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COUNCIL OF THE CITY OF PHILADELPHIA

STATED MEETING

- - - -

Room 696, City Hall
Philadelphia, Pennsylvania
Thursday, October 30, 2003
10:35 a.m.

- - - -

PRESENT:

COUNCIL PRESIDENT ANNA C. VERNA

COUNCILWOMAN JANNIE BLACKWELL
COUNCILMAN DARRELL L. CLARKE
COUNCILMAN DAVID COHEN
COUNCILMAN FRANK J. DICICCO
COUNCILMAN W. WILSON GOODE, JR.
COUNCILMAN JAMES F. KENNEY
COUNCILWOMAN JOAN L. KRAJEWSKI
COUNCILMAN RICHARD T. MARIANO
COUNCILMAN MICHAEL A. NUTTER
COUNCILMAN BRIAN J. O'NEILL
COUNCILMAN ANGEL L. ORTIZ
COUNCILMAN RICHARD T. MARIANO
COUNCILWOMAN DONNA REED MILLER
COUNCILWOMAN BLONDELL REYNOLDS BROWN
COUNCILMAN FRANK RIZZO
COUNCILWOMAN MARIAN B. TASCO

PATRICIA RAFFERTY, CHIEF CLERK

- - - -

V A R A L L O Incorporated
Litigation Support Services
Eleven Penn Center
1835 Market Street, Suite 600
Philadelphia, Pennsylvania 19103
215.561.2220 215.567.2670

1 10/30/03 - STATED - INVOCATION

2 COUNCIL PRESIDENT Verna: Good morning,
3 everyone. To give our invocation this morning, the
4 Chair welcomes Rabbi Sue Levy Elwell of the Union of
5 the American Hebrew Congregations. She is here
6 today as the guest of Councilman Ortiz.

7 All members and guests will please rise.

8 RABBI ELWELL: Stories illuminate our
9 lives. This week Jews all over the world will be
10 reading in our Torah the story of Noah and the ark
11 about a flood that threatens to destroy the world.

12 We are living in very perilous times as
13 fires threaten to destroy more homes and more lives
14 in the State of California.

15 This story reflects our and ancestors
16 attempts to create a story that would give us hope
17 even in the face of destruction and disaster, a
18 story about saving the lives, a story about the
19 interdependence of God creatures, a story about
20 recreating a just and fair society. And at the end
21 of the story of Noah we have a rainbow of hope.

22 Thinking about Noah and the animals on
23 the ark, I thought of another ancient tale. A
24 grandparent speaks to a child and says to that
25 child, "There are two wolves inside of you just like

1 10/30/03 - STATED - LEAVES OF ABSENCE

2 President. I move that the Journal of the meeting
3 of Thursday October 23, 2000, stand approved.

4 (Duly seconded.)

5 COUNCIL PRESIDENT VERNA: It has been
6 moved and properly seconded that the Journal of the
7 meeting of Thursday, October 23, 2003, stand
8 approved.

9 All in favor will signify by saying aye.

10 (Aye.)

11 COUNCIL PRESIDENT VERNA: Those opposed?

12 (No response.)

13 COUNCIL PRESIDENT VERNA: The ayes have
14 it. The motion carries, and the Journal of the
15 meeting of Thursday, October 23, 2003, is approved.

16 COUNCIL PRESIDENT VERNA: The next order
17 of business is request for leave of absence.

18 And the Chair recognizes Councilwoman
19 Blackwell.

20 COUNCILWOMAN BLACKWELL: Thank you, Madam
21 President. On behalf of the Majority, there are no
22 requests for leaves of absence.

23 COUNCIL PRESIDENT VERNA: The Chair
24 thanks the Councilwoman.

25 The Chair recognizes Councilman O'Neill.

1 10/30/03 - STATED - WELCOME

2 COUNCILMAN O'NEILL: Madam President, on
3 behalf of the Republicans, there are no requests for
4 leaves of absence.

5 COUNCIL PRESIDENT VERNA: Thank you.

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

13 At this time the Chair recognizes
14 Councilwoman Tasco.

15 COUNCILWOMAN TASCO: Thank you very much
16 Madam President. I'd like to add to the visitors
17 that we have a very special guess from my district
18 this morning visiting City Council. These are young
19 people, Reginald Johnson, Lydia Johnson and Sarah
20 Johnson are the 50th ward of the 9th District. The
21 children are here with their mother, Mrs. Audrey
22 Johnson who is home schooling them and presently
23 learning about local government and how it operates.
24 And she wanted to attend a Session of the City
25 Council to see what we do firsthand.

1 10/30/03 - STATED - COMMUNICATIONS

2 We welcome you and your mom, and thank
3 you so much for coming in to spend the time with us.

4 (Applause.)

5 COUNCIL PRESIDENT VERNA: I see we have
6 other visitors today. I believe they're called
7 Coalition to Save Our Homes. We certainly welcome
8 all you of. Thank you for coming in.

9 (Applause.)

10 COUNCIL PRESIDENT VERNA: And I know that
11 some members of the coalition have come to my office
12 to visit and they have requested a meeting with all
13 Councilmembers, and I assured them that probably
14 sometime after next week we would do that.

15 The next order of business is
16 communications. The Chair requests that the
17 Sergeant-at-Arms deliver the messages from the Mayor
18 to the Clerk.

19 The Clerk will please read the messages
20 from the Mayor.

21 THE CHIEF CLERK: To the President and
22 Members of the Council of the City of Philadelphia,
23 I am pleased to advise you that October 30, 2003, I
24 signed all the bills that were passed by Council at
25 its Session on October 16, 2003, except Bill No.

1 10/30/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS
2 030641.

3 And I am transmitting herewith the
4 introduction and consideration of your honorable
5 body a proposed resolution finding that a negotiated
6 private sale of general obligation bonds is in the
7 best financial interest of the City of Philadelphia.

8 And an ordinance authorizing the
9 construction of a sewer and appurtenant work
10 required to alleviate unsanitary conditions in a
11 portion of McClellan Street.

12 COUNCIL PRESIDENT VERNA: The messages
13 will be printed in the Journal.

14 The Clerk will please read any other
15 communications in her possession.

16 THE CHIEF CLERK: To the President and
17 Members of the Council of the City of Philadelphia,
18 I am herewith returning to you as disapproved Bill
19 No. 030641, which was passed by Council at its
20 Session on October 16, 2003.

21 COUNCIL PRESIDENT VERNA: Thank you.

22 The next order business is the
23 introduction of bills and resolutions.

24 And the Chair recognizes Councilwoman
25 Blackwell for a motion.

1 10/30/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 COUNCILWOMAN BLACKWELL: Thank you, Madam
3 President. I move that the Rules of Council be
4 suspended so as to permit consideration of
5 resolutions at their time of introduction.

6 (Duly seconded.)

7 COUNCIL PRESIDENT VERNA: It has been
8 moved and properly seconded that the Rules of
9 Council be suspended so as to permit immediate
10 consideration of resolutions at the time of
11 introduction.

12 All in favor of the motion will indicate
13 by saying aye.

14 (Aye.)

15 COUNCIL PRESIDENT VERNA: Those opposed,
16 nay.

17 (No response.)

18 COUNCIL PRESIDENT VERNA: The ayes have
19 it, and the motion carries.

20 The Chair recognizes Councilman Kenney.

21 COUNCILMAN KENNEY: Thank you, Madam
22 President. I offer one bill.

23 COUNCIL PRESIDENT VERNA: The Clerk will
24 read the title of the bill.

25 THE CHIEF CLERK: An ordinance amending

1 10/30/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS
2 Chapter 2600 of the Philadelphia Code, entitled
3 "Standards of Conduct and, Ethics," to limit the
4 receipt of contributions by elected City officials
5 or candidates for City offices from individuals or
6 businesses who are applicants for or receipts of
7 City contracts or financial assistance.

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

10 The Chair recognizes Councilwoman
11 Blackwell.

12 COUNCILWOMAN BLACKWELL: Thank you, Madam
13 President. This morning I introduce two bills on
14 your bill and one resolution.

15 COUNCIL PRESIDENT VERNA: Thank you. The
16 Clerk will please read the title of the first bill.

17 THE CHIEF CLERK: An ordinance approving
18 the 4th amendment of the Redevelopment Proposal for
19 the Point Breeze East Urban Renewal Area.

20 COUNCIL PRESIDENT VERNA: The bill will
21 be referred to the appropriate committee.

22 THE CHIEF CLERK: And an ordinance
23 amending Section 15-201 of the Philadelphia Code
24 relating to areas under the care and jurisdiction of
25 the Fairmount Park Commission.

1 10/30/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 COUNCIL PRESIDENT VERNA: This bill will
3 also be referred to the appropriate committee.

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

6 THE CHIEF CLERK: And a resolution
7 finding that a negotiated private sale of general
8 obligation bonds is in the best financial interest
9 of the City of Philadelphia.

10 COUNCIL PRESIDENT VERNA: The Chair
11 recognizes Councilwoman Blackwell.

12 COUNCILWOMAN BLACKWELL: Thank you, Madam
13 President. I move for the adoption.

14 (Duly seconded.)

15 COUNCIL PRESIDENT VERNA: It has been
16 moved and seconded that the resolution be adopted.

17 All in favor will signify by saying aye.

18 (Aye.)

19 COUNCIL PRESIDENT VERNA: Those opposed?

20 (No response.)

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

23 The Chair recognizes Councilman Cohen.

24 COUNCILMAN COHEN: Thank you, Madam
25 President. Out of deference and respect for my

1 10/30/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS
2 colleagues, I'm going to withhold action on the
3 resolution that I circulated with respect to the
4 moratorium.

5 I want the people who are here today --
6 as everybody see, they are a large number -- to
7 understand that we are in the beginning of serious
8 consideration to make sure that homeowners are
9 properly treated. Thank you.

10 (Applause.)

11 COUNCIL PRESIDENT VERNA: The Chair
12 recognizes Councilwoman Krajewski.

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

15 COUNCIL PRESIDENT VERNA: Thank you.

16 The Chair recognizes Councilman Mariano.

17 COUNCILMAN MARIANO: Madam President, I
18 have one resolution.

19 COUNCIL PRESIDENT VERNA: The Clerk will
20 read the title of the resolution.

21 THE CHIEF CLERK: A resolution
22 recognizing October 27, 2003 through November 25,
23 2003 as the month of Ramadan.

24 COUNCIL PRESIDENT VERNA: The Chair
25 recognizes Councilman Mariano.

1 10/30/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 COUNCILMAN MARIANO: Madam President, I
3 move for the adoption of that resolution.

4 (Duly seconded.)

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

8 All in favor will signify by saying aye.

9 (Aye.)

10 COUNCIL PRESIDENT VERNA: Those opposed?
11 (No response.)

12 COUNCIL PRESIDENT VERNA: The ayes have
13 it, and the resolution has been adopted.

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

16 COUNCILWOMAN TASCO: Madam President, I
17 have no bills or resolutions.

18 COUNCIL PRESIDENT VERNA: Thank you.

19 The Chair recognizes Councilwoman Miller.

20 COUNCILWOMAN MILLER: Thank you, Madam
21 President. I offer one bill.

22 COUNCIL PRESIDENT VERNA: The Clerk will
23 please read the title of the bill.

24 THE CHIEF CLERK: An ordinance
25 authorizing the construction of a sewer and

1 10/30/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS
2 appurtenant work required to alleviate unsanitary
3 conditions on a portion of McClellan Street.

4 COUNCIL PRESIDENT VERNA: The bill will
5 be referred to the appropriate committee.

6 The Chair recognizes Councilman Nutter.

7 COUNCILMAN NUTTER: Thank you, Madam
8 President. I offer eight bills, one of which is on
9 behalf of the Councilman Rizzo and I.

10 COUNCIL PRESIDENT VERNA: Thank you.

11 The Clerk will please read the title of
12 the bills.

13 THE CHIEF CLERK: An ordinance amending
14 Chapter 17-100 of the Philadelphia Code, entitled
15 "Procurement Contracts" by adding a provision
16 requiring that every contract which permits any
17 person to place advertising on City-owned or
18 controlled property shall include a provision
19 prohibiting the placement on such property or
20 advertising for alcohol, under certain terms and
21 conditions.

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

24 THE CHIEF CLERK: And an ordinance
25 amending Section 11-505 of the Philadelphia Code,

1 10/30/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS
2 entitled "Sidewalk Paving and Other Improvements by
3 Property Owners" by revising the process governing
4 the grading, paving, re-paving or repair of the
5 sidewalks.

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

8 THE CHIEF CLERK: And an ordinance
9 granting permission to St. Joseph's University, a
10 Pennsylvania non-profit corporation, its successors
11 and assigns to construct, maintain and operate,
12 replace and remove conduits for electrical power
13 supply.

14 COUNCIL PRESIDENT VERNA: The bill will
15 be referred to the appropriate committee.

16 THE CHIEF CLERK: And an ordinance
17 approving a new plan estimated cost and proposed
18 methods of charges of the City Avenue Special
19 Services District.

20 COUNCIL PRESIDENT VERNA: The bill will
21 be referred to the appropriate committee.

22 THE CHIEF CLERK: And an ordinance
23 establishing a no parking regulation on Grakyn Lane,
24 Wissahickon Avenue to Clyde Lane, both sides.

25 COUNCIL PRESIDENT VERNA: The bill will

1 10/30/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 be referred to the appropriate committee.

3 THE CHIEF CLERK: And an ordinance
4 establishing a no parking regulation on Laura Lane,
5 Wissahickon Avenue to Clyde Lane, both sides.

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

8 THE CHIEF CLERK: And an ordinance
9 amending section 14-312 of the Philadelphia Code,
10 entitled "Commercial District Rules and Exceptions
11 for All Districts."

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

14 THE CHIEF CLERK: And an ordinance
15 amending Section 12-2409 of the Philadelphia Code
16 entitled "Towing Zone Locations and Hours."

17 COUNCIL PRESIDENT VERNA: The bill will
18 be referred to the appropriate committee.

19 The Chair recognizes Councilwoman Brown.

20 COUNCILWOMAN BROWN: Thank you, Madam
21 President. I offer no bills or resolutions this
22 morning.

23 COUNCIL PRESIDENT VERNA: The Chair
24 thanks the Councilwoman.

25 The Chair recognizes Councilman Goode.

1 10/30/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 (No response.)

3 COUNCIL PRESIDENT VERNA: The ayes have
4 it, and the resolution has been adopted..

5 The Chair recognizes Councilman DiCicco.

6 COUNCILMAN DICICCO: Thank you, Madam
7 President. I offer one bill.

8 COUNCIL PRESIDENT VERNA: The Clerk will
9 please read the title of the bill.

10 THE CHIEF CLERK: An ordinance approving
11 the 2nd Amendment of the Redevelopment Proposal for
12 the Jefferson Square Urban Renewal Area.

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

15 The Chair recognizes Councilman O'Neill.

16 COUNCILMAN O'NEILL: Madam President, I
17 have no bills or resolutions.

18 COUNCIL PRESIDENT VERNA: Thank you.

19 The Chair recognizes Councilman Clarke.

20 COUNCILMAN CLARKE: Thank you, Madam
21 President. I have one resolution.

22 COUNCIL PRESIDENT VERNA: The Clerk will
23 please read the title of the resolution.

24 THE CHIEF CLERK: A resolution
25 authorizing the Commissioner of public Property to

1 10/30/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS
2 execute and deliver to the Redevelopment Authority
3 of the City deeds located in the 37th and 43rd Wards
4 of the City of Philadelphia.

5 COUNCIL PRESIDENT VERNA: The Chair
6 recognizes Councilman Clarke.

7 COUNCILMAN CLARKE: I move for the
8 adoption.

9 (Duly seconded.)

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

13 All in favor will say aye.

14 (Aye.)

15 COUNCIL PRESIDENT VERNA: Those opposed?

16 (No response.)

17 COUNCIL PRESIDENT VERNA: The ayes have
18 it, and the resolution has been adopted.

19 COUNCIL PRESIDENT VERNA: The Chair
20 recognizes Councilman Rizzo.

21 COUNCILMAN RIZZO: Madam President, no
22 bills or resolutions today.

23 COUNCIL PRESIDENT VERNA: Thank you.

24 The next order of business is reports
25 from committees.

1 10/30/03 - STATED - REPORTS

2 The Chair recognizes Councilman Kenney
3 for a report from the committee on Rules.

4 COUNCILMAN KENNEY: Thank you, Madam
5 President. The Committee on Rules reports nine
6 bills out with favorable recommendations.

7 COUNCIL PRESIDENT VERNA: Thank you. The
8 Chief Clerk will please read the report.

9 THE CHIEF Clerk: To the President and
10 Members of the Council of the City of Philadelphia,
11 the Committee on Rules to which referred Bill No.
12 030395 entitled an ordinance to amend the
13 Philadelphia Zoning Maps by changing the zoning
14 designations of certain areas of land located within
15 an area bounded by Roosevelt Boulevard, Grant
16 Avenue, and Blue Grass Road;

17 And Bill No. 030488 entitled an ordinance
18 to amend the Philadelphia Zoning Maps by changing
19 the zoning designations of certain areas of land
20 located within an area bounded by Snyder Avenue,
21 Vandalia Street, the former McKean Street and
22 Christopher Columbus Boulevard;

23 And Bill No. 030564 entitled an ordinance
24 to waive certain conditions, covenants and
25 restrictions affecting the use and development of a

1 10/30/03 - STATED - REPORTS

2 certain area of land situated in the 58th Ward;

3 And Bill No. 030565 entitled an ordinance
4 to amend the Philadelphia Zoning Maps by changing
5 the zoning designations of certain areas of land
6 situate in the 58th Ward of the City of
7 Philadelphia;

8 And Bill No. 030566 entitled an ordinance
9 to amend the Philadelphia Zoning Maps by changing
10 the zoning designations of certain areas of land
11 located within an area bounded by Academy Road,
12 Morrell Avenue, Black Lake Creek, Berea Street and
13 president Street;

14 And Bill No. 030628 entitled an ordinance
15 amending Title 14 of the Philadelphia Code entitled
16 "Zoning and Planning" by adding a new Section
17 14-1628 entitled "Third Councilmanic District
18 Special Controls";

19 And Bill No. 030644 entitled an ordinance
20 granting permission to the Sisters of the Holy
21 Family of Nazareth to expand their cemetery or place
22 burial, located at the northwest corner of the
23 former Stevenson Street;

24 And Bill No. 030657 entitled an ordinance
25 amending Title 14 of the Philadelphia Code entitled

1 10/30/03 - STATED - REPORTS

2 "Zoning and Planning" by amending Section 14-1621
3 entitled "Passyunk Avenue Special District
4 Controls";

5 And Bill No. 030658 entitled an ordinance
6 amending Title 14 of the Philadelphia Code entitled
7 "Zoning and Planning" by amending Section 14-1604
8 entitled "Outdoor Advertising and Non-accessory
9 Advertising Controls";

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

13 COUNCIL PRESIDENT VERNA: The Chair
14 recognizes Councilman Kenney.

15 COUNCILMAN KENNEY: Thank you, Madam
16 President. I move that the Rules of Council be
17 suspended so as to permit first reading this day of
18 Bill No. 0303950, 030564, 030565, 030566, 030628,
19 030644, 030657 and 030658. There were nine bills
20 reported out of committee, there's only a request
21 for suspension of Rules on eight of them, Madam
22 President. Thank you.

23 COUNCIL PRESIDENT VERNA: Thank you.

24 COUNCILMAN KENNEY: I make that motion.

25 (Duly seconded.)

1 10/30/03 - STATED - REPORTS

2 COUNCIL PRESIDENT VERNA: It has been
3 moved and seconded that the Rules of Council be
4 suspended so as to permit first reading this day of
5 Bill Nos. 030395, 030488 -- I'm sorry.

6 COUNCILMAN KENNEY: Bill 030488 is being
7 reported out in a regular fashion.

8 COUNCIL PRESIDENT VERNA: Thank you.
9 030564, 030565, 030566, 030628, 030644, 030657, and
10 030658.

11 All in favor will indicate by saying aye.
12 (Aye.)

13 COUNCIL PRESIDENT VERNA: Those opposed?
14 (No response.)

15 COUNCIL PRESIDENT VERNA: The ayes have
16 it, and the bills just read will be placed on
17 today's First Reading Calendar.

18 THE Chair recognizes Councilman DiCicco
19 for a report from the Committee on Streets and
20 Services.

21 COUNCILMAN DICICCO: Thank you, Madam
22 Chair. The Committee on Streets and Services
23 reports 11 bills out with a favorable
24 recommendation.

25 COUNCIL PRESIDENT VERNA: Thank you.

1 10/30/03 - STATED - REPORTS

2 The Chief Clerk will please read the
3 report.

4 THE CHIEF CLERK: To the President and
5 Members of the Council of the City of Philadelphia,
6 the Committee on Streets and Services to which was
7 referred Bill No. 020477 entitled an ordinance
8 establishing a "No Truck Parking" regulation on
9 Summerdale Avenue from Kendrick Street to Hoffnagle
10 Street;

11 And Bill No. 020478 entitled an ordinance
12 establishing a no trucking parking regulation on
13 Friendship Street between Loretto Avenue and
14 Summerdale Avenue;

15 And Bill No. 030424 entitled an
16 ordinance authorizing the revision of lines and
17 grades on a portion of City Plan No. 165 by striking
18 from the City Plan Crefeld Street from Gravers Lane
19 to Meade Street;

20 And Bill No. 030427 entitled an ordinance
21 authorizing the revision of lines and grades on a
22 portion of City Plan No. 238 by striking from the
23 City Plan and vacating Norfolk Street and Beck
24 Street;

25 And Bill No. 030554 entitled an ordinance

1 10/30/03 - STATED - REPORTS

2 amending Section 9-205 of the Philadelphia Code
3 entitled "Sidewalk Sales" by prohibiting sidewalk
4 vending on portions of Chester Avenue and South 54th
5 Street;

6 And Bill No. 030616 entitled an ordinance
7 granting permission to Lougeswaran Vijayhratnam,
8 owner of the newsstand at the southeast corner of
9 18th and Chestnut Streets for the purpose of
10 supplying electrical service and telephone service
11 to the newsstand;

12 And Bill No. 030643 entitled an ordinance
13 authorizing the revision of lines and grades on a
14 portion of City Plan No. 313 by widening Suffolk
15 Avenue where it meets Island Avenue;

16 And Bill No. 030646 entitled an ordinance
17 amending Section 9-205 of the Philadelphia Code
18 entitled "Sidewalk Sales" by prohibiting sidewalk
19 sales on portions of Fox Street;

20 And Bill No. 030655 entitled an ordinance
21 authorizing the revision of lines and grades of an
22 area bounded by University Avenue Extension;

23 And Bill No. 030659 entitled an ordinance
24 authorizing the installation of all-way stop signs
25 at the intersection of Sixth Street and Locust

1 10/30/03 - STATED - REPORTS

2 Street;

3 And Bill No. 030661 entitled an ordinance
4 authorizing the revision of lines and grades on a
5 portion of City Plan No. 119 by striking from the
6 City Plan and vacating Delhi Street from 10th Street
7 to Montgomery Avenue;

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

11 COUNCIL PRESIDENT VERNA: Thank you.

12 The Chair recognizes Councilman DiCicco.

13 COUNCILMAN DICICCO: Thank you, Madam
14 President. I move that the Rules of Council be
15 suspended so as to permit first reading this day of
16 the 11 bills that have just been read.

17 (Duly seconded.)

18 COUNCIL PRESIDENT VERNA: It has been
19 moved and properly seconded that the Rules of
20 Council be suspended so as to permit first reading
21 this day of Bill Nos. 020477, 02478, 030424, 030427,
22 030554, 030616, 030643, 030646, 030655, 030659, and
23 03661.

24 All in favor will indicate by saying aye.

25 (Aye.)

1 10/30/03 - STATED - SPECIAL BUSINESS

2 COUNCIL PRESIDENT VERNA: Those opposed?

3 (No response.)

4 COUNCIL PRESIDENT VERNA: The ayes have
5 it, and bills just read will be placed on today's
6 First Reading Calendar.

7 That concludes our committee reports.

8 The Council will now proceed under a
9 special order of business to the reconsideration of
10 Bill No. 030641. This bill was passed by the
11 Council at its October 16, 2003 Session and has been
12 returned disapproved by the Mayor to this week's
13 Session of Council.

14 At this time, the Chair recognizes
15 Councilwoman Blackwell.

16 COUNCILWOMAN BLACKWELL: Thank you, Madam
17 President. I move that the Council reconsider Bill
18 No. 030641 which was approved by City Council on
19 October 16, 2003.

20 COUNCIL PRESIDENT VERNA: Is there a
21 second?

22 COUNCILMAN KENNEY: Second.

23 (Duly seconded.)

24 COUNCIL PRESIDENT VERNA: All in favor,
25 let it be known by saying aye.

1 10/30/03 - STATED - SPECIAL BUSINESS

2 (Aye.)

3 COUNCIL PRESIDENT VERNA: Those opposed,
4 nay.

5 (No response.)

6 COUNCIL PRESIDENT VERNA: The motion
7 carries.

8 Council will now reconsider the vote by
9 which Bill No. 030641 was passed.

10 The Chief Clerk will please read the
11 title of the bill.

12 THE CHIEF CLERK: An ordinance amending
13 Chapter 20-300 of the Philadelphia Code entitled
14 "Compensation" by increasing the salaries of elected
15 City officials and amending the provisions for
16 annual cost of living salary adjustments, all under
17 certain terms and conditions.

18 COUNCIL PRESIDENT VERNA: This bill
19 having been read on two different days, was duly
20 approved by City Council on October 16, 2003. And
21 was returned to Council by the Mayor as disapproved
22 to this week's Session of Council.

23 The question is, shall Bill No. 030641
24 pass notwithstanding the Mayor's disapproval?

25 Please note that a vote of aye, is a vote

1 10/30/03 - STATED - SPECIAL BUSINESS

2 to override the Mayor's veto. A vote of no is to
3 sustain the Mayor's veto.

4 At this time, I would ask the Chief Clerk
5 to please call the roll.

6 THE CHIEF CLERK: Councilwoman Blackwell.

7 COUNCILWOMAN BLACKWELL: Aye.

8 THE CHIEF CLERK: Councilman Clarke.

9 COUNCILMAN CLARKE: Aye.

10 THE CHIEF CLERK: Councilman Cohen.

11 COUNCILMAN COHEN: Aye.

12 THE CHIEF CLERK: Councilman DiCicco.

13 COUNCILMAN DICICCO: No.

14 THE CHIEF CLERK: Councilman Goode.

15 COUNCILMAN GOODE: No.

16 THE CHIEF CLERK: Councilman Kenney.

17 COUNCILMAN KENNEY: Aye.

18 THE CHIEF CLERK: Councilwoman Krajewski.

19 COUNCILWOMAN KRAJEWSKI: No.

20 THE CHIEF CLERK: Councilman Mariano.

21 COUNCILMAN MARIANO: Aye.

22 THE CHIEF CLERK: Councilwoman Miller.

23 COUNCILWOMAN MILLER: Aye.

24 THE CHIEF CLERK: Councilman Nutter.

25 COUNCILMAN NUTTER: Aye.

1 10/30/03 - STATED - FIRST READING

2 THE CHIEF CLERK: Councilman O'Neill.

3 COUNCILMAN O'NEILL: No.

4 THE CHIEF CLERK: Councilman Ortiz.

5 COUNCILMAN ORTIZ: Aye.

6 THE CHIEF CLERK: Councilwoman Reynolds

7 Brown.

8 COUNCILWOMAN REYNOLDS BROWN: Aye.

9 THE CHIEF CLERK: Councilman Rizzo.

10 COUNCILMAN RIZZO: Aye.

11 THE CHIEF CLERK: Councilwoman Tasco.

12 COUNCILWOMAN TASCO: Aye.

13 THE CHIEF CLERK: Council President

14 Verna.

15 COUNCIL PRESIDENT VERNA: Aye.

16 The ayes are 12, the nays are 4. A

17 two-thirds majority of all members of Council having

18 voted in the affirmative, the Mayor's veto is

19 overridden.

20 The next item of business is the

21 consideration of the calendar. The Chief Clerk will

22 please read the bills on the First Reading Calendar.

23 THE CHIEF CLERK: Bill No. 030395, an

24 ordinance to amend the Philadelphia Zoning Maps by

25 changing the zoning designations of certain areas of

1 10/30/03 - STATED - FIRST READING

2 land located within an area bounded by Roosevelt
3 Boulevard, Grant Avenue, and Blue Grass Road.

4 COUNCIL PRESIDENT VERNA: The Chair
5 agrees.

6 THE CHIEF CLERK: And Bill No. 030564, an
7 ordinance to waive certain conditions, covenants and
8 restrictions affecting the use and development of a
9 certain area of land situated in the 58th Ward.

10 COUNCIL PRESIDENT VERNA: The Chair
11 agrees.

12 THE CHIEF CLERK: And Bill No. 030565, an
13 ordinance to amend the Philadelphia Zoning Maps by
14 changing the zoning designations of certain areas of
15 land situate in the 58th Ward of the City of
16 Philadelphia.

17 COUNCIL PRESIDENT VERNA: The Chair
18 agrees.

19 THE CHIEF CLERK: And Bill No. 030566, an
20 ordinance to amend the Philadelphia Zoning Maps by
21 changing the zoning designations of certain areas of
22 land located within an area bounded by Academy Road,
23 Morrell Avenue, Black Lake Creek, Berea Street and
24 president Street.

25 COUNCIL PRESIDENT VERNA: The Chair

1 10/30/03 - STATED - FIRST READING

2 agrees.

3 THE CHIEF CLERK: And Bill No. 030628, an
4 ordinance amending Title 14 of the Philadelphia Code
5 entitled "Zoning and Planning" by adding a new
6 Section 14-1628 entitled "Third Councilmanic
7 District Special Controls."

8 COUNCIL PRESIDENT VERNA: The Chair
9 agrees.

10 THE CHIEF CLERK: And Bill No. 030644, an
11 ordinance granting permission to the Sisters of the
12 Holy Family of Nazareth to expand their cemetery or
13 place burial, located at the northwest corner of the
14 former Stevenson Street.

15 COUNCIL PRESIDENT VERNA: The Chair
16 agrees.

17 THE CHIEF CLERK: And Bill No. 030657, an
18 ordinance amending Title 14 of the Philadelphia Code
19 entitled "Zoning and Planning" by amending Section
20 14-1621 entitled "Passyunk Avenue Special District
21 Controls."

22 THE CHIEF CLERK: And Bill No. 030658, an
23 ordinance amending Title 14 of the Philadelphia Code
24 entitled "Zoning and Planning" by amending Section
25 14-1604 entitled "Outdoor Advertising and

1 10/30/03 - STATED - FIRST READING

2 ordinance authorizing the revision of lines and
3 grades on a portion of City Plan No. 238 by striking
4 from the City Plan and vacating Norfolk Street and
5 Beck Street, all under certain terms and conditions.

6 COUNCIL PRESIDENT VERNA: The Chair
7 agrees.

8 THE CHIEF CLERK: And Bill No. 030554, an
9 ordinance amending Section 9-205 of the Philadelphia
10 Code entitled "Sidewalk Sales" by prohibiting
11 sidewalk vending on portions of Chester Avenue and
12 South 54th Street.

13 COUNCIL PRESIDENT VERNA: The Chair
14 agrees.

15 THE CHIEF CLERK: And Bill No. 030616, an
16 ordinance granting permission to Lougeswaran
17 Vijayhratnam, owner of the newsstand at the
18 southeast corner of 18th and Chestnut Streets for
19 the purpose of supplying electrical service and
20 telephone service, all under certain terms and
21 conditions.

22 COUNCIL PRESIDENT VERNA: The Chair
23 agrees.

24 THE CHIEF CLERK: And Bill No. 030643, an
25 ordinance authorizing the revision of lines and

1 10/30/03 - STATED - FIRST READING

2 grades on a portion of City Plan No. 313 by widening
3 Suffolk Avenue where it meets Island Avenue, all
4 under certain terms and conditions.

5 COUNCIL PRESIDENT VERNA: The Chair
6 agrees.

7 THE CHIEF CLERK: And Bill No. 030646, an
8 ordinance amending Section 9-205 of the Philadelphia
9 Code entitled "Sidewalk Sales" by prohibiting
10 sidewalk sales on portions of Fox Street, 22nd
11 Street and Allegheny Avenue.

12 COUNCIL PRESIDENT VERNA: The Chair
13 agrees.

14 THE CHIEF CLERK: And Bill No. 030655, an
15 ordinance authorizing the revision of lines and
16 grades on a portion of City Plan No. 43, 166, 265
17 and 269 of an area bounded by University Avenue
18 Extension.

19 COUNCIL PRESIDENT VERNA: The Chair
20 agrees.

21 THE CHIEF CLERK: And Bill No. 030659, an
22 ordinance authorizing the installation of all-way
23 stop signs at the intersection of Sixth Street and
24 Locust Street.

25 COUNCIL PRESIDENT VERNA: The Chair

1 10/30/03 - STATED - 2ND READING & FINAL PASSAGE

2 agrees.

3 THE CHIEF CLERK: And Bill No. 030661, an
4 ordinance authorizing the revision of lines and
5 grades on a portion of City Plan No. 119 by striking
6 from the City Plan and vacating Delhi Street from
7 10th Street to Montgomery Avenue, all under certain
8 terms and conditions.

9 COUNCIL PRESIDENT VERNA: The Chair
10 agrees.

11 That completes the First Reading
12 Calendar.

13 The Chair now recognizes Councilwoman
14 Blackwell for the purpose of calling up bills on the
15 Second Reading and Final Passage Calendar.

16 COUNCILWOMAN BLACKWELL: Thank you, Madam
17 President. Today, Bill No. 030509A is being called
18 up for second reading and final passage. All other
19 bills are being held.

20 COUNCILMAN DICICCO: Point of order,
21 Madam President. It was 010509A. Point of order
22 Madam President.

23 COUNCIL PRESIDENT VERNA: Yes.

24 COUNCILMAN DICICCO: At the request of
25 the Majority Whip Councilwoman Tasco and other

1 10/30/03 - STATED - SPEECHES

2 colleagues, I'm going to hold this bill at least for
3 one more week. I'll make every attempt to speak to
4 the police Commissioner, although I don't think that
5 will change things much. But I will hold it for at
6 least one week.

7 COUNCIL PRESIDENT VERNA: Thank you.

8 So, Councilwoman, we don't any bills on
9 the Second Reading and Final Passage Calendar.
10 Thank you.

11 That, therefore, concludes business on
12 the Calendar for today.

13 Are there any speeches on the part of the
14 Minority?

15 (No response.)

16 COUNCIL PRESIDENT VERNA: Are there
17 speeches on the part majority?

18 The Chair recognizes Councilwoman
19 Blackwell.

20 COUNCILWOMAN BLACKWELL: Thank you, Madam
21 President. I would like to thank all the Members of
22 Council who have come to me, who have offered space
23 in their offices, who have offered staff members to
24 help during the tragedy of the fire in our office.
25 As many of you see, the building still smells like

1 10/30/03 - STATED - SPEECHES

2 smoke and that is unfortunate innate. But I really,
3 really wanted to say thank you and certainly to
4 thank all of those who even offered to help with
5 furniture, from the Police Department to
6 institutions in my district like Penn to private
7 companies. We say thank you to all who have come
8 forward who have been so kind, to all the ministers
9 who have come and so many others who have come
10 forward, who visited us to pray with us and
11 certainly to offer their support.

12 In ever tragedy that I've ever seen, I'm
13 always re-energized by the human concern and love
14 that we pay to one another. And certainly I want to
15 say thank you to each and every one of you and to
16 all the members throughout the City who have been so
17 kind.

18 So for those who are looking for us, we
19 are in the large conference room, 319A. I apologize
20 to my colleagues for the inconvenience, but
21 certainly we are grateful to God for all things.

22 Thank you, Madam President.

23 COUNCIL PRESIDENT VERNA: Thank you.

24 The Chair recognizes Councilman Cohen.

25 COUNCILMAN COHEN: Thank you, Madam

1 10/30/03 - STATED - SPEECHES

2 President.

3 First to the Members of the Law and
4 Government Committee, it was a hearing scheduled
5 today at 5 p.m. by Law and Government Committee with
6 respect to PHA. That hearing will be continued for
7 three weeks. There will be no hearing this
8 afternoon. So I wanted to make that clear to
9 everybody. The next scheduled hearing will be -- I
10 believe the date is November 20th. That was
11 accorded because people felt they were very busy
12 with the election and wanted to get that out of the
13 way.

14 Secondly, I wanted to note something
15 strange happening. In the City Council, I think we
16 have become much more civil to each another, much
17 more respectful. Despite differences of opinion,
18 we've learned how to discuss them in a way that
19 leads to possible conclusions rather than to
20 continued strife. At the same time, strange things
21 are happening in the political world and I think
22 we're going to spend a lot time addressing that. We
23 ought never to have elections under the atmosphere
24 that this election is being held. It's too
25 important for the people of Philadelphia and for the

1 10/30/03 - STATED - SPEECHES

2 nation. But that's going to be saved for another day
3 after the election. But we in Council, I think are
4 setting a fine example.

5 Thirdly, and probably most importantly,
6 the people that are here, some of whom are standing
7 now and carrying the labels of the alphabet reading
8 "Moratorium" and "Stop taking our homes," I want you
9 to know that there was a resolution which I had
10 prepared for introduction today to express the
11 feeling that there should be an immediate moratorium
12 enacted by the Redevelopment Authority which should
13 only happen with the full support of the Mayor. A
14 number of my colleagues felt that they had not had
15 sufficient time to discuss the matter. Some
16 developments are already underway that seem to raise
17 questions as to whether or not stopping them were
18 practical. And in deference to my colleagues and
19 hoping to win their support later as they learn more
20 about the situation, I agreed to withhold that. And
21 that's the announcement that I made at the
22 beginning.

23 But I want to express my thanks to the
24 people who are here, especially to Rosemary Cubis
25 with whom I've worked for in the Latino community

1 10/30/03 - STATED - SPEECHES

2 for many years, and to all participants that are
3 here today. Without your participating in the way
4 you are, this issue which has long taunted and been
5 a betrayal of everything Philadelphia stands for,
6 that is, the taking of homes without adequate
7 notice, without adequate consideration, with
8 government acting in the worst of developers' ways.
9 That's been something that Philadelphia only had
10 reason to be ashamed of, not proud of. People have
11 a right to expect to be able to live in their own
12 homes, particularly if they bought them;
13 particularly if they're maintain in fairly good
14 shape. And the policy of the City up until now has
15 been a policy of "Let's do the quickest and dirtiest
16 way possible, let's keep information away from the
17 people so they won't have a chance to protect
18 themselves."

19 That policy must be changed.

20 (Applause.)

21 COUNCILMAN COHEN: And I have no doubt
22 that it will be changed because this is the first
23 time it's been seriously addressed.

24 At the same time, we do have to recognize
25 that government has a responsibility to keep its

1 10/30/03 - STATED - SPEECHES

2 stock of houses in good condition, that new
3 developments have to exist. But that has to happen
4 under conditions which everybody's rights are
5 protected. Certainly before anybody is threatened
6 with loss of their homes, they have to explained
7 why; and if they have a good reason to maintain
8 their home, ways have to be found to protect them.

9 And the City, instead of sneaking around
10 quietly like the worse kind of developer, has to
11 come out in the open and has to have open forums
12 explaining what they're doing and why, and then
13 there's got to be discussion. And when there's
14 discussion, usually you'll find answers to problems.

15 So I want to say to the people who have
16 come here today, please be ready for a long fight if
17 necessary, but I think you're going to find that
18 Council is growing together rather than separating
19 and apart and that all Councilmembers are going to
20 be interested in your concerns. But keep in mind
21 that we can't permit blight to remain. We've got to
22 modernize it so that all the people of the City
23 benefit. But we're going to do it in a decent way
24 so that everybody's interests are protected. It may
25 be a long fight, but I'm going to say to you what I

1 10/30/03 - STATED - SPEECHES

2 say whenever I feel really confident, I'm going to
3 say "On to victory" because we're going to win
4 before we're done.

5 (Applause.)

6 COUNCILMAN COHEN: Thank you again for
7 coming and expressing so clearly the views of so
8 many of our citizens.

9 Thank you, Madam President.

10 COUNCIL PRESIDENT VERNA: You're welcome.

11 Are there any other speeches on the part
12 of the Majority?

13 (No response.)

14 COUNCIL PRESIDENT VERNA: Seeing none,
15 the Chair recognizes Councilwoman Tasco for a motion
16 to adjourn.

17 COUNCILWOMAN TASCO: Thank you, Madam
18 President.

19 Good luck to all of my colleagues on
20 Tuesday.

21 Madam Chair, I move that Council stands
22 adjourned until Thursday, November 13, at 10:00 a.m.
23 2003.

24 COUNCIL PRESIDENT VERNA: All in favor
25 will say aye.

1 10/30/03 - STATED - SPEECHES

2 (Aye.)

3 COUNCIL PRESIDENT VERNA: Those opposed?

4 (No response.)

5 COUNCIL PRESIDENT VERNA: The ayes have

6 it. Council stands adjourned until Thursday,

7 November 13th. Thank you all very much.

8 (Council adjourned at 12:16 p.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, October 30, 2003, were
reported fully and accurately by me, and that this
is a correct transcript of the same.

RE: STATED MEETING

Lisa C. Bradley, RPR