terms and conditions under which a business
18 entity may be certified or continue to be
19 certified as a local business entity entitled
20 to a bidding preference on city contracts for
21 the purpose of reconsideration by the Council
22 of the vote by which said bill passed Council.

23 PRESIDENT VERNA: The Chair again
24 recognizes Councilman Nutter.

25 COUNCILMAN NUTTER: Thank you, Madam

1 SPECIAL ORDER OF BUSINESS

2 President.

3 I move the adoption of the
4 resolution.

5 (Duly seconded.)

6 PRESIDENT VERNA: It has been moved
7 and seconded that the resolution be adopted.

8 All in favor will please say aye.

9 Those opposed?

10 The ayes have it, the resolution has
11 been passed.

12 The clerk will please read the
13 letter from the Mayor.

14 THE CLERK: To the President and
15 members of the Council of the City of
16 Philadelphia: I am returning herewith, as
17 requested by your resolution adopted December
18 8, 2005, Bill No. 050202, entitled an
19 Ordinance amending Section 17-109 of the
20 Philadelphia Code, entitled "Local Bidding
21 Preferences," by amending the terms and
22 conditions under which a business entity may
23 be certified or continue to be certified as a
24 local business entity entitled to a bidding
25 preference on city contracts, for the purpose

1 SPECIAL ORDER OF BUSINESS

2 of reconsideration by the Council of the vote
3 by which said bill passed Council.

4 PRESIDENT VERNA: The Chair
5 recognizes Councilman Nutter for a motion that
6 Council reconsider the vote by which Bill No.
7 050202 was passed.

8 COUNCILMAN NUTTER: So moved, Madam
9 President.

10 (Duly seconded.)

11 PRESIDENT VERNA: All in favor will
12 please indicate by saying aye.

13 Those opposed?

14 The ayes have it. A majority of all
15 members having voted in the affirmative, the
16 motion carries, and the vote by which Bill No.
17 050202 was passed has been reconsidered.

18 The Chair recognizes Councilman
19 Nutter.

20 COUNCILMAN NUTTER: Thank you, Madam
21 President.

22 Madam President, I offer an
23 amendment to Bill No. 050202. A copy of the
24 amendment has been circulated to all members
25 of Council.

1 SPECIAL ORDER OF BUSINESS

2 And I move the adoption of the
3 amendment.

4 (Duly seconded.)

5 PRESIDENT VERNA: It has been moved
6 and properly seconded that the amendment to
7 Bill No. 050202 be adopted.

8 All in favor will indicate by saying
9 aye.

10 Those opposed?

11 The ayes have it, and Bill No.
12 050202 has been amended.

13 The bill will be placed on the
14 second reading and final passage calendar for
15 our next session of Council.

16 The Chair recognizes Councilman
17 Clarke.

18 COUNCILMAN CLARKE: Thank you, Madam
19 President.

20 Madam President, I would like to
21 substitute a resolution. The urban renewal
22 resolution that I introduced earlier, I would
23 like to withdraw that and introduce a
24 substitute resolution, if that's okay with
25 you.

1 SPECIAL ORDER OF BUSINESS

2 PRESIDENT VERNA: I have no
3 objection.

4 Is there any objection from members
5 of the committee?

6 Seeing none, I would ask that you
7 submit the resolution and that the Chief Clerk
8 please read the title of the resolution.

9 THE CLERK: A resolution approving
10 the Redevelopment Contract and Disposition
11 Supplement of the Redevelopment Authority of
12 the City of Philadelphia for the redevelopment
13 and urban renewal of a portion of the model
14 cities urban renewal area designated as
15 Parcels No. 329, 386, 519, and 520.

16 PRESIDENT VERNA: The Chair
17 recognizes Councilman Clarke.

18 COUNCILMAN CLARKE: Move for the
19 adoption.

20 (Duly seconded.)

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

24 All in favor will please say aye.

25 Those opposed?

1 FIRST READING CALENDAR

2 The ayes have it, and the resolution
3 is adopted.

4 The next order of business is the
5 consideration of the calendar.

6 The Chief Clerk will please read the
7 bills on the first reading calendar.

8 THE CLERK: Bill No. 050953, an
9 Ordinance amending Section 14-305 of the
10 Philadelphia Code, entitled "C-4 Commercial
11 and C-5 Commercial Districts," by increasing
12 the permitted floor area of lots.

13 PRESIDENT VERNA: The Chair agrees.

14 THE CLERK: And Bill No. 050954, an
15 Ordinance to amend the Philadelphia zoning
16 maps by changing the zoning designations of
17 certain areas of land located with an area
18 bounded by Bluegrass Road, Grant Avenue,
19 Ashton Road, and Willits Road.

20 PRESIDENT VERNA: The Chair agrees.

21 THE CLERK: And Bill No. 051021, an
22 Ordinance approving the 17th amendment of the
23 redevelopment proposal for the South Central
24 urban renewal area.

25 PRESIDENT VERNA: The Chair agrees.

1 FIRST READING CALENDAR

2 THE CLERK: And Bill No. 051022, an
3 Ordinance approving the 6th amendment of the
4 redevelopment proposal for the Point Breeze
5 East Urban Renewal Area.

6 PRESIDENT Verna: The Chair agrees.

7 CHIEF CLERK: And Bill No. 051026,
8 an Ordinance amending Section 14-1402 of the
9 Philadelphia Code, entitled "Parking and
10 Residential Districts," by restricting
11 off-street parking in residential districts.

12 PRESIDENT Verna: The Chair agrees.

13 CHIEF CLERK: And Bill No. 051094,
14 an Ordinance to amend the Philadelphia zoning
15 maps by changing the zoning designations of
16 certain areas of land located within an area
17 bounded by Frankford Avenue, Cardette Drive,
18 St. Dennis Drive, the Poquessing Creek, and
19 I-95.

20 PRESIDENT Verna: The Chair agrees.

21 THE CLERK: And Bill No. 051136, an
22 Ordinance authorizing an amendment to the
23 Philadelphia Facilities Management Corporation
24 agreement to extend the repayment period for
25 temporary financing that the city may provide

1 FIRST READING CALENDAR

2 the Philadelphia Gas Works.

3 PRESIDENT VERNA: The Chair agrees.

4 THE CLERK: And Bill No. 051137, an
5 Ordinance constituting the 7th supplemental
6 ordinance of the General Gas Works Revenue
7 Bond Ordinance of 1998.

8 PRESIDENT VERNA: The Chair agrees.

9 THE CLERK: And Bill No. 051138, an
10 Ordinance authorizing generally the continued
11 issuance and sale by the City of Philadelphia
12 of the Gas Works revenue notes of the city.

13 PRESIDENT VERNA: The Chair agrees.

14 THE CLERK: And Bill No. 040604, an
15 Ordinance amending Section 19-2602 of the
16 Philadelphia Code relating to licenses to
17 provide the Department of Licenses and
18 Inspections shall refrain from issuing or
19 shall revoke the business privilege license of
20 any person who operates any business without
21 the requisite license, all under certain terms
22 and conditions.

23 PRESIDENT VERNA: The Chair agrees.

24 THE CLERK: And Bill No. 050749, an
25 Ordinance amending Title 10 of the

1 FIRST READING CALENDAR

2 Philadelphia Code, entitled "Regulation of
3 Individual Conduct and Activity and Noise and
4 Excessive Vibration," by amending definitions,
5 establishing new rules regarding prohibited
6 conduct, providing enforcement authority to
7 city departments, and making technical
8 changes.

9 PRESIDENT Verna: The Chair agrees.

10 THE CLERK: And Bill No. 051025, an
11 Ordinance amending Section 2 of an Ordinance,
12 Bill No. 050204, approved June 2, 2005,
13 entitled an Ordinance amending Title 4 of the
14 Philadelphia Code entitled, "The Philadelphia
15 Building Construction and Occupancy," by
16 providing a different effective date other
17 than stated therein.

18 PRESIDENT Verna: The Chair agrees.

19 THE CLERK: And Bill No. 051027, an
20 Ordinance amending Section 2 of an Ordinance,
21 Bill No. 050203, approved June 2, 2005,
22 entitled an Ordinance amending Title 9 of the
23 Philadelphia Code, entitled "Regulation of
24 Business Trades and Professions," by providing
25 a different effective date other than stated

1 SECOND READING & FINAL PASSAGE CALENDAR

2 therein.

3 PRESIDENT VERNA: The Chair agrees.

4 THE CLERK: And Bill No. 050865, an
5 Ordinance amending Title 9 of the Philadelphia
6 Code, entitled "Regulation of Business Trades
7 and Professions," by adding a section
8 prohibiting advertising of alcoholic products
9 within a certain distance of locations
10 frequented by children, including schools,
11 playgrounds, recreation centers, child-care
12 centers, and libraries, all under certain
13 terms and conditions.

14 PRESIDENT VERNA: The Chair agrees.

15 That completes the calendar for our
16 first reading.

17 The Chair now recognizes
18 Councilwoman Blackwell for the purpose of
19 calling the bills up on the second reading and
20 final passage calendar to be considered.

21 COUNCILWOMAN BLACKWELL: Madam
22 President, do you want the consent agenda
23 first?

24 PRESIDENT VERNA: I think we should.

25 COUNCILWOMAN BLACKWELL: Thank you.

1 SECOND READING & FINAL PASSAGE CALENDAR

2 I move that the Rules of Council be
3 suspended to permit the use of a consent
4 agenda to consider the following bills on
5 second reading and final passage calendar.

6 The consent agenda bills are on Page
7 7, Bill No. 050857, 859, and 860; on Page 8,
8 Bill No. 050861; and on Page 9, Bill No.
9 050949, 952, and 051098.

10 (Duly seconded.)

11 PRESIDENT VERNA: It has been moved
12 and seconded that the Rules of Council be
13 suspended to permit the use of a consent
14 agenda to consider Bills No. 050857, 050859,
15 050860, 050861, 050949, 050952, and 051098.

16 All in favor will please say aye.

17 Those opposed?

18 The ayes have it, the motion
19 carries. And we will now consider the consent
20 agenda rather shortly.

21 The Chair now recognizes
22 Councilwoman Blackwell for the purpose of
23 calling the bills up for the regular second
24 reading and final passage calendar.

25 COUNCILWOMAN BLACKWELL: Thank you,

1 SECOND READING & FINAL PASSAGE CALENDAR

2 Madam President.

3 In addition to the bills being
4 considered on the consent agenda, Bills No.
5 051091, 92, 93, and 051101 will be considered.
6 And, as well, Bill No. 050862 will be moved
7 for an amendment.

8 PRESIDENT VERNA: Very well. Thank
9 you very much. We will now consider today's
10 consent agenda.

11 I would ask the Chief Clerk to
12 please read the titles of the bills.

13 THE CLERK: Bill No. 050857, an
14 Ordinance amending Section 2 of an Ordinance,
15 Bill No. 020429, approved November 13, 2002,
16 entitled an Ordinance authorizing the revision
17 of lines and grades on a portion of City Plan
18 No. 258, under certain terms and conditions.

19 And Bill No. 050859, an Ordinance
20 establishing a no truck parking and tow-away
21 zone regulation for an area bounded by and
22 within Vine Street on Haverford Avenue, 54th
23 Street to 60th Street.

24 And Bill No. 050860, an Ordinance
25 authorizing the revision of lines and grades

1 SECOND READING & FINAL PASSAGE CALENDAR
2 on a portion of City Plan No. 299 by striking
3 from the City Plan Domino Lane, from Henry
4 Avenue to Hagner Street, under certain terms
5 and conditions.

6 And Bill No. 050861, an Ordinance
7 amending Section 5 of an Ordinance, Bill No.
8 050468, approved June 16, 2005, entitled an
9 Ordinance granting permission to Maria
10 Bontigao, owner of Tabula Rasa Cafe, by
11 extending the period for compliance with the
12 authorization and conditions therein.

13 And Bill No. 050949, an Ordinance
14 amending Section 2 of an Ordinance, Bill No.
15 040505, approved June 21, 2004, entitled an
16 Ordinance authorizing a striking from City
17 Plan Nos. 270 and 258.

18 And Bill No. 050952, an Ordinance
19 authorizing and directing the revision of
20 lines and grades on a portion of City Plan No.
21 271, by placing on the City Plan Florist
22 Street, under certain terms and conditions.

23 And Bill No. 051098, an Ordinance
24 authorizing Temple University Health Systems
25 and Hunting Fox Associates to construct and

1 SECOND READING & FINAL PASSAGE CALENDAR

2 maintain a pedestrian bridge over and across
3 Stokley Street.

4 PRESIDENT VERNA: Thank you.

5 These bills having been read on two
6 different days, the question remains for each
7 of these bills shall they pass finally.

8 The clerk will call the roll. And
9 upon being called, the Council member should
10 indicate that he or she is voting on all of
11 the bills that were read on the consent
12 agenda.

13 And, if they are not voting for all
14 of them, they have to say, I am voting for all
15 of the bills on the consent agenda with the
16 exception of bill number whatever it may be.

17 I would now ask the Chief Clerk to
18 please call the roll.

19 CHIEF CLERK: Councilwoman
20 Blackwell.

21 COUNCILWOMAN BLACKWELL: Aye.

22 CHIEF CLERK: Councilman Clarke.

23 COUNCILMAN CLARKE: Aye.

24 PRESIDENT VERNA: No. Councilwoman.

25 COUNCILWOMAN BLACKWELL: I agree

1 SECOND READING & FINAL PASSAGE CALENDAR
2 with all the bills on the agenda.
3 PRESIDENT VERNA: Thank you.
4 CHIEF CLERK: Councilman Clarke.
5 COUNCILMAN CLARKE: Aye.
6 PRESIDENT VERNA: Councilman Clarke,
7 on all --
8 COUNCILMAN CLARKE: Yes on all.
9 PRESIDENT VERNA: -- of the consent
10 agenda bills.
11 COUNCILMAN CLARKE: Aye on all the
12 bills on the consent agenda.
13 THE CLERK: Councilman DiCicco.
14 COUNCILMAN DiCICCO: Aye on
15 everything.
16 CHIEF CLERK: Councilman Goode.
17 COUNCILMAN GOODE: Aye for all
18 bills.
19 CHIEF CLERK: Councilman Kelly.
20 COUNCILMAN KELLY: Aye for all
21 bills.
22 CHIEF CLERK: Councilman Kenney.
23 COUNCILMAN KENNEY: Aye for all
24 bills.
25 CHIEF CLERK: Councilwoman

1 SECOND READING & FINAL PASSAGE CALENDAR
2 Krajewski.
3 COUNCILWOMAN KRAJEWSKI: Aye for all
4 bills.
5 CHIEF CLERK: Councilman Mariano.
6 COUNCILMAN MARIANO: Aye for all
7 bills on the consent agenda.
8 CHIEF CLERK: Councilwoman Miller.
9 COUNCILWOMAN MILLER: Aye for all
10 bills.
11 CHIEF CLERK: Councilman Nutter.
12 COUNCILMAN NUTTER: Aye for all
13 bills.
14 CHIEF CLERK: Councilman Ramos.
15 COUNCILMAN RAMOS: Aye for all
16 bills.
17 CHIEF CLERK: Councilwoman Reynolds
18 Brown.
19 COUNCILWOMAN BROWN: Aye for all
20 bills.
21 CHIEF CLERK: Councilman Rizzo.
22 COUNCILMAN RIZZO: Aye for all
23 bills.
24 CHIEF CLERK: Council President
25 Verna.

1 SECOND READING & FINAL PASSAGE CALENDAR

2 PRESIDENT VERNA: Aye for all of the
3 bills on the consent agenda.

4 A majority of all members having
5 voted in the affirmative for each of the
6 bills, the bills on the consent agenda are
7 passed.

8 I would ask the clerk to please read
9 the title of Bill No. 051091.

10 THE CLERK: An Ordinance authorizing
11 transfers in appropriation for Fiscal Year
12 2005 within the Aviation Fund to the Director
13 of Finance fringe benefits.

14 PRESIDENT VERNA: This bill having
15 been read on two different days, the question
16 now is shall the bill pass finally.

17 The Chief Clerk will please call the
18 roll.

19 CHIEF CLERK: Councilwoman
20 Blackwell.

21 COUNCILWOMAN BLACKWELL: Aye.

22 CHIEF CLERK: Councilman Clarke.

23 COUNCILMAN CLARKE: Aye.

24 THE CLERK: Councilman DiCicco.

25 COUNCILMAN DiCICCO: Aye.

1 SECOND READING & FINAL PASSAGE CALENDAR

2 CHIEF CLERK: Councilman Goode.

3 COUNCILMAN GOODE: Aye.

4 CHIEF CLERK: Councilman Kelly.

5 COUNCILMAN KELLY: Aye.

6 CHIEF CLERK: Councilman Kenney.

7 COUNCILMAN KENNEY: Aye.

8 CHIEF CLERK: Councilwoman

9 Krajewski.

10 COUNCILWOMAN KRAJEWSKI: Aye.

11 CHIEF CLERK: Councilman Mariano.

12 COUNCILMAN MARIANO: Aye.

13 CHIEF CLERK: Councilwoman Miller.

14 COUNCILWOMAN MILLER: Aye.

15 CHIEF CLERK: Councilman Nutter.

16 COUNCILMAN NUTTER: Aye.

17 CHIEF CLERK: Councilman Ramos.

18 COUNCILMAN RAMOS: Aye.

19 CHIEF CLERK: Councilwoman Reynolds

20 Brown.

21 COUNCILWOMAN BROWN: Aye.

22 CHIEF CLERK: Councilman Rizzo.

23 COUNCILMAN RIZZO: Aye.

24 CHIEF CLERK: Council President

25 Verna.

1 SECOND READING & FINAL PASSAGE CALENDAR

2 PRESIDENT Verna: Aye.

3 The majority of all members having
4 voted in the affirmative, this bill passes.

5 We will now consider Bill No.
6 051092.

7 THE CLERK: An Ordinance authorizing
8 transfers in appropriation for Fiscal Year
9 2005 within the Water Fund to the Water
10 Department.

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

14 The Chief Clerk will please call the
15 roll.

16 CHIEF CLERK: Councilwoman
17 Blackwell.

18 COUNCILWOMAN BLACKWELL: Aye.

19 CHIEF CLERK: Councilman Clarke.

20 COUNCILMAN CLARKE: Aye.

21 THE CLERK: Councilman DiCicco.

22 COUNCILMAN DiCICCO: Aye.

23 CHIEF CLERK: Councilman Goode.

24 COUNCILMAN GOODE: Aye.

25 CHIEF CLERK: Councilman Kelly.

1 SECOND READING & FINAL PASSAGE CALENDAR

2 COUNCILMAN KELLY: Aye.

3 CHIEF CLERK: Councilman Kenney.

4 COUNCILMAN KENNEY: Aye.

5 CHIEF CLERK: Councilwoman

6 Krajewski.

7 COUNCILWOMAN KRAJEWSKI: Aye.

8 CHIEF CLERK: Councilman Mariano.

9 COUNCILMAN MARIANO: Aye.

10 CHIEF CLERK: Councilwoman Miller.

11 COUNCILWOMAN MILLER: Aye.

12 CHIEF CLERK: Councilman Nutter.

13 COUNCILMAN NUTTER: Aye.

14 CHIEF CLERK: Councilman Ramos.

15 COUNCILMAN RAMOS: Aye.

16 CHIEF CLERK: Councilwoman Reynolds

17 Brown.

18 COUNCILWOMAN BROWN: Aye.

19 CHIEF CLERK: Councilman Rizzo.

20 COUNCILMAN RIZZO: Aye.

21 CHIEF CLERK: Council President

22 Verna.

23 PRESIDENT VERNA: Aye.

24 The ayes are 14, the nays are zero.

25 A majority of all members having voted in the

1 SECOND READING & FINAL PASSAGE CALENDAR

2 affirmative, the bill passes.

3 We will now consider Bill No.

4 051093.

5 THE CLERK: An Ordinance authorizing
6 transfers in appropriations for Fiscal Year
7 2005 within the General Fund from certain or
8 all city offices, departments, boards, and
9 commissions, to certain or all city offices,
10 departments, boards, and commissions.

11 PRESIDENT VERNA: This bill have
12 been read on two different days, the questions
13 now is shall the bill pass finally.

14 The Chief Clerk will please call the
15 roll.

16 CHIEF CLERK: Councilwoman
17 Blackwell.

18 COUNCILWOMAN BLACKWELL: Aye.

19 CHIEF CLERK: Councilman Clarke.

20 COUNCILMAN CLARKE: Aye.

21 THE CLERK: Councilman DiCicco.

22 COUNCILMAN DiCICCO: Aye.

23 CHIEF CLERK: Councilman Goode.

24 COUNCILMAN GOODE: Aye.

25 CHIEF CLERK: Councilman Kelly.

1 SECOND READING & FINAL PASSAGE CALENDAR

2 COUNCILMAN KELLY: Aye.

3 CHIEF CLERK: Councilman Kenney.

4 COUNCILMAN KENNEY: Aye.

5 CHIEF CLERK: Councilwoman

6 Krajewski.

7 COUNCILWOMAN KRAJEWSKI: Aye.

8 CHIEF CLERK: Councilman Mariano.

9 COUNCILMAN MARIANO: Aye.

10 CHIEF CLERK: Councilwoman Miller.

11 COUNCILWOMAN MILLER: Aye.

12 CHIEF CLERK: Councilman Nutter.

13 COUNCILMAN NUTTER: Aye.

14 CHIEF CLERK: Councilman Ramos.

15 COUNCILMAN RAMOS: Aye.

16 CHIEF CLERK: Councilwoman Reynolds

17 Brown.

18 COUNCILWOMAN BROWN: Aye.

19 CHIEF CLERK: Councilman Rizzo.

20 COUNCILMAN RIZZO: Aye.

21 CHIEF CLERK: Council President

22 Verna.

23 PRESIDENT VERNA: Aye.

24 The ayes are 14, the nays are zero.

25 A majority of all members having voted in the

1 SECOND READING & FINAL PASSAGE CALENDAR

2 affirmative, this bill passes.

3 We will now consider Bill No.

4 051101.

5 THE CLERK: An Ordinance authorizing
6 transfers in appropriations for Fiscal Year
7 2006 within the General Fund from certain or
8 all city offices, departments, boards, and
9 commissions, to certain or all city offices,
10 departments, boards, and commissions.

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

14 The Chief Clerk will please call the
15 roll.

16 CHIEF CLERK: Councilwoman
17 Blackwell.

18 COUNCILWOMAN BLACKWELL: Aye.

19 CHIEF CLERK: Councilman Clarke.

20 COUNCILMAN CLARKE: Aye.

21 THE CLERK: Councilman DiCicco.

22 COUNCILMAN DiCICCO: Aye.

23 CHIEF CLERK: Councilman Goode.

24 COUNCILMAN GOODE: Aye.

25 CHIEF CLERK: Councilman Kelly.

1 SECOND READING & FINAL PASSAGE CALENDAR

2 COUNCILMAN KELLY: Aye.

3 CHIEF CLERK: Councilman Kenney.

4 COUNCILMAN KENNEY: Aye.

5 CHIEF CLERK: Councilwoman

6 Krajewski.

7 COUNCILWOMAN KRAJEWSKI: Aye.

8 CHIEF CLERK: Councilman Mariano.

9 COUNCILMAN MARIANO: Aye.

10 CHIEF CLERK: Councilwoman Miller.

11 COUNCILWOMAN MILLER: Aye.

12 CHIEF CLERK: Councilman Nutter.

13 COUNCILMAN NUTTER: Aye.

14 CHIEF CLERK: Councilman Ramos.

15 COUNCILMAN RAMOS: Aye.

16 CHIEF CLERK: Councilwoman Reynolds

17 Brown.

18 COUNCILWOMAN BROWN: Aye.

19 CHIEF CLERK: Councilman Rizzo.

20 COUNCILMAN RIZZO: Aye.

21 CHIEF CLERK: Council President

22 Verna.

23 PRESIDENT VERNA: Aye.

24 The ayes are 14, the nays are zero.

25 A majority of all members having voted in the

1 SECOND READING & FINAL PASSAGE CALENDAR

2 affirmative, this bill passes.

3 The final bill to be called for
4 consideration is Bill No. 050862.

5 THE CLERK: An Ordinance amending
6 Title 9 of the Philadelphia Code, entitled
7 "Regulation of Business Trades and
8 Professions," by adding provisions regulating
9 the operation of tour buses and amphibious
10 tour vehicles, all under certain terms and
11 conditions.

12 PRESIDENT Verna: The Chair
13 recognizes Councilman DiCicco.

14 COUNCILMAN DiCICCO: Thank you,
15 Madam President. I believe all members of
16 Council have received a copy of the amendment,
17 and I would move for the adoption of the
18 amendment at this time.

19 (Duly seconded.)

20 PRESIDENT Verna: It has been moved
21 and seconded that the amendment be adopted.

22 All in favor will say aye.

23 Those opposed?

24 The ayes have it, and the amendment
25 is adopted.

1 ACT 39 RESOLUTIONS

2 That completes our calendar for
3 today. We will now take up the consideration
4 of applications for take-out beer permits
5 under Act 39.

6 As previously announced, Council
7 held an executive session to conduct
8 deliberations of these applications.

9 At this time the Chair recognizes
10 Councilwoman Blackwell.

11 COUNCILWOMAN BLACKWELL: Thank you,
12 Madam President.

13 Today I offer five resolutions on
14 your behalf.

15 PRESIDENT VERNA: Thank you.

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

18 THE CLERK: A resolution accepting
19 the recommendation of the hearing examiner and
20 approving with conditions the following
21 application for a permit to sell malt and
22 brewed beverages for consumption off premises,
23 Torres Emporium, 4500 North 5th Street,
24 Philadelphia, PA.

25 PRESIDENT VERNA: Thank you.

1 ACT 39 RESOLUTIONS

2 The Chair recognizes Councilwoman
3 Blackwell.

4 COUNCILWOMAN BLACKWELL: Thank you,
5 Madam President.

6 I move for the adoption of the
7 resolution.

8 (Duly seconded.)

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

12 All in favor will indicate by saying
13 aye.

14 Those opposed?

15 The ayes have it, the resolution is
16 adopted. And the record will reflect that
17 Councilman Clarke has recused himself.

18 The Chief Clerk will please read the
19 next resolution.

20 THE CLERK: A resolution accepting
21 the recommendation of the hearing examiner and
22 approving with conditions the following
23 application for a permit to sell malt and
24 brewed beverages for consumption off premises,
25 LW Restaurant Holdings, 1040 North Second

1 ACT 39 RESOLUTIONS

2 Street.

3 PRESIDENT VERNA: Thank you.

4 The Chair recognizes Councilwoman
5 Blackwell.

6 COUNCILWOMAN BLACKWELL: Thank you,
7 Madam President.

8 I move for the adoption of the
9 resolution.

10 (Duly seconded.)

11 PRESIDENT VERNA: It has been moved
12 and properly seconded that the resolution be
13 adopted.

14 All in favor will signify by saying
15 aye.

16 Those opposed?

17 The ayes have it, the resolution is
18 adopted. And the record will reflect that
19 Councilman DiCicco has recused himself.

20 I would ask the Chief Clerk to
21 please read the title of the next resolution.

22 THE CLERK: A resolution rejecting
23 the recommendation of the hearing examiner and
24 disapproving the following application for a
25 permit to sell malt and brewed beverages for

1 ACT 39 RESOLUTIONS

2 consumption off premises, BJLM, 6249 Catharine

3 Street.

4 PRESIDENT Verna: The Chair

5 recognizes Councilwoman Blackwell.

6 COUNCILWOMAN BLACKWELL: Thank you,

7 Madam President.

8 I move for the adoption of the

9 resolution.

10 (Duly seconded.)

11 PRESIDENT Verna: It has been moved

12 and seconded that the resolution be adopted.

13 All in favor will indicate by saying

14 aye.

15 Those opposed?

16 The ayes have it, and the resolution

17 is adopted.

18 THE CLERK: And a resolution

19 accepting the recommendation of the hearing

20 examiner and approving with conditions the

21 following application for a permit to sell

22 malt and brewed beverages for consumption off

23 premises, D&O, Inc., 1817 West Cumberland

24 Street.

25 PRESIDENT Verna: The Chair

1 ACT 39 RESOLUTIONS

2 recognizes Councilwoman Blackwell.

3 COUNCILWOMAN BLACKWELL: Thank you,
4 Madam President.

5 I move for the adoption of the
6 resolution.

7 (Duly seconded.)

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

10 All in favor will indicate by saying
11 aye.

12 Those opposed?

13 The ayes have it. The resolution is
14 adopted. And the record will reflect that
15 Councilman Clarke has recused himself.

16 THE CLERK: And a resolution
17 accepting the hearing examiner's
18 recommendation and disapproving the following
19 application for a permit to sell malt and
20 brewed beverages for consumption off premises,
21 4326 Main Street Hold Co., 4326 Main Street.

22 PRESIDENT VERNA: The Chair
23 recognizes Councilwoman Blackwell.

24 COUNCILWOMAN BLACKWELL: Thank you,
25 Madam President.

1 SPEECHES

2 I move for the adoption of the
3 resolution.

4 (Duly seconded.)

5 PRESIDENT Verna: It has been moved
6 and properly seconded that the resolution be
7 adopted.

8 All in favor will please indicate by
9 saying aye.

10 Those opposed?

11 The ayes have it, the resolution is
12 adopted. And the record again will reflect
13 that Councilman Nutter has recused himself.

14 That concludes our calendar for
15 today. Are there speeches on the part of the
16 minority?

17 Are there speeches on the part of
18 the majority?

19 The Chair recognizes Councilman
20 Goode.

21 COUNCILMAN GOODE: Thank you, Madam
22 President. On November 17, the President of
23 the Chamber of Commerce, in testimony before
24 this City Council, said, quote, unquote, I
25 applaud the sponsors and hope that we can work

1 SPEECHES

2 out a compromise measure so the meaningful
3 business privilege tax bill can be passed by
4 16 votes before the new year begins.

5 The Chamber didn't invite all 16
6 members to the Prime Rib for dinner. Only
7 days later, on November 21, they invited
8 certain members.

9 Chamber didn't make campaign
10 contributions to 16 members that night.
11 Again, only certain members.

12 The Chamber did invite me to the
13 Prime Rib, and I declined. And the Chamber
14 did give me thousand dollar check, which I am
15 ripping up.

16 In the end, unlike the Chamber, what
17 I really want is compromise and, more
18 importantly, a bit more respect for my
19 colleagues' rights to support business tax
20 reform and not total business tax elimination.
21 Workers and property owners should not bear
22 the full load.

23 I support elimination of the gross
24 receipts portion and dramatically reducing
25 that income portion over a long-term schedule,

1 SPEECHES

2 but not elimination of both.

3 That's my position, pure and simple.

4 Thank you.

5 PRESIDENT Verna: You are welcome.

6 The Chair recognizes Councilwoman
7 Blackwell.

8 COUNCILWOMAN BLACKWELL: Thank you,
9 Madam President.

10 I want to thank my colleague for his
11 remarks, especially during this very important
12 time, when we are grappling with these tax
13 issues.

14 On a lighter note, certainly we
15 invite you to our annual party for the
16 homeless, which will be early this year. It
17 will be a Monday, December 12, from 3:00 p.m.
18 to 7:00 p.m., at First District Plaza, 3801
19 Market.

20 Certainly if you come, this is a
21 time where we serve all the homeless. Santa's
22 helpers have already wrapped 1200 gifts, and
23 we are in the process of wrapping the next
24 batch.

25 And it is what we do every year.

1 SPEECHES

2 And we will double at least those gifts we
3 wrapped already. So if you visit our office,
4 you will think you are in the North Pole.

5 But, it is what we do. It is our
6 way of trying to give back. And certainly if
7 you have time, you are always invited.

8 And certainly we hope that this will
9 be a part of the holiday season that will help
10 to put us in a festive mood.

11 Thank you, Madam President.

12 PRESIDENT VERNA: You are welcome.

13 The Chair recognizes Councilman
14 Nutter.

15 COUNCILMAN NUTTER: Thank you, Madam
16 President.

17 Madam President, I wanted to
18 recognize a young person who is spending some
19 time with me today.

20 Many of us have had students,
21 whether in high school or in college, spend a
22 day with any one of us, many times as a result
23 of a school assignment.

24 The young lady who is with me today,
25 she is right behind me, Stephanie McDuffy, is

1 SPEECHES

2 a constituent and also a junior at Temple
3 University, who decided on her own, not
4 related to a course assignment, that she
5 wanted to learn more about local government
6 and spend some time here with us in City
7 Council.

8 And I just wanted to recognize her
9 and applaud her interest in our government
10 here today.

11 PRESIDENT Verna: If she would
12 stand, we would love to recognize you.

13 (Applause.)

14 PRESIDENT Verna: Welcome.

15 Thank you. The Chair recognizes
16 Councilwoman Brown.

17 COUNCILWOMAN BROWN: Thank you,
18 Madam President.

19 I would simply like to go on record
20 in acknowledging Councilman Goode's offer that
21 there be compromise.

22 I have and continue to be open to
23 compromise on business privilege tax measures,
24 only to the extent that city services, of
25 which the business community benefits from in

1 MOTION TO ADJOURN

2 this town, only to the extent the city
3 services are protected; and to the extent that
4 we look at and care about anticipated
5 additional burdens on the budget with regards
6 to our city's public service employees and
7 other matters that ultimately drain and draw
8 on our city's budget.

9 PRESIDENT VERNA: Thank you.

10 Are there any other speeches on the
11 part of the majority?

12 Seeing none. The Chair recognizes
13 Councilwoman Blackwell for a motion to
14 adjourn.

15 COUNCILWOMAN BLACKWELL: Thank you,
16 Madam President.

17 I move that Council stand adjourned
18 until Thursday, December 15, at 10:00 a.m.

19 (Duly seconded.)

20 PRESIDENT VERNA: It has been moved
21 and seconded that Council stand adjourned
22 until Thursday, December 15 at 10:00 a.m.

23 All in favor will say aye.

24 Those opposed?

25 The ayes have it, the motion

1 MOTION TO ADJOURN

2 carries. Thank you.

3 (Stated Meeting adjourned at 11:40

4 a.m.)

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C E R T I F I C A T I O N

I HEREBY CERTIFY that the
foregoing proceedings of the Council of the
City of Philadelphia of Thursday, December 8,
2005, were reported fully and accurately by
me, and that this is a correct transcript of
same.

DEBRA A. WHITEHEAD