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COUNCIL OF THE CITY OF PHILADELPHIA

STATED MEETING

- - -

Room 696, City Hall
Philadelphia, Pennsylvania
Thursday, February 20, 2003
10:20 a.m.

- - -

PRESENT:

COUNCIL PRESIDENT ANNA C. VERNA

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

PATRICIA RAFFERTY, CHIEF CLERK

- - -

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LITIGATION SUPPORT SERVICES
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Philadelphia, Pennsylvania 19103
(215) 561-2220

1 2/20/03 - STATED - INVOCATION

2 COUNCIL PRESIDENT Verna: Good morning,
3 everyone. I note that the hour has come and that a
4 quorum of this Council is present. Council will
5 please come to order. Members will take their
6 seats.

7 To give our invocation this morning, the
8 Chair welcomes the Reverend Marcia Dyson of
9 Chicago's Trinity United Church of Christ. Rev.
10 Dyson is a research associate at the University of
11 Pennsylvania and is here today as the guest of
12 Councilman Goode.

13 Members and guests will please rise.

14 REV. DYSON: Thank you. Good morning.
15 I'm so glad to be here. And thank you, President
16 Verna, for extending that great invitation and
17 Wilson Goode's office for sending an invitation for
18 your opening address.

19 As a woman from the City of Chicago, you
20 know, we're a big city and we have a model that we
21 are a city that work. I used to be the former
22 public information officer for the Mayor's Office of
23 Special Events and that's city worked well. We had a
24 lot of men in that City. But what I like about
25 Philadelphia, though it's a city of brotherly love,

1 2/20/03 - STATED - INVOCATION

2 there are a lot women that make that love-power
3 work, so I compliment the City.

4 (Applause.)

5 REV. TYSON: And from the representation
6 of women in powerful places. And at this time, we
7 can bow our heads in prayer.

8 Gracious heavenly God, we thank you for
9 this day, this day of gathering of these great
10 law-makers, especially the time when our nation is
11 on the brink of war and that terrorism seems to
12 pervade the land. Even though that's a national
13 reality, an international reality, here in the City
14 of Philadelphia, let there been no warring among the
15 Councilmen, let the needs of the people be first and
16 foremost in their hearts and minds. This must be a
17 City without borders. There are no lines drawn, no
18 political lines drawn because lines drawn means
19 lines dividing. Let the City be unified in truth,
20 justice, and equality. Bless the wisdom of these
21 people to do the best for every man, woman, and
22 child. Let us put aside our democratic or
23 republican ethics and see the needs first and
24 foremost, God, of the people. Bless those who have
25 rule, you said, in your word over the people. So we

2/20/03 - STATED - INVOCATION

ask that you bless the Councilmen and Councilwomen
and let there first be peace here in Philadelphia in
the City Council meeting. Let of the things that
have not been done that benefit all people be done.
Let race not be a deciding factor, let party lines
not be the deciding factor; but let quality and
justice and harmony and peace rule and reign today.
I thank you for what the Mayor has done. And
please, God, bless him. And I pray for this
councilwoman and her direction over these wonderful
people. Keep us as we pray not only for ourselves,
not for the City of Philadelphia only, but the
decision-makings that have taken place in every City
Council today, the decision-making that's taking
place in our White House, the decision-making that
is taking place in the United Nations, and the
decision-making that is taking place all the
international countries today regarding our
situation in Iraq. Let there first and foremost be
the declaration of Christ, and that is, "Peace be
with you." Amen.

COUNCIL PRESIDENT VERNA: The Chair

thanks Rev. Dyson for her very inspiring invocation.

Council will be at ease.

1 2/20/03 - STATED - APPROVAL OF JOURNAL

2 (Council at ease.)

3 COUNCIL PRESIDENT Verna: The next order
4 of business is the approval of the Journal of the
5 meeting of Thursday, February 13, 2003.

6 And the Chair recognizes Councilwoman
7 Blackwell.

8 COUNCILWOMAN BLACKWELL: Thank you,
9 Madam President. I move that the Journal of the
10 meeting of Thursday, February 13, 2003, stand
11 approved.

12 (Duly seconded.)

13 COUNCIL PRESIDENT Verna: It has been
14 moved and properly seconded that the Journal of the
15 meeting of Thursday, February 13, 2003 stand
16 approved.

17 All in favor will indicate by saying
18 aye.

19 (Aye.)

20 COUNCIL PRESIDENT Verna: Those opposed?

21 (No response.)

22 COUNCIL PRESIDENT Verna: The ayes have
23 it. And the Journal of the meeting of Thursday,
24 February 13, 2003, has been approved.

25 The next order of business is requests

1 2/20/03 - STATED - LEAVES OF ABSENCE

2 for leave of absence.

3 And the Chair recognizes Councilwoman
4 Blackwell.

5 COUNCILWOMAN BLACKWELL: Thank you,
6 Madam President. There are no requests for leaves
7 of absence on the part of the majority.

8 COUNCIL PRESIDENT VERA: The Chair
9 thanks the Councilwoman.

10 The Chair recognizes Councilman O'Neill.

11 COUNCILMAN O'NEILL: Madam President, on
12 behalf of the republicans, leave of absence is
13 requested for Councilman Thatcher Longstreth.

14 COUNCIL PRESIDENT VERA: Thank you.
15 Leave will be granted.

16 The Chair will dispense with the regular
17 order of business to recognize the guests and
18 visitors joining us in chambers this morning. On
19 behalf of all Members of City Council, I welcome you
20 to our Session. We appreciate your taking the time
21 to join us as we attend to the legislative affairs
22 of our City. We certainly invite you to come again.

23 At this time, the Chair recognizes
24 Councilman Rizzo.

25 COUNCILMAN RIZZO: Thank you, Madam

1 2/20/03 - STATED - LEAVES OF ABSENCE

2 President. Madam President, we're all aware that in
3 Philadelphia we have a State Police Barrack, Troop K
4 located out on Belmont Avenue. And today with me is
5 Trooper Christopher L. Paris. He's the community
6 service officer here in Philadelphia with the
7 Pennsylvania State Police. So I'd like to introduce
8 Trooper Paris and give him an opportunity just to
9 say hello.

10 (Applause.)

11 COUNCIL PRESIDENT VERNA: Good morning
12 and welcome.

13 TROOPER PARIS: Thank you, ma'am. Thank
14 you, Councilman Rizzo. As he said, my name is
15 Trooper Chris Paris, I'm a community services
16 officer over at the Belmont Barracks which is the
17 Troop K headquarters.

18 It's my pleasure to be here today. We
19 have a new troop commander as of last August,
20 Captain Robert Dupree. He's very supportive of our
21 efforts in the community relations and community
22 services division to get out there and let people
23 know that we're out there providing services to
24 people in the Commonwealth. So I welcome the
25 opportunity to come here today. It's my pleasure

1 2/20/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 thank to you all and I look forward to the business
3 of day, sitting in. Thank you.

4 (Applause.)

5 COUNCIL PRESIDENT Verna: The next order
6 of business is communications. The Chair recognizes
7 the Sergeant-at-Arms for the purpose of delivering
8 the messages from the Mayor to the Chief Clerk.

9 The Clerk will please read the messages
10 from the Mayor.

11 THE CLERK: Madam President, I have no
12 messages today.

13 COUNCIL PRESIDENT Verna: Thank you.
14 Does the Clerk have any communications at all in her
15 possession?

16 THE CLERK: No, Madam President.

17 COUNCIL PRESIDENT Verna: Thank you.

18 The next order is the introduction of
19 bills of resolutions, and the Chair recognizes
20 Councilwoman Blackwell.

21 COUNCILWOMAN BLACKWELL: Thank you,
22 Madam President. I move that the Rules of Council
23 be suspended so as to permit immediate consideration
24 of resolutions at their time of the introduction.

25 (Duly seconded.)

1 2/20/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 COUNCIL PRESIDENT Verna: It has been
3 moved and properly seconded that the Rules of
4 Council be suspended so as to permit immediate
5 consideration resolutions at the time of
6 introduction.

7 All in favor of the motion will indicate
8 by saying aye.

9 (Aye.)

10 COUNCIL PRESIDENT Verna: Those opposed?

11 (No response.)

12 COUNCIL PRESIDENT Verna: The ayes have
13 it. The motion carries.

14 The Chair recognizes Councilman Kenney.

15 COUNCILMAN KENNEY: Thank you, Madam
16 President. I offer one bill and one privileged
17 resolution which I would like to say a few words
18 about.

19 COUNCIL PRESIDENT Verna: Thank you.

20 The Clerk will please read the title of
21 the bill.

22 THE CLERK: An ordinance amending Title
23 14 of the Philadelphia Code entitled, "Zoning and
24 Planning," to add a section requiring Zoning Board
25 of Adjustment Certificate to operate a telemarketing

1 2/20/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 business, under certain terms conditions.

3 COUNCIL PRESIDENT Verna: The bill will
4 be referred to the appropriate committee.

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

7 THE CLERK: And resolution honoring the
8 memory of Octavius V. Catto and commending the
9 establishment of the O.V. Catto Fund.

10 COUNCIL PRESIDENT Verna: The Chair
11 recognizes Councilman Kenney.

12 COUNCILMAN KENNEY: I move for the
13 adoption of the resolution.

14 (Duly seconded.)

15 COUNCIL PRESIDENT Verna: And you wanted
16 to be recognized?

17 COUNCILMAN KENNEY: Yes. Thank you,
18 Madam President. I introduce this resolution today
19 after a number of years ago reading an article in
20 the Pennsylvania Historical Gazette --

21 COUNCIL PRESIDENT Verna: Is the
22 Sergeant-of-Arms by the door? Please have the
23 people come into the room. Anybody having private
24 conversations, do so in the corridor, please.

25 COUNCILMAN KENNEY: Thank you, Madam

1 2/20/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS
2 President. After reading this article about the
3 life of O.V. Catto, it became clear that myself,
4 having gone through school and being educated in the
5 parochial school system, going to high and college
6 had never heard this man's name before. And the
7 more research that I did about his life, it was very
8 clear to me that this is perhaps one of the most
9 historic figures in the City's history, probably the
10 Martin Luther King of his day. A person who fought
11 in the Civil War to free slaves and keep the Union
12 together, was a major in the Civil War, established
13 the first school for black youth in the City of
14 Philadelphia, was a political leader, a member of
15 the Union League and basically a war hero.

16 Two things that he did in Philadelphia
17 which I think was the most important is that he
18 integrated the trolley car system in Philadelphia.
19 And Philadelphia at the time, blacks and people who
20 were non-whites were not able to drive on public
21 transportation. Not only were they not permitted to
22 sit in the front of the bus, they weren't allowed to
23 sit in the bus at all. He broke that barrier and
24 had a law passed in Philadelphia which allowed for
25 integration of the trolley car system.

1 2/20/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 Through his political activities, he
3 became more involved in getting African-Americans
4 registered to vote. And during the election of
5 187,1 just steps from his front door, party thugs
6 who were keeping blacks from going to the polls put
7 two bullets into his back.

8 It was the largest funeral in
9 Philadelphia's history. He was given full military
10 honors in the funeral and he was buried in South
11 Philadelphia, which is where now Girard Estate
12 stands. It was a housing development that took the
13 cemetery away and his grave became unmarked and fell
14 in disarray, houses were built on it and we really
15 don't even know where he's buried today.

16 So in addition to honoring him in the
17 Council by resolution appropriately in February,
18 Black History Month, we have established a
19 non-profit organization, the O.V. Catto Memorial
20 Fund in an effort to raise private dollars to
21 appropriately memorialize this man's life, either in
22 statue or in some form of appropriate memorial. We
23 are putting together a board of directors now,
24 almost completed. Anyone who would like to help or
25 be involved, we'd be happy to hear put you into the

1 2/20/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 organization.

3 I think it's very important, especially
4 during Black History Month that we become aware of
5 the people in our country and in our City that have
6 helped make this City a great place. And I said
7 earlier when I first started speaking that I didn't
8 know about these people. And I think it's
9 important, not only for African-Americans to know
10 about their history, but others to know about black
11 history in Philadelphia and the nation because
12 that's the only way we will really understand and
13 appreciate each other's heros. I mean, I never knew
14 about Absalom Jones and Richard Allen and O.V.
15 Catto, and the Tuskegee Airman and others that are
16 just kind of ignored in history. So I think that
17 this would be a great effort for Philadelphians,
18 people in the region to come together and to
19 recognize perhaps, as I said, one of the most heroic
20 and historic figures in the City's history that
21 today no one knows about. So I appreciate my
22 colleagues support on the passage of the resolution
23 and their support going forward in helping to
24 establish this memorial. Thank you.

25 COUNCIL PRESIDENT VERNA: Thank you,

1 2/20/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 Councilman.

3 The Chair recognizes Councilwoman
4 Blackwell.

5 COUNCILWOMAN BLACKWELL: Thank you,
6 Madam President. The O.V. Catto school is in my
7 district. And for years, I would hear Lu talk about
8 Octavius V. Catto. And Lucien went around telling
9 kids, you know, instead of feeling that they were
10 going to a school for, quote/unquote, bad kids, he
11 told them about the life of this great man and how
12 proud they should be. It's now like Bartram Human
13 Services and one of the schools where the Weiss
14 family gave money to kids to further their
15 education. And Lu told a long story about this
16 man's life and how he was threatened that if he went
17 out to vote, if he came out on voting day that they
18 would make sure that he was killed. And in fact, he
19 stood up for the rights of people, went to polls and
20 was, in fact, killed. But he fought for the rights
21 of all people. And certainly, I am proud that he is
22 being honored in this way today and certainly commit
23 myself to participation and contribution to
24 establish this memorial fund. Thank you, Madam
25 President.

1 2/20/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

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

5 All in favor will signify by saying aye.

6 (Aye.)

7 COUNCIL PRESIDENT Verna: Those opposed?

8 (No response.)

9 COUNCIL PRESIDENT Verna: The ayes have
10 it, and the motion carries.

11 The Chair recognizes Councilwoman
12 Blackwell.

13 COUNCILWOMAN BLACKWELL: Madam President
14 I have no bills or resolutions today.

15 COUNCIL PRESIDENT Verna: The Chair
16 thanks the Councilwoman.

17 The Chair recognizes Councilman Cohen.

18 COUNCILMAN COHEN: Madam President, I
19 offer one resolution for which a vote is required.

20 COUNCIL PRESIDENT Verna: Was the
21 resolution distributed, Councilman?

22 COUNCILMAN COHEN: Yes, it was
23 distributed this morning. It was prepared late this
24 morning, but I learned of the situation that the
25 resolution deals with. It's been circulated to all

1 2/20/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS
2 Members of the Council. I believe it's a
3 non-controversial one, aimed at just determining the
4 facts as to why there is no contract that's been
5 reached between the Housing Authority and four of
6 its major unions. And it authorizes holding a
7 hearing to determine it and, hopefully, to help
8 produce contracts satisfactory to both management
9 and labor.

10 COUNCIL PRESIDENT VERNA: The Clerk will
11 please read the title of the resolution.

12 THE CLERK: A resolution authorizing the
13 City Council Committee on Law and Government to hold
14 hearings to investigate the failure of the
15 Philadelphia Housing Authority and four union
16 locals, AFSCME District Council 47, Locals 2186 and
17 2187; AFSCME District Council 33, Local 934; and
18 Fraternal Order of Housing Police to negotiate new
19 contracts and authorizing the Chairperson of the
20 committee in furtherance to such investigation to
21 issue subpoenas or other process the chairman deems
22 necessary.

23 COUNCIL PRESIDENT VERNA: The Chair
24 recognizes Councilman Cohen.

25 COUNCILMAN COHEN: Madam President, I

1 2/20/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 move the adoption of the resolution.

3 (Duly seconded.)

4 COUNCIL PRESIDENT Verna: It has been

5 moved seconded that the resolution be adopted.

6 All in favor will say aye.

7 (Aye.)

8 COUNCIL PRESIDENT Verna: Those opposed?

9 (No response.)

10 COUNCIL PRESIDENT Verna: The ayes have

11 it, and the resolution will be referred to the

12 appropriate committee.

13 The Chair recognizes Councilwoman

14 Krajewski.

15 COUNCILMAN COHEN: Madam President, it's

16 not a matter of referral of the resolution to the

17 committee. The resolution is self-enforcing. It

18 authorizing the calling of hearings to determine the

19 reason for the absence of the successful negotiated

20 final contracts and hopes to move in the direction

21 of achieving those contracts. So there's no need to

22 send it to any committee. It automatically

23 authorizes the Law and Government to hold the

24 hearings.

25 COUNCIL PRESIDENT Verna: I will forward

1 2/20/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 this to the appropriate committee.

3 COUNCILMAN COHEN: Thank you.

4 COUNCIL PRESIDENT Verna: You're
5 welcome, sir.

6 The Chair recognizes Councilwoman
7 Krajewski.

8 COUNCILWOMAN KRAJEWSKI: Madam
9 President, I have no bills or resolutions.

10 COUNCIL PRESIDENT Verna: Thank you.

11 The Chair recognizes Councilman Mariano.

12 COUNCILMAN MARIANO: Madam President, I
13 have no bills or resolutions.

14 COUNCIL PRESIDENT Verna: Thank you.

15 Chair recognizes Councilwoman Tasco.

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

18 COUNCIL PRESIDENT Verna: Thank you.

19 The Chair recognizes Councilwoman
20 Miller.

21 COUNCILWOMAN MILLER: Thank you, Madam
22 President. I offer one resolution.

23 COUNCIL PRESIDENT Verna: The Clerk will
24 please read the title of the resolution.

25 THE CLERK: A resolution recognizing and

1 2/20/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS
2 honoring the work of Philadelphia Cares to bring
3 attention and rally people to alleviate poverty
4 during Anti-poverty Action Week, designated February
5 16 through 22, 2003.

6 COUNCIL PRESIDENT Verna: The Chair
7 recognizes Councilwoman Miller.

8 COUNCILWOMAN MILLER: I move for the
9 adoption of the resolution.

10 (Duly seconded.)

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

14 All in favor will say aye.

15 (Aye.)

16 COUNCIL PRESIDENT Verna: Those opposed?

17 (No response.)

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

20 The Chair recognizes Councilman Nutter.

21 COUNCILMAN NUTTER: Thank you, Madam
22 President. I have no bills or resolutions today.

23 COUNCIL PRESIDENT Verna: The Chair
24 thanks the gentleman.

25 The Chair recognizes Councilwoman Brown.

1 2/20/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 COUNCILWOMAN BROWN: No bills or
3 resolutions, Madam President.

4 COUNCIL PRESIDENT Verna: Thank you.
5 The Chair recognizes Councilman Goode.

6 COUNCILMAN GOODE: Thank you, Madam
7 President. I have no bills or resolutions.

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

10 COUNCILMAN ORTIZ: I have no bills or
11 resolutions today.

12 COUNCIL PRESIDENT Verna: Thank you.
13 The Chair recognizes Councilman DiCicco.

14 COUNCILMAN DICICCO: Thank you, Madam
15 President. I offer one bill.

16 COUNCIL PRESIDENT Verna: The Clerk will
17 please read the title of the bill.

18 THE CLERK: An ordinance amending
19 Section 14-1610 of the Philadelphia Code, entitled
20 "Old City Residential Area Special District
21 Controls," by providing that telemarketing is a
22 prohibited use within the district, under certain
23 terms and conditions.

24 COUNCIL PRESIDENT Verna: This bill will
25 be referred to the appropriate committee.

1 2/20/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 The Chair recognizes Councilman O'Neill.

3 COUNCILMAN O'NEILL: Madam President, I
4 have no bills or resolutions.

5 COUNCIL PRESIDENT VERNA: Thank you.

6 The Chair recognizes Councilman Clarke.

7 COUNCILMAN CLARKE: Thank you, Madam
8 President. I have one bill and one related
9 resolution.

10 COUNCIL PRESIDENT VERNA: Has the
11 resolution been circulated.

12 COUNCILMAN CLARKE: It's to be referred
13 to committee.

14 COUNCIL PRESIDENT VERNA: The Clerk will
15 please read the title of the bill.

16 THE CLERK: An ordinance providing for
17 the submission to the qualified electors of the City
18 of Philadelphia of an amendment to Section 8-200 and
19 8-201 of the Philadelphia Home Rule Charter relating
20 to contracts and concessions for which competitive
21 bidding is required as approved by resolution of the
22 City Council.

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

25 The Clerk will please read the title of

1 2/20/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 the resolution.

3 THE CLERK: A resolution proposing an
4 amendment to 8-200 and 8-201 of the Philadelphia
5 Home Rule Charter relating to contracts and
6 concessions for which competitive bidding is
7 required in providing for the submission of the
8 amendment to the electors of Philadelphia.

9 COUNCIL PRESIDENT Verna: The Chair
10 recognizes Councilman Clarke.

11 COUNCILMAN CLARKE: Move for the
12 adoption of the resolution.

13 (Duly seconded.)

14 COUNCIL PRESIDENT Verna: I'm sorry.
15 That will simply be referred to the appropriate
16 committee.

17 COUNCILMAN CLARKE: I take my resolution
18 adoption request back, and Councilman DiCicco takes
19 back his second.

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

22 COUNCILMAN RIZZO: Madam President, I
23 have two resolution, but the one that is honoring
24 the National Guard is cosponsored by Councilwoman
25 Mariano and Councilwoman Joan Krajewski.

1 2/20/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 COUNCIL PRESIDENT VERNA: The Clerk will
3 please read the title of the resolution.

4 THE CLERK: A resolution honoring and
5 commending the various Philadelphia area base
6 National Guard units upon the return home after a
7 year of dedicated service protecting the interest of
8 the United States of America abroad.

9 COUNCIL PRESIDENT VERNA: The Chair
10 recognizes Councilman Rizzo.

11 COUNCILMAN RIZZO: Madam President, I
12 move for the adoption of the resolution.

13 (Duly seconded.)

14 COUNCIL PRESIDENT VERNA: It has been
15 moved and properly seconded that the resolution be
16 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 motion carries.

23 The Clerk will please read the title of
24 the second resolution.

25 THE CLERK: A resolution recognizing and

1 2/20/03 - STATED - REPORTS

2 commending various City and State agencies and
3 entities for the immediate effective and unrelenting
4 efforts in the removal of snow from the streets and
5 public rights of way in the City of Philadelphia
6 during the blizzard of 2003.

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

9 COUNCILMAN RIZZO: Madam President, I
10 move for the adoption of this resolution.

11 (Duly seconded.)

12 COUNCIL PRESIDENT Verna: It has been
13 moved and properly seconded that the resolution be
14 adopted.

15 All in favor will say aye.

16 (Aye.)

17 COUNCIL PRESIDENT Verna: Those opposed?

18 (No response.)

19 COUNCIL PRESIDENT Verna: The ayes have
20 it, and the motion carries.

21 Our next item of business reports from
22 committees.

23 The Chair Councilwoman Krajewski for a
24 report from the Committee on Appropriations.

25 COUNCILWOMAN KRAJEWSKI: Thank you,

1 2/20/03 - STATED - REPORTS

2 Madam President. The Committee on Appropriations
3 reports one bill out with a favorable
4 recommendation.

5 COUNCIL PRESIDENT VERNA: The Clerk will
6 please read the report.

7 THE CLERK: To the President and Members
8 of the Council of the City of Philadelphia, the
9 Committee on Appropriations to which was referred
10 Bill No. 030007, entitled an ordinance authorizing
11 transfers in appropriation for Fiscal Year 2003
12 from the General Fund, certain or all City offices,
13 departments, boards, and commissions and from Grants
14 Revenue Fund, Director of Finance to be allocated to
15 the General Fund, certain or all offices,
16 departments, boards and commissions, respectfully
17 reports it has considered and amended the same and
18 returns the attached bill to Council with a
19 favorable recommendation.

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

22 COUNCILWOMAN KRAJEWSKI: Thank you. I
23 move that the Rules of Council be suspended so as to
24 permit first reading this day of Bill 030007.

25 (Duly seconded.)

1 2/20/03 - STATED - REPORTS

2 COUNCIL PRESIDENT Verna: It has been
3 moved and properly seconded that the Rules of
4 Council be suspended so as to permit this day of
5 Bill No. 030007.

6 All in favor will indicate by saying
7 aye.

8 (Aye.)

9 COUNCIL PRESIDENT Verna: Those opposed?
10 (No response.)

11 COUNCIL PRESIDENT Verna: The ayes have
12 it. And the bill just read will be placed on
13 today's First Reading Calendar.

14 At this time, the Chair recognizes
15 Councilman Cohen for a report from the Committee on
16 Law and Government.

17 COUNCILMAN COHEN: Madam President, I
18 offer the report of the Committee on Law and
19 Government.

20 COUNCIL PRESIDENT Verna: Thank you.

21 The Clerk will please read the report.

22 THE CLERK: To the President and Members
23 of the Council of the City of Philadelphia, the
24 Committee on Law and Government to which was
25 referred Bill No. 020728, entitled an ordinance

1 2/20/03 - STATED - FIRST READING
2 amending Title 21 of the Philadelphia Code, entitled
3 "Miscellaneous," by adding provisions requiring
4 members of boards and commissions of the City of
5 Philadelphia to conduct certain of their
6 deliberations, including deliberations with respect
7 to adjudications pending before the Board of
8 Commissions only at meetings open to the public,
9 with certain exceptions and under certain terms and
10 conditions, respectfully reports it has considered
11 the same and returns the attached bill to Council
12 with a favorable recommendation.

13 COUNCIL PRESIDENT VERNA: Thank you.
14 Bill No. 020728 will be placed on the First Reading
15 Calendar for our next Session of Council.

16 That concludes reports from committees.

17 Our next order of business is the
18 consideration of the Calendar. And the Clerk will
19 please read the bills on the First Reading Calendar.

20 THE CLERK: Bill No. 030007, an
21 ordinance authorizing transfers in appropriation for
22 Fiscal Year 2003 from the General Fund, certain or
23 all City offices, departments, boards and
24 commissions, and from the Grants Revenue Fund to be
25 allocated to the General Fund, certain or all City

1 2/20/03 - STATED - 2ND READING AND FINAL PASSAGE

2 office, departments, boards and commissions.

3 COUNCIL PRESIDENT Verna: The Chair
4 agrees.

5 The bill just read by the Clerk will be
6 placed on the Second Reading and Final Passage
7 Calendar for our next Session.

8 That concludes the First Reading
9 Calendar.

10 The Chair now recognizes Councilwoman
11 Blackwell for the purpose of calling up the bills on
12 the Second Reading and Final Passage Calendar to be
13 considered today.

14 COUNCILWOMAN BLACKWELL: Thank you,
15 Madam President. Today Bill Nos. 020634, 020763,
16 020732, 020759 and 030025 are being called up for
17 second reading and final passage. All other bills
18 are being held.

19 COUNCIL PRESIDENT Verna: Thank you.
20 The Clerk will please read the title of Bill No.
21 020634.

22 THE CLERK: An ordinance amending Title
23 4 of the Philadelphia Code by amending requirements
24 applicable to vacant premises, all under certain
25 terms and conditions.

1 2/20/03 - STATED - 2ND READING AND FINAL PASSAGE

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

5 The Clerk will please call the roll.

6 THE CLERK: Councilwoman Blackwell.

7 COUNCILWOMAN BLACKWELL: Aye.

8 THE CLERK: Councilman Clarke.

9 COUNCILMAN CLARKE: Aye.

10 THE CLERK: Councilman Cohen.

11 COUNCILMAN COHEN: Aye.

12 THE CLERK: Councilman DiCicco.

13 COUNCILMAN DICICCO: Aye.

14 THE CLERK: Councilman Goode.

15 COUNCILMAN GOODE: Aye.

16 THE CLERK: Councilman Kenney.

17 COUNCILMAN KENNEY: Aye.

18 THE CLERK: Councilwoman Krajewski.

19 COUNCILWOMAN KRAJEWSKI: Aye.

20 THE CLERK: Councilman Mariano.

21 COUNCILMAN MARIANO: Aye.

22 THE CLERK: Councilwoman Miller.

23 COUNCILWOMAN MILLER: Aye.

24 THE CLERK: Councilman Nutter.

25 COUNCILMAN NUTTER: Aye.

1 2/20/03 - STATED - 2ND READING AND FINAL PASSAGE

2 THE CLERK: Councilman O'Neill.

3 COUNCILMAN O'NEILL: Aye.

4 THE CLERK: Councilman Ortiz.

5 COUNCILMAN ORTIZ: Aye.

6 THE CLERK: Councilwoman Reynolds-Brown.

7 COUNCILWOMAN BROWN: Aye.

8 THE CLERK: Councilman Rizzo.

9 COUNCILMAN RIZZO: Aye.

10 THE CLERK: Councilwoman Tasco.

11 COUNCILWOMAN TASCO: Aye.

12 THE CLERK: Council President Verna.

13 COUNCIL PRESIDENT VERNA: Aye.

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

17 The next bill to be called for
18 consideration is Bill No. 020763.

19 THE CLERK: An ordinance amending Title
20 12 of the Philadelphia Code, entitled "Traffic
21 Code," to revise the penalties for certain parking
22 violations, revise the fees for booting, towing, and
23 storage of certain immobilized and impounded
24 vehicles, prohibit a vehicle owner from the parking
25 his or her vehicle on a public highway without a

1 2/20/03 - STATED - 2ND READING AND FINAL PASSAGE

2 valid certificate of inspection and provide the
3 penalty for such a violation and make certain
4 technical changes, all under certain terms and
5 conditions.

6 COUNCILMAN NUTTER: Madam President.

7 COUNCIL PRESIDENT VERNA: Yes. You want
8 to be recognizes, sir?

9 COUNCILMAN NUTTER: Yes.

10 COUNCIL PRESIDENT VERNA: The Chair
11 recognizes Councilman Nutter.

12 COUNCILMAN NUTTER: Thank you, Madam
13 President. Madam President, I just wish to inquire
14 of the Chair with regard to Bill 020763, I believe
15 it's my recollection that this bill is anticipated
16 to not only increase a variety of fees or fines, but
17 also is a part of the Five-Year Plan as laid out or
18 as we received it, I believe, on January 28th, and
19 that there are certain revenues that are anticipated
20 to be generated to help the City in the course of
21 the current anticipated Five-Year Plan deficit; is
22 that the correct understanding of the that bill.

23 COUNCIL PRESIDENT VERNA: You are
24 absolutely correct, Councilman.

25 COUNCILMAN NUTTER: Well, I think given

1 2/20/03 - STATED - 2ND READING AND FINAL PASSAGE

2 our fiscal situation, as the Mayor is working with
3 us to try to put together a plan to support the
4 City, it would be under those circumstances and
5 given its importance in the Five-Year Plan that I
6 would expect to vote in support of this particular
7 bill. But I wanted to make sure that this bill is a
8 part of the revenue projections as a part of our
9 current Five-Year Plan.

10 COUNCIL PRESIDENT VERNA: That's
11 correct, sir.

12 COUNCILMAN NUTTER: Thank you, Madam
13 President.

14 COUNCIL PRESIDENT VERNA: The Clerk will
15 please call the roll.

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

19 The Clerk will please call the roll.

20 THE CLERK: Councilwoman Blackwell.

21 COUNCILWOMAN BLACKWELL: Aye.

22 THE CLERK: Councilman Clarke.

23 COUNCILMAN CLARKE: Aye.

24 THE CLERK: Councilman Cohen.

25 COUNCILMAN COHEN: Aye.

1 2/20/03 - STATED - 2ND READING AND FINAL PASSAGE
2 THE CLERK: Councilman DiCicco.
3 COUNCILMAN DICICCO: No.
4 THE CLERK: Councilman Goode.
5 COUNCILMAN GOODE: Aye.
6 THE CLERK: Councilman Kenney.
7 COUNCILMAN KENNEY: Aye.
8 THE CLERK: Councilwoman Krajewski.
9 COUNCILWOMAN KRAJEWSKI: Aye.
10 THE CLERK: Councilman Mariano.
11 COUNCILMAN MARIANO: Aye.
12 THE CLERK: Councilwoman Miller.
13 COUNCILWOMAN MILLER: Aye.
14 THE CLERK: Councilman Nutter.
15 COUNCILMAN NUTTER: Aye.
16 THE CLERK: Councilman O'Neill.
17 COUNCILMAN O'NEILL: Aye.
18 THE CLERK: Councilman Ortiz.
19 COUNCILMAN ORTIZ: Aye.
20 THE CLERK: Councilwoman Reynolds-Brown.
21 COUNCILWOMAN BROWN: Aye.
22 THE CLERK: Councilman Rizzo.
23 COUNCILMAN RIZZO: Aye.
24 THE CLERK: Councilwoman Tasco.
25 COUNCILWOMAN TASCO: Aye.

1 2/20/03 - STATED - 2ND READING AND FINAL PASSAGE

2 THE CLERK: Council President Verna.

3 COUNCIL PRESIDENT VERNA: Aye.

4 The ayes are 15, the nays are 1. A
5 majority of all Members of Council having voted in
6 the affirmative, the bill passes.

7 The next bill to be called for
8 consideration is Bill No. 020732.

9 THE CLERK: An ordinance amending Title
10 4 of the Philadelphia Code by adding provisions
11 relating to the maintenance of exterior property
12 areas.

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

16 The Clerk will please call the roll.

17 THE CLERK: Councilwoman Blackwell.

18 COUNCILWOMAN BLACKWELL: Aye.

19 THE CLERK: Councilman Clarke.

20 COUNCILMAN CLARKE: Aye.

21 THE CLERK: Councilman Cohen.

22 COUNCILMAN COHEN: Aye.

23 THE CLERK: Councilman DiCicco.

24 COUNCILMAN DICICCO: Aye.

25 THE CLERK: Councilman Goode.

1 2/20/03 - STATED - 2ND READING AND FINAL PASSAGE
2 COUNCILMAN GOODE: Aye.
3 THE CLERK: Councilman Kenney.
4 COUNCILMAN KENNEY: Aye.
5 THE CLERK: Councilwoman Krajewski.
6 COUNCILWOMAN KRAJEWSKI: Aye.
7 THE CLERK: Councilman Mariano.
8 COUNCILMAN MARIANO: Aye.
9 THE CLERK: Councilwoman Miller.
10 COUNCILWOMAN MILLER: Aye.
11 THE CLERK: Councilman Nutter.
12 COUNCILMAN NUTTER: Aye.
13 THE CLERK: Councilman O'Neill.
14 COUNCILMAN O'NEILL: Aye.
15 THE CLERK: Councilman Ortiz.
16 COUNCILMAN ORTIZ: Aye.
17 THE CLERK: Councilwoman Reynolds-Brown.
18 COUNCILWOMAN BROWN: Aye.
19 THE CLERK: Councilman Rizzo.
20 COUNCILMAN RIZZO: Aye.
21 THE CLERK: Councilwoman Tasco.
22 COUNCILWOMAN TASCO: Aye.
23 THE CLERK: Council President Verna.
24 COUNCIL PRESIDENT VERNA: Aye.
25 The ayes are 16, the nays are 0. A

1 2/20/03 - STATED - 2ND READING AND FINAL PASSAGE
2 majority of all Members of Council having voted in
3 the affirmative, this bill passes.

4 The next bill to be called for
5 consideration is Bill No. 020579.

6 THE CLERK: An ordinance authorizing the
7 Commissioner of Public Property on behalf of the
8 City of Philadelphia to enter into a lease with
9 Citizens Bank of Pennsylvania to lease from Citizens
10 Bank of Pennsylvania certain parcels of ground,
11 under certain terms and conditions.

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

15 The Clerk will please call the roll.

16 THE CLERK: Councilwoman Blackwell.

17 COUNCILWOMAN BLACKWELL: Aye.

18 THE CLERK: Councilman Clarke.

19 COUNCILMAN CLARKE: Aye.

20 THE CLERK: Councilman Cohen.

21 COUNCILMAN COHEN: Aye.

22 THE CLERK: Councilman DiCicco.

23 COUNCILMAN DICICCO: Aye.

24 THE CLERK: Councilman Goode.

25 COUNCILMAN GOODE: Aye.

1 2/20/03 - STATED - 2ND READING AND FINAL PASSAGE
2 THE CLERK: Councilman Kenney.
3 COUNCILMAN KENNEY: Aye.
4 THE CLERK: Councilwoman Krajewski.
5 COUNCILWOMAN KRAJEWSKI: Aye.
6 THE CLERK: Councilman Mariano.
7 COUNCILMAN MARIANO: Aye.
8 THE CLERK: Councilwoman Miller.
9 COUNCILWOMAN MILLER: Aye.
10 THE CLERK: Councilman Nutter.
11 COUNCILMAN NUTTER: Aye.
12 THE CLERK: Councilman O'Neill.
13 COUNCILMAN O'NEILL: Aye.
14 THE CLERK: Councilman Ortiz.
15 COUNCILMAN ORTIZ: Aye.
16 THE CLERK: Councilwoman Reynolds-Brown.
17 COUNCILWOMAN BROWN: Aye.
18 THE CLERK: Councilman Rizzo.
19 COUNCILMAN RIZZO: Aye.
20 THE CLERK: Councilwoman Tasco.
21 COUNCILWOMAN TASCO: Aye.
22 THE CLERK: Council President Verna.
23 COUNCIL PRESIDENT VERNA: Aye.
24 The ayes are 16, the nays are 0. A
25 majority of all Members of Council having voted in

1 2/20/03 - STATED - 2ND READING AND FINAL PASSAGE

2 the affirmative, the bill passes.

3 The final bill to be called for
4 consideration is Bill No. 030025.

5 THE CLERK: An ordinance authorizing the
6 Commissioner of Public Property on behalf of the
7 City of Philadelphia to accept from the School
8 District of Philadelphia conveyance of a title to a
9 certain parcel of land located at 11th and Venango
10 Streets, formerly the site of Richard Wright
11 Elementary School under certain terms and
12 conditions.

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

16 The Clerk will please call the roll.

17 THE CLERK: Councilwoman Blackwell.

18 COUNCILWOMAN BLACKWELL: Aye.

19 THE CLERK: Councilman Clarke.

20 COUNCILMAN CLARKE: Aye.

21 THE CLERK: Councilman Cohen.

22 COUNCILMAN COHEN: Aye.

23 THE CLERK: Councilman DiCicco.

24 COUNCILMAN DICICCO: Aye.

25 THE CLERK: Councilman Goode.

1 2/20/03 - STATED - 2ND READING AND FINAL PASSAGE
2 COUNCILMAN GOODE: Aye.
3 THE CLERK: Councilman Kenney.
4 COUNCILMAN KENNEY: Aye.
5 THE CLERK: Councilwoman Krajewski.
6 COUNCILWOMAN KRAJEWSKI: Aye.
7 THE CLERK: Councilman Mariano.
8 COUNCILMAN MARIANO: Aye.
9 THE CLERK: Councilwoman Miller.
10 COUNCILWOMAN MILLER: Aye.
11 THE CLERK: Councilman Nutter.
12 COUNCILMAN NUTTER: Aye.
13 THE CLERK: Councilman O'Neill.
14 COUNCILMAN O'NEILL: Aye.
15 THE CLERK: Councilman Ortiz.
16 COUNCILMAN ORTIZ: Aye.
17 THE CLERK: Councilwoman Reynolds-Brown.
18 COUNCILWOMAN BROWN: Aye.
19 THE CLERK: Councilman Rizzo.
20 COUNCILMAN RIZZO: Aye.
21 THE CLERK: Councilwoman Tasco.
22 COUNCILWOMAN TASCO: Aye.
23 THE CLERK: Council President Verna.
24 COUNCIL PRESIDENT VERNA: Aye.
25 The ayes are 16, the nays are 0. A

1 2/20/03 - STATED - SPEECHES

2 majority of all Members of Council having voted in
3 the affirmative, the bill passes.

4 That concludes our Calendar.

5 Are there any speeches on the part of
6 minority?

7 (No response.)

8 COUNCIL PRESIDENT VERNA: Are there
9 speeches on the part of the majority?

10 The Chair recognizes Councilman Cohen.

11 COUNCILMAN COHEN: Madam President, I
12 just wish to note for the record that approximately
13 two weeks ago I called to the attention of this body
14 and of those people present at the time of the
15 conduct of the Daily News and KYW with respect to
16 their giving large amounts of advertising to the
17 Cash Today proposals which is a very serious form of
18 predatory lending. I wanted to report that before
19 the day was over, KYW called my office to announce
20 that they were immediately discontinuing the matter,
21 they thanked us for bringing the matter to their
22 attention.

23 However, with respect to the Daily News,
24 I have to report to the contrary. They apparently
25 have, if anything, increased the size of the

1 2/20/03 - STATED - SPEECHES

2 advertising because in today's Daily News there's a
3 huge ad saying, "Need cash. Don't wait until pay
4 day. Get cash today with an advance up to \$400 on
5 your next paycheck."

6 The loans are being financed, the
7 advertiser makes clear, by the County Bank of
8 Rehoboth Beach, Delaware. That is the bank that is
9 the most active in this field of predatory lending.
10 It's the new effort in which the interest rates can
11 be as high as high 1,040 percent. Imagine that, an
12 interest rate of over 1,000 percent being charged
13 for pay day loans. If you borrow \$500, you have to
14 repay it within one week, and the interest rate for
15 that week is 20 percent, 100 percent. It's
16 absolutely a disgrace that one of two Philadelphia
17 newspapers is encouraging that and taking these huge
18 ads and in a sense profiteering as part of the
19 predatory loan operation.

20 I certainly urge the Daily News to
21 reconsider its position and to act on behalf of the
22 consumers and not to give support to the predatory
23 loan procedures.

24 Thank you, Madam President.

25 COUNCIL PRESIDENT VERNA: You're welcome

1 2/20/03 - STATED - ADJOURNMENT

2 sir.

3 Are there any other speeches on the part
4 of the majority?

5 (No response.)

6 COUNCIL PRESIDENT Verna: Seeing none,
7 the Chair recognizes Councilwoman Tasco.

8 COUNCILWOMAN TESCO: Madam President, I
9 move that Council stand adjourned until Thursday,
10 February 27, at 10:00 a.m.

11 (Duly seconded.)

12 COUNCIL PRESIDENT Verna: It has been
13 moved and properly seconded that Council stand
14 adjourned until Thursday, February 27, 2003.

15 All in favor will say aye.

16 (Aye.)

17 COUNCIL PRESIDENT Verna: Those opposed?

18 (No response.)

19 COUNCIL PRESIDENT Verna: The ayes have
20 it and the motion carries. Thank you very much.

21 (Council adjourned at 10:55 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 February 20, 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
and Notary Public