

1

2 COUNCIL OF THE CITY OF PHILADELPHIA

3 STATED MEETING

4 - - -

5 Room 400, City Hall
6 Philadelphia, Pennsylvania
7 Thursday, October 29, 2009
8 10:10 a.m.

9 - - -

10

11

PRESENT:

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

19

MICHAEL A. DECKER, CHIEF CLERK

20

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

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

10 To give our invocation this
11 morning, the Chair welcomes Reverend
12 Bonnie Camarda, President of the Hispanic
13 Clergy. She is here today as the guest
14 of Councilman Kenney.

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

17 (Members and guests rise.)

18 REVEREND CAMARDA: Good
19 morning. Let us pray.

20 Father, we want to thank you
21 for this morning. We want to thank you
22 for members of this Council, for their
23 vision. You say in your word that
24 without salvation, people perish. We
25 want to thank you too for their serving

1 10/29/09 - STATED - INVOCATION

2 heart. You say in your word that we need
3 to serve others. We need to serve people
4 that in the City who is in need and at
5 all times.

6 Father, we just thank you for
7 each Councilmember that love you and love
8 others. Your words are very clear, that
9 the first thing is to love you above all
10 and then love our fellow. We just thank
11 you and praise you.

12 Father, we are very grateful
13 that the Philllies won last night. We are
14 very grateful that we are going to see
15 another victory tonight and another
16 victory Sunday, because we want to really
17 win this -- we need to win, and we will
18 win this Series. We just thank you and
19 we praise you.

20 In the name of Jesus, Amen.

21 (Amen.)

22 REVEREND CAMARDA: Go Philllies!

23 COUNCIL PRESIDENT VERNA: The

24 Chair thanks the Reverend for her

25 invocation.

1 10/29/09 - STATED - APPROVAL OF JOURNAL

2 Council will be at ease.

3 (Council at ease.)

4 COUNCIL PRESIDENT Verna: The
5 next order of business is the approval of
6 the Journal of the meeting of Thursday,
7 October 22nd, 2009, and the Chair
8 recognizes Councilwoman Tasco.

9 COUNCILWOMAN TESCO: Madam
10 President, I move that the Journal of the
11 meeting of Thursday, October 22nd stand
12 approved.

13 (Duly seconded.)

14 COUNCIL PRESIDENT Verna: It
15 has been moved and properly seconded that
16 the Journal of the meeting of Thursday,
17 October 22nd, 2009 stand approved.

18 All in favor will indicate by
19 saying aye.

20 (Aye.)

21 COUNCIL PRESIDENT Verna: Those
22 opposed?

23 (No response.)

24 COUNCIL PRESIDENT Verna: The
25 ayes have it, and the Journal is

1 10/29/09 - STATED - LEAVES

2 approved.

3 The next order of business is
4 requests for leave of absence, and,
5 again, the Chair recognizes Councilwoman
6 Tasco.

7 COUNCILWOMAN TASCO: Madam
8 President, there are no leaves of
9 absences on behalf of the majority today.

10 COUNCIL PRESIDENT VERA: The
11 Chair thanks the Councilwoman.

12 The Chair recognizes Councilman
13 O'Neill.

14 COUNCILMAN O'NEILL: Madam
15 President, on behalf of the republicans,
16 there are no requests for leave of
17 absence.

18 COUNCIL PRESIDENT VERA: Thank
19 you.

20 The Chair will dispense with
21 the regular order of business to
22 recognize the guests and visitors joining
23 us in Chambers this morning. On behalf
24 of all members of City Council, I welcome
25 you to our Council session. We

1 10/29/09 - STATED - PRESENTATIONS

2 appreciate your taking the time to join
3 us as we attend to the legislative
4 affairs of our city. We certainly invite
5 you to come again.

6 The Chair now recognizes
7 Councilman Jones, who will present a
8 resolution honoring the Delaware Valley
9 Opera Company.

10 Will Ms. Sandra Day and
11 Mr. James Wiest and those accompanying
12 them please join the Councilman at the
13 podium.

14 MR. WIEST: Good morning,
15 ladies and gentlemen. Thank you very
16 much. My name is Jim Wiest.

17 COUNCIL PRESIDENT VERNA:
18 Excuse me, sir.

19 MR. WIEST: Oh, I'm sorry.

20 COUNCIL PRESIDENT VERNA: I see
21 that Councilman Jones is being
22 accompanied by Councilman DiCicco,
23 Councilman O'Neill, Councilman Rizzo and
24 Councilwoman Brown.

25 COUNCILMAN JONES: Always eager

1 10/29/09 - STATED - PRESENTATIONS

2 to perform.

3 The Delaware Valley Opera

4 Company is one of those hidden

5 Philadelphia treasures that we want to

6 give some exposure to so that we

7 understand the richness of our city, the

8 diversity of our city that makes us

9 better than New York.

10 Honoring and celebrating the

11 Delaware Valley Opera Company on its 13th

12 anniversary for its dedication to making

13 opera affordable, bringing it to new

14 audiences, providing a training ground

15 for emerging singers in the tri-state

16 area.

17 Whereas, the Delaware Valley

18 Opera Company (DVOC) was started in 1979

19 to offer a stepping stone for singers and

20 a training ground for emerging performers

21 in the tri-state area through the

22 exposure of all facets of operatic

23 production and performance opportunities

24 in a variety of opera. DVOC's principal

25 singers are professionals who have

1 10/29/09 - STATED - PRESENTATIONS

2 auditioned and have become members of the
3 repertory company. Some of the singers
4 who have gained artistic experience with
5 the company have continued their careers
6 nationally and internationally; and

7 COUNCILMAN O'NEILL: Whereas,
8 during its summer festivals, the Delaware
9 Valley Opera Company has provided the
10 community with over a hundred
11 performances of over 50 different operas
12 over the past 30 years; and

13 COUNCILMAN RIZZO: Whereas, for
14 most of its 30 years, the Delaware Valley
15 Opera Company has been located in the
16 Roxborough section of the City, first
17 housed in the Hermitage Mansion in
18 Fairmount Park where volunteers built the
19 Paul D. Osimo Outdoor Theatre behind the
20 Mansion. Since 2008, the company has
21 been housed in Roxborough High School
22 where it is dedicated to exposing the
23 school community to the joys and grandeur
24 of opera;

25 COUNCILMAN DiCICCO: Whereas,

1 10/29/09 - STATED - PRESENTATIONS

2 the opera company prides itself as being
3 responsive to the neighborhood, including
4 recruiting local children for operatic
5 production such as La Boheme and the Land
6 of Smiles; and

7 COUNCILWOMAN BROWN: Whereas,
8 the Delaware Valley Opera Company is also
9 dedicated to bringing opera to new
10 audiences by involving volunteers in its
11 chorus, production crews and organization
12 and by making performances affordable.

13 Now, therefore, be it resolved,
14 by the Council of the City of
15 Philadelphia, that we hereby honor and
16 celebrate the Delaware Valley Opera
17 Company on its 13th anniversary for its
18 dedication to making opera affordable,
19 accessible, bringing it to new audiences
20 and providing a training ground for
21 emerging singers in the tri-state area.

22 COUNCILMAN JONES: Further
23 resolved, that an engrossed copy of this
24 resolution be presented to Sandy Day,
25 President of the Delaware Valley Opera

1 10/29/09 - STATED - PRESENTATIONS

2 Company, as evidence of the sincere
3 sentiments of this legislative body.

4 Now you may go.

5 MR. WIEST: Again, good
6 morning, ladies and gentlemen. I've been
7 told to keep it brief, which is difficult
8 for someone like me, but I just want to
9 say thank you all so very much for your
10 support, and I certainly, certainly wish
11 to thank Curtis Jones, who has really
12 gone to bat for us.

13 So we hope to be around for
14 another 30. I won't, but we hope the
15 opera company will.

16 And now I'd like to introduce
17 the current President, Ms. Sandra Day.

18 (Applause.)

19 MS. DAY: Thank you. Well, I
20 would like to thank you very much for
21 recognizing the Delaware Valley Opera
22 Company as a vibrant arts group here in
23 Philadelphia. We feel that over the past
24 30 years as we have become an intricate
25 part of the Philadelphia community, we

1 10/29/09 - STATED - PRESENTATIONS

2 have been able to bring the art of opera
3 to those who might not have the
4 opportunity to attend an opera. For
5 example, during my curtain call, having
6 just sung Violetta in La Traviata, a
7 young girl of about the age of 14 came up
8 to the edge of the stage with tears in
9 her eyes and said to me, I've never seen
10 an opera before, but I'll never miss one
11 again.

12 Opera brings a certain je ne
13 sais quoi to the soul of an audience
14 member like no other art form. This
15 enriches his or her life in such a way
16 that is reflected in all of the endeavors
17 of that person's life. Especially in
18 these dire economic times, it's important
19 to have the arts available to the public
20 at a minimal cost.

21 Thank you again for your
22 support. And now I'd like to introduce
23 Douglas Rowland and Laurice Kennel, who
24 are going to sing "O Soave Fanciulla"
25 from La Boheme.

1 10/29/09 - STATED - PRESENTATIONS

2 (Performers singing.)

3 (Applause.)

4 COUNCIL PRESIDENT VERNA:

5 Council will be at ease.

6 (Council at ease.)

7 COUNCIL PRESIDENT VERNA: The

8 Chair now recognizes Councilwoman

9 Blackwell, who will present a resolution

10 recognizing October as Philly Plays

11 Scrabble Month.

12 Will Ms. Mattleman and those

13 accompanying her please join the

14 Councilwoman at the podium.

15 I see that Councilwoman

16 Blackwell is being accompanied by

17 Councilmembers Brown and Sanchez.

18 COUNCILWOMAN BLACKWELL:

19 Resolution recognizing October as Philly

20 Plays Scrabble Month.

21 Whereas, literacy of its

22 citizens is important to the City of

23 Philadelphia for its workforce, for

24 parents to help their children and for

25 the City's economic vibrancy; and

1 10/29/09 - STATED - PRESENTATIONS

2 Whereas, After School
3 Activities Partnerships and the Free
4 Library of Philadelphia have shown that
5 literacy is achieved in many ways; and

6 Whereas, research has shown
7 that Scrabble expands literacy skills
8 while having fun; and

9 COUNCILWOMAN BROWN: Whereas,
10 during October, adults who love the game
11 of Scrabble and are eager to share their
12 skills with young people, either for
13 pleasure or as competition, can foster
14 both learning and create a love of words
15 and their meanings; and

16 Whereas, those who enjoy
17 playing competitively will have the
18 opportunity to be involved in a non-rated
19 championship match, bringing excitement
20 to the City, fun for young people.

21 Now, therefore

22 COUNCILWOMAN SANCHEZ: Be it
23 resolved, that the Philadelphia City
24 Council recognizes October 2009 as Philly
25 Plays Scrabble Month, and is proud to

1 10/29/09 - STATED - PRESENTATIONS

2 honor those who highlight and support
3 Scrabble as a means of developing a more
4 literate population.

5 Further revolved, that an
6 engrossed copy be presented to the After
7 School Activities Partnership and the
8 Free Library of Philadelphia and their
9 corporate partners as a sincere sentiment
10 of this legislative body. Supported by
11 every member of City Council.

12 Thank you.

13 (Applause.)

14 COUNCIL PRESIDENT VERNA: The
15 Chair recognizes Ms. Mattleman for
16 remarks.

17 MS. MATTLEMAN: Thank you.
18 Thank you very much to Councilwoman
19 Jannie Blackwell and to colleagues on
20 City Council for understanding that
21 Scrabble is a tool for literacy, that it
22 teaches spelling and dictionary skills
23 and math and reading and it's really,
24 really important. It's important that
25 kids learn in ways that are fun, and

1 10/29/09 - STATED - PRESENTATIONS

2 Scrabble is learning disguised as fun.

3 We have wonderful people with

4 us this morning. They're not singers,

5 but they're spellers. And I first want

6 to recognize Joe McPeak, who is Associate

7 Director of the Free Library of

8 Philadelphia, a partner with ASAP,

9 because people have been playing Scrabble

10 in libraries the entire month. Now, you

11 might wonder why we're here at the end of

12 the month. It's because Scrabble Month

13 has been extended, because on November

14 14th, November 14th is National Gaming

15 Day and we're having a citywide Scrabble

16 tournament. How many people here like

17 Scrabble? It's for non-rated people.

18 Just come to Community College of

19 Philadelphia, call ASAP first, and we'd

20 love you to come. We really would.

21 But things don't just happen,

22 and you know that, so I do want to

23 recognize our sponsors who are very, very

24 important. First, Gale Given, who is a

25 somewhat new --

1 10/29/09 - STATED - PRESENTATIONS

2 (Applause.)

3 MS. MATTLEMAN: She's from
4 Verizon. Verizon was the very first
5 sponsor the first year, and it's just
6 wonderful to count on them. And Jim Reed
7 is here with her. Everyone knows Jim.

8 And also I want to recognize
9 Rebecca Quinn Wolf from PNC.

10 (Applause.)

11 MS. MATTLEMAN: And we all know
12 that PNC really cares about kids in the
13 City in every way they show it.

14 And our other sponsor is
15 Comcast, unable to be here this morning.
16 I don't know what's happening on the
17 airwaves, but nobody from Comcast is
18 available.

19 Anyway, we all know that things
20 happen because people make them happen,
21 and I'd like to introduce Maria Walker,
22 who is Executive Director of ASAP, and
23 also Emily Goss, who is hiding back
24 there, who really makes it happen.

25 (Applause.)

1 10/29/09 - STATED - PRESENTATIONS

2 MS. MATTLEMAN: They are just
3 so, so important to everything we do.

4 So thank you again to City
5 Council members for recognizing again
6 that this is an important day, and I hope
7 we're going to see you playing Scrabble
8 on November 14th. Thanks.

9 COUNCIL PRESIDENT VERA: Thank
10 you.

11 Council will be at ease.

12 (Council at ease.)

13 COUNCIL PRESIDENT VERA: At
14 this time, the Chair recognizes
15 Councilwoman Brown, who will present a
16 resolution honoring the UniverSoul
17 Circus.

18 Will Mr. Ben Johnson and those
19 accompanying him please join the
20 Councilwoman at the podium.

21 Councilwoman Brown is being
22 joined by Councilman Jones.

23 COUNCILWOMAN BROWN: Thank you,
24 Madam President.

25 Madam President, one artist

1 10/29/09 - STATED - PRESENTATIONS

2 wrote that at the end of the day, for
3 those of us who love any form of art,
4 there are three primary colors, there are
5 ten digits and seven notes, and I'll add
6 to that there are five positions in
7 dance. So no matter what you see, it
8 boils down to those four items. It's
9 what we do with them that's important.

10 And let me share with you that UniverSoul
11 Circus is all of that multiplied
12 exponentially a thousand times.

13 Today we're delighted to honor
14 and recognize the UniverSoul Circus upon
15 its return to the City of Philadelphia.

16 Whereas, UniverSoul Circus is
17 an interactive, family-friendly live arts
18 extravaganza that was founded in 1994 by
19 Cedric Walker, with headquarters in
20 Atlanta, Georgia; and

21 Whereas, UniverSoul Circus
22 began with the dream and a vision of
23 showcasing black talent beyond singing
24 and dancing in order to make a
25 difference, create growth and bring about

1 10/29/09 - STATED - PRESENTATIONS

2 change and opportunity in this industry;

3 and

4 COUNCILMAN JONES: Whereas,

5 since UniverSoul's inception in 1994, it

6 remains the world's first and only

7 African American-owned and operated

8 circus; and

9 Whereas, UniverSoul employs a

10 diverse cast of performers from nations

11 around the world, including the United

12 States, Africa, Trinidad and Tobago,

13 Jamaica, Colombia, Dominican Republic,

14 China, Cuba, Russia and Brazil; and

15 Whereas, after 16 years of

16 tremendous growth, UniverSoul Circus

17 remains dedicated to its original vision

18 of bringing world-class entertainment

19 that is culturally diverse and

20 educational to metropolitan areas around

21 the world;

22 Whereas, UniverSoul Circus

23 includes acts such as jugglers, African

24 elephants, tigers, trapeze flyers, stilt

25 dancers and limbo mamas, Cossack horse

1 10/29/09 - STATED - PRESENTATIONS

2 riders and Onionhead the Clown; and

3 Whereas, according to

4 Ticketmaster reviews, UniverSoul Circus

5 was not only listed as one of

6 Ticketmaster's top ten family

7 attractions, but also had the distinct

8 honor of being the most popular and

9 top-rated circus among customers; and

10 COUNCILWOMAN BROWN: Whereas,

11 UniverSoul combines circus arts,

12 gymnastics and theatre with wide-ranging

13 genres of music, including pop,

14 classical, R&B, Latin, hip hop, jazz,

15 gospel, creating an unforgettable

16 experience for the spectator; and

17 Whereas, UniverSoul Circus will

18 perform in our city, in Philadelphia's

19 Fairmount Park, for the first time in two

20 years -- the 4th Councilmanic District,

21 let the record reflect -- from Wednesday,

22 October 28th through Sunday, November

23 15th as part of its 30-city U.S. tour.

24 Now, therefore, be it resolved,

25 by the Council of the City of

1 10/29/09 - STATED - PRESENTATIONS

2 Philadelphia is thrilled to honor and
3 recognize the UniverSoul Circus upon its
4 return to the City of Philadelphia.

5 Introduced by myself and my
6 colleague, Councilman Curtis Jones.
7 Sponsored and supported by all the
8 members of the Philadelphia City Council.

9 Welcome, UniverSoul Circus.

10 (Applause.)

11 MR. JOHNSON: My name is
12 Benjamin Johnson with UniverSoul Circus.

13 My apologies, Madam President.

14 We are very appreciative for
15 Councilwoman Brown and Councilman Jones
16 and the entire Councilmembers. We have
17 been coming to Philadelphia since 1997
18 and we have been well received here in
19 the City. It is a circus that has grown
20 from being a niche entertainment
21 enterprise to something that's enjoyed by
22 all people, people from various faiths,
23 people from various ethnic groups, people
24 from all over the world, and our talent
25 reflects that, as you heard Councilwoman

1 10/29/09 - STATED - PRESENTATIONS

2 Brown mention. We represent 11 countries
3 this year, ranging from Asia to Africa to
4 South America and, of course, the United
5 States. We are very proud to present
6 people through a family-friendly
7 entertainment business where everyone
8 from 4 to 94 can have a good time.

9 We've enjoyed being able to
10 also work within the communities and
11 allowing people who don't have that
12 ability right now in this economic time
13 and even in the past to come out for free
14 to see UniverSoul Circus, and we work
15 through some of the Councilmembers here
16 to do that. We appreciate being able to
17 share some good will and a good time with
18 those in the Philadelphia community.

19 So on behalf of Mr. Walker, the
20 President and Founder, on behalf of my
21 colleagues here, Todd Morris, Onionhead
22 the Clown, and Crystal, who is one of our
23 members of the Trinity Zanti Troop, a
24 limbo mama, we thank everyone in
25 Philadelphia for having us out, and we

1 10/29/09 - STATED - COMMUNICATIONS

2 look forward to having a good run. We're
3 next to the Mann Center, October 28th
4 through November 15th. And even though
5 I'm from Atlanta, I'm going to say, Go
6 Phillies.

7 So thank you very much.

8 (Applause.)

9 COUNCIL PRESIDENT Verna:

10 Council will be at ease.

11 (Council at ease.)

12 COUNCIL PRESIDENT Verna: The
13 next order of business is communications.
14 The Chair requests that the
15 Sergeant-At-Arms deliver the messages to
16 the Chief Clerk.

17 The Chief Clerk will please
18 read the messages from the Mayor.

19 CHIEF CLERK: To the President
20 and members of the Council of the City of
21 Philadelphia, I am pleased to advise you
22 that on October 23 and October 28, 2009,
23 I signed all the bills that were passed
24 by Council at its session on October 22,
25 2009; and

1 10/29/09 - STATED - COMMUNICATIONS

2 I am transmitting for the
3 consideration of your honorable body a
4 resolution approving the redevelopment
5 contract and disposition supplement of
6 the Redevelopment Authority of the City
7 of Philadelphia for the redevelopment and
8 urban renewal of a portion of the Model
9 Cities Urban Renewal Area, designated as
10 Parcel No. 643; and

11 A resolution approving the
12 redevelopment contract of the
13 Redevelopment Authority of the City of
14 Philadelphia for the redevelopment of a
15 portion of the Nicetown Urban Renewal
16 Area, designated as Parcels No. 44, 45
17 and 46; and

18 An ordinance authorizing the
19 Commissioner of the Department of Parks
20 and Recreation, on behalf of the City, to
21 enter into a license agreement between
22 the City of Philadelphia and Juniata Golf
23 Foundation; and

24 An ordinance authorizing the
25 Commissioner of the Department of Parks

1 10/29/09 - STATED - COMMUNICATIONS

2 and Recreation, on behalf of the City, to
3 enter into a license agreement between
4 the City of Philadelphia and Impact
5 Services Corporation under which Impact
6 Services Corp. would operate, manage and
7 maintain Walnut Lane Golf Course as a
8 public golf course; and

9 An ordinance authorizing the
10 Commissioner of Public Property, on
11 behalf of the City, to accept from the
12 School District conveyance of title to a
13 portion of the land bounded by
14 Susquehanna Avenue, North 15th Street,
15 Diamond Street, and North 16th Street;
16 and

17 An ordinance amending Chapter
18 10-700 of The Philadelphia Code, entitled
19 "Refuse and Littering," to require
20 certain business and property owners
21 either to pay a fee for City waste
22 hauling or demonstrate that the business
23 or property owner has a private provider;
24 and

25 An ordinance authorizing the

1 10/29/09 - STATED - COMMUNICATIONS

2 University City Science Center to own and
3 maintain various sidewalk encroachments;
4 and

5 An ordinance authorizing New
6 Kensington Community Development
7 Corporation to own and maintain various
8 sidewalk encroachments; and

9 An ordinance authorizing Nicole
10 and Daniel Dizio to own and maintain
11 various sidewalk encroachments; and

12 An ordinance authorizing the
13 Philadelphia Housing Authority to
14 construct, own and maintain various
15 sidewalk encroachments; and

16 An ordinance amending Title 6
17 of The Philadelphia Code, entitled
18 "Health Code," to eliminate licensing
19 requirements and revise fees with respect
20 to certain food establishments; and

21 An ordinance amending Chapter
22 19-600 of The Philadelphia Code, entitled
23 "Amusement Tax," to revise the fee for an
24 amusement license; and

25 An ordinance amending Section

1 10/29/09 - STATED - COMMUNICATIONS

2 11-603 of The Philadelphia Code, entitled
3 "Projections Over the Street," to revise
4 the permitting requirements for the
5 erection or maintenance of canopies and
6 marquees; and

7 An ordinance amending Title 9
8 of The Philadelphia Code, entitled
9 "Regulation of Businesses, Trades and
10 Professions," to eliminate and revise
11 various licensing and enforcement
12 requirements, and to revise fees for
13 various licenses and permits, all under
14 certain terms and conditions.

15 COUNCIL PRESIDENT Verna: Thank
16 you. The messages will be printed in the
17 Journal.

18 The Chief Clerk will please
19 read any other communications in his
20 possession.

21 CHIEF CLERK: I have none,
22 Madam President.

23 COUNCIL PRESIDENT Verna:
24 Again, I thank you.

25 The next order of business is

1 10/29/09 - STATED - INTRO. OF BILLS

2 the introduction of bills and

3 resolutions, and at this time, the Chair

4 recognizes Councilman Kenney.

5 COUNCILMAN KENNEY: Thank you,

6 Madam President. I offer one resolution.

7 COUNCIL PRESIDENT Verna: Thank

8 you.

9 The Chief Clerk will please

10 read the title of the resolution.

11 CHIEF CLERK: A resolution

12 authorizing City Council's joint

13 Committees on Streets and Services and

14 the Environment to hold public hearings

15 to investigate the feasibility of

16 building and operating a Municipal Solid

17 Waste power generation and biofuels

18 facility.

19 COUNCIL PRESIDENT Verna: The

20 Chair recognizes Councilman Kenney.

21 COUNCILMAN KENNEY: I move the

22 adoption of the resolution.

23 (Duly seconded.)

24 COUNCIL PRESIDENT Verna: It

25 has been moved and properly seconded that

1 10/29/09 - STATED - INTRO. OF BILLS

2 the resolution be adopted.

3 All in favor will indicate by
4 saying aye.

5 (Aye.)

6 COUNCIL PRESIDENT VERA: Those
7 opposed?

8 (No response.)

9 COUNCIL PRESIDENT VERA: The
10 ayes have it, and the resolution will be
11 referred to the appropriate committee.

12 The Chair recognizes
13 Councilwoman Blackwell.

14 COUNCILWOMAN BLACKWELL: Thank
15 you, Madam President. Today I introduce
16 one bill and one resolution.

17 COUNCIL PRESIDENT VERA: The
18 Chief Clerk will please read the title of
19 the bill.

20 CHIEF CLERK: An ordinance
21 authorizing the University City Science
22 Center to construct, own and maintain 20
23 benches, 23 trash receptacles, and nine
24 bike racks on the north and south footway
25 of Market Street, from 34th Street to

1 10/29/09 - STATED - INTRO. OF BILLS

2 41st Street.

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

6 CHIEF CLERK: And a resolution
7 honoring the Little Sisters of the Poor
8 in Philadelphia for 140 years of service
9 to the elderly poor in Philadelphia and
10 congratulating them on the canonization
11 of their Foundress, Saint Jeanne Jugan.

12 COUNCIL PRESIDENT VERNA: The
13 Chair recognizes Councilwoman Blackwell.

14 COUNCILWOMAN BLACKWELL: Thank
15 you, Madam President. We move for the
16 adoption of the resolution.

17 (Duly seconded.)

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

21 All in favor will say aye.

22 (Aye.)

23 COUNCIL PRESIDENT VERNA: Those
24 opposed?

25 (No response.)

1 10/29/09 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT Verna: The
3 ayes have it and the resolution is
4 adopted.

5 The Chair recognizes Councilman
6 Greenlee.

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

10 COUNCIL PRESIDENT Verna: The
11 Chair thanks the gentleman.

12 The Chair recognizes
13 Councilwoman Krajewski.

14 COUNCILWOMAN KRAJEWSKI: Thank
15 you, Madam President. I offer one bill.

16 COUNCIL PRESIDENT Verna: Thank
17 you.

18 The Chief Clerk will please
19 read the title of the bill.

20 CHIEF CLERK: An ordinance
21 authorizing Nicole and Daniel Dizio,
22 owners of Wit or Witout Cheesesteaks, to
23 construct, own and maintain one table,
24 four chairs and one trash receptacle on
25 the sidewalk located at 7352 Frankford

1 10/29/09 - STATED - INTRO. OF BILLS

2 Avenue.

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

6 The Chair recognizes
7 Councilwoman Tasco.

8 COUNCILWOMAN TASCO: Madam
9 President, I offer one resolution on your
10 behalf and two bills on behalf of the
11 Administration.

12 COUNCIL PRESIDENT VERNA: Thank
13 you.

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

16 CHIEF CLERK: An ordinance
17 amending Chapter 19-600 of The
18 Philadelphia Code, entitled "Amusement
19 Tax," to revise the fee for an amusement
20 license.

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

24 CHIEF CLERK: And an ordinance
25 amending Title 6 of The Philadelphia

1 10/29/09 - STATED - INTRO. OF BILLS

2 Code, entitled "Health Code," to
3 eliminate licensing requirements and
4 revise fees with respect to certain food
5 establishments.

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

9 CHIEF CLERK: And a resolution
10 authorizing the Commissioner of Public
11 Property to execute and deliver to the
12 Redevelopment Authority of the City of
13 Philadelphia, without consideration,
14 deeds conveying conditional fee simple
15 title to certain City-owned lots or
16 pieces of ground situate in the 36th Ward
17 of the City of Philadelphia.

18 COUNCIL PRESIDENT Verna: The
19 Chair recognizes Councilwoman Tasco.

20 COUNCILWOMAN TESCO: I move for
21 the adoption of the resolution.

22 (Duly seconded.)

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

1 10/29/09 - STATED - INTRO. OF BILLS

2 All in favor will say aye.

3 (Aye.)

4 COUNCIL PRESIDENT VERNA: Those
5 opposed?

6 (No response.)

7 COUNCIL PRESIDENT VERNA: The
8 ayes have it and the resolution is
9 adopted.

10 The Chair recognizes
11 Councilwoman Miller.

12 COUNCILWOMAN MILLER: Thank
13 you, Madam President. Today I offer one
14 bill and one resolution.

15 COUNCIL PRESIDENT VERNA: The
16 Chief Clerk will please read the title of
17 the bill.

18 CHIEF CLERK: An ordinance
19 authorizing the Philadelphia Housing
20 Authority to construct, own and maintain
21 a handicap ramp and stairs at 2201
22 through 2207 West Venango Street.

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

1 10/29/09 - STATED - INTRO. OF BILLS

2 CHIEF CLERK: And a resolution
3 approving the redevelopment contract of
4 the Redevelopment Authority of the City
5 of Philadelphia for the redevelopment and
6 urban renewal of the Nicetown Urban
7 Renewal Area, designated as Parcels No.
8 44, 45 and 46.

9 COUNCIL PRESIDENT Verna: The
10 Chair recognizes Councilwoman Miller.

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

13 (Duly seconded.)

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

17 All in favor will say aye.

18 (Aye.)

19 COUNCIL PRESIDENT Verna: Those
20 opposed?

21 (No response.)

22 COUNCIL PRESIDENT Verna: The
23 ayes have it and the resolution is
24 adopted.

25 The Chair recognizes

1 10/29/09 - STATED - INTRO. OF BILLS

2 Councilwoman Sanchez.

3 COUNCILWOMAN SANCHEZ: Thank

4 you, Madam President. I have two

5 resolutions and two bills.

6 COUNCIL PRESIDENT Verna: Thank

7 you.

8 The Chief Clerk will please

9 read the title of the first bill.

10 CHIEF CLERK: An ordinance

11 authorizing the Commissioner of the

12 Department of Parks and Recreation, on

13 behalf of the City, to enter into a

14 license agreement between the City and

15 Juniata Golf Foundation.

16 COUNCIL PRESIDENT Verna: The

17 bill will be referred to the appropriate

18 committee.

19 CHIEF CLERK: And an ordinance

20 amending Title 9 of The Philadelphia

21 Code, entitled "Regulation of Businesses,

22 Trades and Professions," to eliminate and

23 revise various licensing and enforcement

24 requirements.

25 COUNCIL PRESIDENT Verna: This

1 10/29/09 - STATED - INTRO. OF BILLS
2 bill will be referred to the appropriate
3 committee.

4 CHIEF CLERK: And a resolution
5 authorizing the Commissioner of Public
6 Property to execute and deliver to the
7 Redevelopment Authority of the City of
8 Philadelphia, without consideration,
9 deeds conveying conditional fee simple
10 title to certain City-owned lots situate
11 in the 19th and 37th Wards of the City of
12 Philadelphia.

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

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

18 (Duly seconded.)

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

22 All in favor will say aye.

23 (Aye.)

24 COUNCIL PRESIDENT VERNA: Those
25 opposed?

1 10/29/09 - STATED - INTRO. OF BILLS

2 (No response.)

3 COUNCIL PRESIDENT VERNA: The
4 ayes have it and the resolution is
5 adopted.

6 CHIEF CLERK: And a resolution
7 approving the redevelopment contract and
8 disposition supplement of the
9 Redevelopment Authority of the City of
10 Philadelphia for the redevelopment and
11 urban renewal of a portion of the Model
12 Cities Urban Renewal Area, designated as
13 Parcel No. 643.

14 COUNCIL PRESIDENT VERNA:
15 Councilwoman Sanchez.

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

19 (Duly seconded.)

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

23 All in favor will indicate by
24 saying aye.

25 (Aye.)

1 10/29/09 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT Verna: Those
3 opposed?

4 (No response.)

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

8 The Chair recognizes Councilman
9 Green.

10 COUNCILMAN GREEN: Thank you,
11 Madam President. I have no bills or
12 resolutions today.

13 COUNCIL PRESIDENT Verna: Thank
14 you.

15 The Chair recognizes Councilman
16 Jones.

17 COUNCILMAN JONES: Thank you,
18 Madam President. I have two bills today.

19 COUNCIL PRESIDENT Verna: The
20 Chief Clerk will please read the title of
21 the first bill.

22 CHIEF CLERK: An ordinance
23 authorizing the Commissioner of the
24 Department of Parks and Recreation, on
25 behalf of the City of Philadelphia, to

1 10/29/09 - STATED - INTRO. OF BILLS

2 enter into a license agreement between
3 the City and Impact Services Corporation
4 under which Impact Services Corporation
5 would operate, manage and maintain Walnut
6 Lane Golf Course as a public golf course.

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

10 CHIEF CLERK: And an ordinance
11 establishing a no truck parking
12 regulation on Lancaster Avenue, between
13 North 61st Street and North 62nd Street.

14 COUNCIL PRESIDENT Verna: This
15 bill will be referred to the appropriate
16 committee.

17 The Chair recognizes Councilman
18 Goode.

19 COUNCILMAN GOODE: Thank you,
20 Madam President. I offer no bills or
21 resolutions today.

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

24 The Chair recognizes
25 Councilwoman Brown.

1 10/29/09 - STATED - INTRO. OF BILLS

2 COUNCILWOMAN BROWN: Thank you,
3 Madam President. No bills or resolutions
4 this morning.

5 COUNCIL PRESIDENT Verna: The
6 Chair recognizes Councilman DiCicco.

7 COUNCILMAN DiCICCO: Thank you,
8 Madam President. I offer four bills.

9 COUNCIL PRESIDENT Verna: Thank
10 you.

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

13 CHIEF CLERK: An ordinance
14 amending Chapter 10-700 of The
15 Philadelphia Code, entitled "Refuse and
16 Littering," to require certain property
17 owners either to pay a fee for City waste
18 hauling or to demonstrate that the
19 business or property owner has a private
20 provider of waste and recycling disposal
21 services.

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

25 CHIEF CLERK: And an ordinance

1 10/29/09 - STATED - INTRO. OF BILLS

2 authorizing New Kensington Community
3 Development Corporation to construct, own
4 and maintain two bus shelters, 12
5 decorative signs, 11 four-foot benches,
6 eight six-foot benches, and 34 trash
7 receptacles.

8 COUNCIL PRESIDENT Verna: This
9 bill will be referred to the appropriate
10 committee.

11 CHIEF CLERK: And an ordinance
12 amending Section 11-603 of The
13 Philadelphia Code, entitled "Projections
14 Over the Street," to revise the
15 permitting requirements for the erection
16 or maintenance of canopies and marquees.

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

20 CHIEF CLERK: And an ordinance
21 authorizing the revision of lines and
22 grades of an area of City Plan No. 196
23 bounded by Trenton Avenue, Cambria
24 Street, Tulip Street, and Rush Street.

25 COUNCIL PRESIDENT Verna: This

1 10/29/09 - STATED - INTRO. OF BILLS

2 bill will also be referred to the

3 appropriate committee.

4 The Chair recognizes Councilman

5 O'Neill.

6 COUNCILMAN O'NEILL: Madam

7 President, I offer one bill.

8 COUNCIL PRESIDENT VERA: Thank

9 you.

10 The Chief Clerk will please

11 read the title of the bill.

12 CHIEF CLERK: An ordinance

13 amending Title 10 of The Philadelphia

14 Code, entitled "Regulation of Individual

15 Conduct and Activity," by adding a new

16 chapter to require sellers of real

17 property to provide certifications of

18 zoning and subdivision status.

19 COUNCIL PRESIDENT VERA: The

20 bill will be referred to the appropriate

21 committee.

22 The Chair recognizes Councilman

23 Clarke.

24 COUNCILMAN CLARKE: Thank you,

25 Madam President.

1 10/29/09 - STATED - INTRO. OF BILLS

2 Madam President, I actually
3 have two bills. One of them is being
4 corrected, so I will be introducing one
5 bill at this time co-sponsored by
6 Councilman Curtis Jones.

7 COUNCIL PRESIDENT VERNA: Thank
8 you. Do you also have a resolution?

9 COUNCILMAN CLARKE: I'm holding
10 that.

11 COUNCIL PRESIDENT VERNA: You
12 do?

13 COUNCILMAN CLARKE: I'm going
14 to hold that today.

15 COUNCIL PRESIDENT VERNA: Very
16 well.

17 The Clerk will please read the
18 title of the bill.

19 CHIEF CLERK: An ordinance
20 authorizing the sale of City real estate
21 for cash consideration of 50 percent of
22 its fair market value for the purpose of
23 creating retail and commercial jobs.

24 COUNCIL PRESIDENT VERNA: The
25 bill will be referred to the appropriate

1 10/29/09 - STATED - REPORTS

2 committee.

3 The Chair recognizes Councilman
4 Kelly.

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

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

10 The Chair recognizes Councilman
11 Rizzo.

12 COUNCILMAN RIZZO: Madam
13 President, no bills or resolutions today.

14 COUNCIL PRESIDENT VERA: Thank
15 you.

16 The next order of business is
17 reports from committees.

18 The Chair recognizes Councilman
19 Clarke for a report from the Committee on
20 Public Property and Public Works.

21 COUNCILMAN CLARKE: Madam
22 President, the Committee of Public
23 Property and Public Works reports one
24 bill with a favorable recommendation.

25 COUNCIL PRESIDENT VERA: Thank

1 10/29/09 - STATED - REPORTS

2 you.

3 The Chief Clerk will please
4 read the report.

5 CHIEF CLERK: To the President
6 and members of the Council of the City of
7 Philadelphia, the Committee on Public
8 Property and Public Works, to which was
9 referred Bill No. 090390, entitled "An
10 ordinance amending Chapter 16-400 of The
11 Philadelphia Code, entitled 'Vacant and
12 Surplus Properties,' by amending Section
13 16-404, entitled 'The Vacant Property
14 Review Committee,'" respectfully reports
15 it has considered and amended the same
16 and returns the attached bill to Council
17 with a favorable recommendation.

18 COUNCIL PRESIDENT Verna: Thank
19 you.

20 The Chair recognizes Councilman
21 Clarke.

22 COUNCILMAN CLARKE: Madam
23 President, I move that the rules of
24 Council be suspended so as to permit
25 first reading this day of Bill No.

1 10/29/09 - STATED - REPORTS

2 090390.

3 (Duly seconded.)

4 COUNCIL PRESIDENT Verna: It
5 has been moved and properly seconded that
6 the rules of Council be suspended so as
7 to permit first reading this day of the
8 bill just reported from committee.

9 All in favor will say aye.

10 (Aye.)

11 COUNCIL PRESIDENT Verna: Those
12 opposed?

13 (No response.)

14 COUNCIL PRESIDENT Verna: The
15 ayes have it, and the bill just read will
16 be placed on our First Reading Calendar
17 for today.

18 At this time, the Chair
19 recognizes Councilwoman Sanchez for a
20 report from the Committee on Licenses and
21 Inspections.

22 COUNCILWOMAN SANCHEZ: Thank
23 you, Madam Chair. The Committee on
24 Licenses and Inspections reports two
25 bills out with a favorable

1 10/29/09 - STATED - REPORTS

2 recommendation.

3 COUNCIL PRESIDENT VERNA: Thank
4 you.

5 The Chief Clerk will please
6 read the report.

7 CHIEF CLERK: The Committee on
8 Licenses and Inspections, to which was
9 referred Bill No. 090568, entitled "An
10 ordinance amending Title 4 of The
11 Philadelphia Code, entitled 'The
12 Philadelphia Building Construction and
13 Occupancy Code,' by amending Subcode 'PM'
14 by requiring the periodic inspection of
15 the exterior walls and appurtenances of
16 certain buildings"; and

17 Bill No. 090581, entitled "An
18 ordinance amending Chapter 9-400 of The
19 Philadelphia Code, entitled 'Carriers,'
20 by adding a new Section 9-410, entitled
21 'Pedicabs,' to provide for the licensing
22 and regulation of businesses operating
23 pedicabs for hire," respectfully reports
24 it has considered and amended the same
25 and returns the attached bills to Council

1 10/29/09 - STATED - REPORTS

2 with a favorable recommendation.

3 COUNCIL PRESIDENT Verna: Thank
4 you.

5 The Chair recognizes
6 Councilwoman Sanchez.

7 COUNCILWOMAN SANCHEZ: Thank
8 you, Madam Chair. I move that the rules
9 of Council be suspended to permit first
10 reading of Bill 090581 but not that of
11 090568.

12 (Duly seconded.)

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

18 All in favor will say aye.

19 (Aye.)

20 COUNCIL PRESIDENT Verna: Those
21 opposed?

22 (No response.)

23 COUNCIL PRESIDENT Verna: The
24 ayes have it, and the bill just read will
25 be placed on our First Reading Calendar

1 10/29/09 - STATED - 1ST READING

2 for today. Bill No. 090568 will be
3 placed on our First Reading Calendar for
4 our next session of Council.

5 The next order of business is
6 the consideration of the Calendar. I
7 note that the bills just reported from
8 committee with a suspension of the rules
9 have been deemed to have had a first
10 reading. The bills will be placed on our
11 Second Reading and Final Passage Calendar
12 for our next session of Council.

13 At this time, I would ask the
14 Clerk to please read the title of Bill
15 No. 090661.

16 CHIEF CLERK: An ordinance
17 amending Section 19-201 of The
18 Philadelphia Code, entitled "City
19 Depositories," by authorizing the City
20 Treasurer to deposit funds in M&T Bank,
21 under certain terms and conditions.

22 COUNCIL PRESIDENT VERNA: Thank
23 you. The bill will be placed on our
24 Second Reading and Final Passage Calendar
25 for our next session of Council.

1 10/29/09 - STATED - 2ND READING

2 At this time, the Chair
3 recognizes Councilwoman Tasco for the
4 purpose of calling up the bills on the
5 Second Reading and Final Passage Calendar
6 to be considered today.

7 COUNCILWOMAN TASCO: Thank you,
8 Madam President. Bill 090570, 090663,
9 090705, 090660, 090689, 090468, 090518,
10 090569, 090572, 090576, 090662, 090664,
11 090666 and 090670 are being called up for
12 Second Reading and Final Passage Calendar
13 today. All other bills are being held.

14 COUNCIL PRESIDENT VERNA: Thank
15 you.

16 The Chief Clerk will please
17 read the title of Bill No. 090570.

18 CHIEF CLERK: An ordinance
19 amending Section 19-203 of The
20 Philadelphia Code, entitled "Payroll
21 Deductions," to add the United Service
22 Organizations to the list of designated
23 payees.

24 COUNCIL PRESIDENT VERNA: This
25 bill having been read on two different

1 10/29/09 - STATED - 2ND READING

2 days, the question now is shall the bill
3 pass finally.

4 The Chief Clerk will please
5 call the roll.

6 CHIEF CLERK: Councilwoman
7 Blackwell.

8 COUNCILWOMAN BLACKWELL: Aye.

9 CHIEF CLERK: Councilman
10 Clarke.

11 COUNCILMAN CLARKE: Aye.

12 CHIEF CLERK: Councilman
13 DiCicco.

14 COUNCILMAN DiCICCO: Aye.

15 CHIEF CLERK: Councilman Goode.

16 COUNCILMAN GOODE: Aye.

17 CHIEF CLERK: Councilman Green.

18 COUNCILMAN GREEN: Aye.

19 CHIEF CLERK: Councilman

20 Greenlee.

21 COUNCILMAN GREENLEE: Aye.

22 CHIEF CLERK: Councilman Jones.

23 (No response.)

24 COUNCIL PRESIDENT VERNA:

25 Councilman Jones, how are you voting on

1 10/29/09 - STATED - 2ND READING

2 this bill?

3 COUNCILMAN JONES: Aye.

4 CHIEF CLERK: Councilman Kelly.

5 COUNCILMAN KELLY: Aye.

6 CHIEF CLERK: Councilman

7 Kenney.

8 COUNCILMAN KENNEY: Aye.

9 CHIEF CLERK: Councilwoman

10 Krajewski.

11 COUNCILWOMAN KRAJEWSKI: Aye.

12 CHIEF CLERK: Councilwoman

13 Miller.

14 COUNCILWOMAN MILLER: Aye.

15 CHIEF CLERK: Councilman

16 O'Neill.

17 COUNCILMAN O'NEILL: Aye.

18 CHIEF CLERK: Councilwoman

19 Reynolds Brown.

20 COUNCILWOMAN BROWN: Aye.

21 CHIEF CLERK: Councilman Rizzo.

22 COUNCILMAN RIZZO: Aye.

23 CHIEF CLERK: Councilwoman

24 Sanchez.

25 (No response.)

1 10/29/09 - STATED - 2ND READING

2 COUNCIL PRESIDENT VERNA:

3 Councilwoman Sanchez.

4 COUNCILWOMAN SANCHEZ: Aye.

5 CHIEF CLERK: Councilwoman

6 Tasco.

7 COUNCILWOMAN TASCO: Aye.

8 CHIEF CLERK: Council President

9 Verna.

10 COUNCIL PRESIDENT VERNA: Aye.

11 The ayes are 17; the nays are

12 zero. A majority of all members having

13 voted in the affirmative, this bill

14 passes.

15 We will now consider Bill No.

16 090663.

17 CHIEF CLERK: An ordinance

18 amending Chapter 19-200 of The

19 Philadelphia Code, entitled "City Funds -

20 Deposits, Investments, Disbursements," by

21 revising the list of City depositories

22 because of non-compliance with certain

23 provisions of that Chapter.

24 COUNCIL PRESIDENT VERNA: This

25 bill having been read on two different

1 10/29/09 - STATED - 2ND READING

2 days, the question now is shall the bill
3 pass finally.

4 The Chief Clerk will please
5 call the roll.

6 CHIEF CLERK: Councilwoman
7 Blackwell.

8 COUNCILWOMAN BLACKWELL: Aye.

9 CHIEF CLERK: Councilman
10 Clarke.

11 (No response.)

12 COUNCIL PRESIDENT VERNA:
13 Councilman Clarke.

14 COUNCILMAN CLARKE: Aye.

15 CHIEF CLERK: Councilman
16 DiCicco.

17 COUNCILMAN DiCICCO: Aye.

18 CHIEF CLERK: Councilman Goode.

19 COUNCILMAN GOODE: Aye.

20 CHIEF CLERK: Councilman Green.

21 COUNCILMAN GREEN: Aye.

22 CHIEF CLERK: Councilman

23 Greenlee.

24 COUNCILMAN GREENLEE: Aye.

25 CHIEF CLERK: Councilman Jones.

1 10/29/09 - STATED - 2ND READING
2 COUNCILMAN JONES: Aye.
3 CHIEF CLERK: Councilman Kelly.
4 COUNCILMAN KELLY: Aye.
5 CHIEF CLERK: Councilman
6 Kenney.
7 COUNCILMAN KENNEY: Aye.
8 CHIEF CLERK: Councilwoman
9 Krajewski.
10 COUNCILWOMAN KRAJEWSKI: Aye.
11 CHIEF CLERK: Councilwoman
12 Miller.
13 COUNCILWOMAN MILLER: Aye.
14 CHIEF CLERK: Councilman
15 O'Neill.
16 COUNCILMAN O'NEILL: Aye.
17 CHIEF CLERK: Councilwoman
18 Reynolds Brown.
19 COUNCILWOMAN BROWN: Aye.
20 CHIEF CLERK: Councilman Rizzo.
21 COUNCILMAN RIZZO: Aye.
22 CHIEF CLERK: Councilwoman
23 Sanchez.
24 COUNCILWOMAN SANCHEZ: Aye.
25 CHIEF CLERK: Councilwoman

1 10/29/09 - STATED - 2ND READING

2 Tasco.

3 COUNCILWOMAN TASCO: Aye.

4 CHIEF CLERK: Council President

5 Verna.

6 COUNCIL PRESIDENT VERNA: Aye.

7 The ayes are 17; the nays are
8 zero. A majority of all members having
9 voted in the affirmative, the bill
10 passes.

11 I would ask the Chief Clerk to
12 please read the title of Bill No. 090705.

13 CHIEF CLERK: An ordinance
14 amending Bill No. 090325, entitled "An
15 ordinance approving the Fiscal Year 2010
16 Capital Budget providing for expenditures
17 for the capital purposes of the
18 Philadelphia Gas Works" by approving a
19 revised Capital Budget for Fiscal Year
20 2010.

21 COUNCIL PRESIDENT VERNA: This
22 bill having been read on two different
23 days, the question now is shall the bill
24 pass finally.

25 The Chief Clerk will please

1 10/29/09 - STATED - 2ND READING
2 call the roll.
3 CHIEF CLERK: Councilwoman
4 Blackwell.
5 COUNCILWOMAN BLACKWELL: Aye.
6 CHIEF CLERK: Councilman
7 Clarke.
8 COUNCILMAN CLARKE: Aye.
9 CHIEF CLERK: Councilman
10 DiCicco.
11 COUNCILMAN DiCICCO: Aye.
12 CHIEF CLERK: Councilman Goode.
13 COUNCILMAN GOODE: Aye.
14 CHIEF CLERK: Councilman Green.
15 COUNCILMAN GREEN: Aye.
16 CHIEF CLERK: Councilman
17 Greenlee.
18 COUNCILMAN GREENLEE: Aye.
19 CHIEF CLERK: Councilman Jones.
20 COUNCILMAN JONES: Aye.
21 CHIEF CLERK: Councilman Kelly.
22 COUNCILMAN KELLY: Aye.
23 CHIEF CLERK: Councilman
24 Kenney.
25 COUNCILMAN KENNEY: Aye.

1 10/29/09 - STATED - 2ND READING
2 CHIEF CLERK: Councilwoman
3 Krajewski.
4 COUNCILWOMAN KRAJEWSKI: Aye.
5 CHIEF CLERK: Councilwoman
6 Miller.
7 COUNCILWOMAN MILLER: Aye.
8 CHIEF CLERK: Councilman
9 O'Neill.
10 COUNCILMAN O'NEILL: Aye.
11 CHIEF CLERK: Councilwoman
12 Reynolds Brown.
13 COUNCILWOMAN BROWN: Aye.
14 CHIEF CLERK: Councilman Rizzo.
15 COUNCILMAN RIZZO: Aye.
16 CHIEF CLERK: Councilwoman
17 Sanchez.
18 COUNCILWOMAN SANCHEZ: Aye.
19 CHIEF CLERK: Councilwoman
20 Tasco.
21 COUNCILWOMAN TASCO: Aye.
22 CHIEF CLERK: Council President
23 Verna.
24 COUNCIL PRESIDENT VERNA: Aye.
25 The ayes are 17; the nays are

1 10/29/09 - STATED - 2ND READING

2 zero. A majority of all members having
3 voted in the affirmative, the bill
4 passes.

5 We will now consider Bill No.
6 090660.

7 CHIEF CLERK: An ordinance
8 amending Bill No. 080468-A, approved
9 November 5, 2008, entitled "An ordinance
10 amending Section 9-1103 of The
11 Philadelphia Code, entitled 'Unlawful
12 Employment Practices.'"

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

17 The Chief Clerk --

18 COUNCILMAN GREENLEE: Madam
19 President?

20 COUNCIL PRESIDENT VERNA: Yes,
21 sir.

22 COUNCILMAN GREENLEE: Very
23 quickly, could I?

24 COUNCIL PRESIDENT VERNA: Yes.

25 COUNCILMAN GREENLEE: Okay.

1 10/29/09 - STATED - 2ND READING

2 Thank you, Madam President.

3 I won't repeat my remarks from
4 a year ago when we passed this bill on an
5 interim basis. I believe all Council
6 knows making the protection of domestic
7 abuse victims permanent is providing
8 assistance to people who need it the
9 most. However, I do want to recognize
10 the presence of many victim advocates who
11 are here today. I'd like to have them
12 stand back there. There's a few of them
13 there, including members of Women Against
14 Abuse and the Women's Law Project, who
15 were instrumental in the drafting of this
16 bill, and I thank them for all their
17 tireless advocacy and efforts.

18 And, Madam President, I
19 respectfully urge the support of all
20 members of Council for this bill.

21 Thank you.

22 COUNCIL PRESIDENT Verna: Thank
23 you.

24 Welcome.

25 This bill having been read on

1 10/29/09 - STATED - 2ND READING

2 two different days, the question now is
3 shall the bill pass finally.

4 The Chief Clerk will please
5 call the roll.

6 CHIEF CLERK: Councilwoman
7 Blackwell.

8 COUNCILWOMAN BLACKWELL: Aye.

9 CHIEF CLERK: Councilman
10 Clarke.

11 COUNCILMAN CLARKE: Aye.

12 CHIEF CLERK: Councilman
13 DiCicco.

14 COUNCILMAN DiCICCO: Aye.

15 CHIEF CLERK: Councilman Goode.

16 COUNCILMAN GOODE: Aye.

17 CHIEF CLERK: Councilman Green.

18 COUNCILMAN GREEN: Aye.

19 CHIEF CLERK: Councilman

20 Greenlee.

21 COUNCILMAN GREENLEE: Aye.

22 CHIEF CLERK: Councilman Jones.

23 COUNCILMAN JONES: Aye.

24 CHIEF CLERK: Councilman Kelly.

25 COUNCILMAN KELLY: Aye.

1 10/29/09 - STATED - 2ND READING
2 CHIEF CLERK: Councilman
3 Kenney.
4 COUNCILMAN KENNEY: Aye.
5 CHIEF CLERK: Councilwoman
6 Krajewski.
7 COUNCILWOMAN KRAJEWSKI: Aye.
8 CHIEF CLERK: Councilwoman
9 Miller.
10 COUNCILWOMAN MILLER: Aye.
11 CHIEF CLERK: Councilman
12 O'Neill.
13 COUNCILMAN O'NEILL: Aye.
14 CHIEF CLERK: Councilwoman
15 Reynolds Brown.
16 COUNCILWOMAN BROWN: Aye.
17 CHIEF CLERK: Councilman Rizzo.
18 COUNCILMAN RIZZO: Aye.
19 CHIEF CLERK: Councilwoman
20 Sanchez.
21 COUNCILWOMAN SANCHEZ: Aye.
22 CHIEF CLERK: Councilwoman
23 Tasco.
24 COUNCILWOMAN TASCO: Aye.
25 CHIEF CLERK: Council President

1 10/29/09 - STATED - 2ND READING

2 Verna.

3 COUNCIL PRESIDENT VERNA: Aye.

4 The ayes are 17; the nays are
5 zero. A majority of all members having
6 voted in the affirmative, the bill
7 passes.

8 The Chief Clerk will please
9 read the title of Bill No. 090689.

10 CHIEF CLERK: An ordinance
11 amending Chapter 21-1700 of The
12 Philadelphia Code, entitled "Publication
13 of Notices by City," by providing that
14 those provisions currently set to lapse
15 on October 31, 2009 shall instead lapse
16 at a later date.

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

21 The Chief Clerk will please
22 call the roll.

23 CHIEF CLERK: Councilwoman
24 Blackwell.

25 COUNCILWOMAN BLACKWELL: Aye.

1 10/29/09 - STATED - 2ND READING
2 CHIEF CLERK: Councilman
3 Clarke.
4 COUNCILMAN CLARKE: Aye.
5 CHIEF CLERK: Councilman
6 DiCicco.
7 COUNCILMAN DiCICCO: Aye.
8 CHIEF CLERK: Councilman Goode.
9 COUNCILMAN GOODE: Aye.
10 CHIEF CLERK: Councilman Green.
11 COUNCILMAN GREEN: Aye.
12 CHIEF CLERK: Councilman
13 Greenlee.
14 COUNCILMAN GREENLEE: Aye.
15 CHIEF CLERK: Councilman Jones.
16 COUNCILMAN JONES: Aye.
17 CHIEF CLERK: Councilman Kelly.
18 COUNCILMAN KELLY: Aye.
19 CHIEF CLERK: Councilman
20 Kenney.
21 COUNCILMAN KENNEY: Aye.
22 CHIEF CLERK: Councilwoman
23 Krajewski.
24 COUNCILWOMAN KRAJEWSKI: Aye.
25 CHIEF CLERK: Councilwoman

1 10/29/09 - STATED - 2ND READING

2 Miller.

3 COUNCILWOMAN MILLER: Aye.

4 CHIEF CLERK: Councilman

5 O'Neill.

6 COUNCILMAN O'NEILL: Aye.

7 CHIEF CLERK: Councilwoman

8 Reynolds Brown.

9 COUNCILWOMAN BROWN: Aye.

10 CHIEF CLERK: Councilman Rizzo.

11 COUNCILMAN RIZZO: Aye.

12 CHIEF CLERK: Councilwoman

13 Sanchez.

14 COUNCILWOMAN SANCHEZ: Aye.

15 CHIEF CLERK: Councilwoman

16 Tasco.

17 COUNCILWOMAN TASCO: Aye.

18 CHIEF CLERK: Council President

19 Verna.

20 COUNCIL PRESIDENT VERNA: Aye.

21 The ayes are 17; the nays are

22 zero. A majority of all members having

23 voted in the affirmative, the bill

24 passes.

25 We will now consider Bill No.

1 10/29/09 - STATED - 2ND READING

2 090468.

3 CHIEF CLERK: An ordinance
4 authorizing the revision of lines and
5 grades on a portion of City Plan No. 55
6 by striking from the City Plan Duncan
7 Street from Aramingo Avenue to the
8 Delaware Expressway.

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

13 The Chief Clerk will please
14 call the roll.

15 CHIEF CLERK: Councilwoman
16 Blackwell.

17 COUNCILWOMAN BLACKWELL: Aye.

18 CHIEF CLERK: Councilman
19 Clarke.

20 COUNCILMAN CLARKE: Aye.

21 CHIEF CLERK: Councilman
22 DiCicco.

23 COUNCILMAN DiCICCO: Aye.

24 CHIEF CLERK: Councilman Goode.

25 COUNCILMAN GOODE: Aye.

1 10/29/09 - STATED - 2ND READING
2 CHIEF CLERK: Councilman Green.
3 COUNCILMAN GREEN: Aye.
4 CHIEF CLERK: Councilman
5 Greenlee.
6 COUNCILMAN GREENLEE: Aye.
7 CHIEF CLERK: Councilman Jones.
8 COUNCILMAN JONES: Aye.
9 CHIEF CLERK: Councilman Kelly.
10 COUNCILMAN KELLY: Aye.
11 CHIEF CLERK: Councilman
12 Kenney.
13 COUNCILMAN KENNEY: Aye.
14 CHIEF CLERK: Councilwoman
15 Krajewski.
16 COUNCILWOMAN KRAJEWSKI: Aye.
17 CHIEF CLERK: Councilwoman
18 Miller.
19 COUNCILWOMAN MILLER: Aye.
20 CHIEF CLERK: Councilman
21 O'Neill.
22 COUNCILMAN O'NEILL: Aye.
23 CHIEF CLERK: Councilwoman
24 Reynolds Brown.
25 COUNCILWOMAN BROWN: Aye.

1 10/29/09 - STATED - 2ND READING

2 CHIEF CLERK: Councilman Rizzo.

3 COUNCILMAN RIZZO: Aye.

4 CHIEF CLERK: Councilwoman

5 Sanchez.

6 COUNCILWOMAN SANCHEZ: Aye.

7 CHIEF CLERK: Councilwoman

8 Tasco.

9 COUNCILWOMAN TASCO: Aye.

10 CHIEF CLERK: Council President

11 Verna.

12 COUNCIL PRESIDENT VERNA: Aye.

13 The ayes are 17; the nays are

14 zero. A majority of all members having

15 voted in the affirmative, the bill

16 passes.

17 We will now consider Bill No.

18 090518.

19 CHIEF CLERK: An ordinance

20 authorizing the construction of a water

21 main and appurtenant work required to

22 provide public water service in a portion

23 of Millman Street.

24 COUNCIL PRESIDENT VERNA: This

25 bill having been read on two different

1 10/29/09 - STATED - 2ND READING

2 days, the question now is shall the bill
3 pass finally.

4 The Chief Clerk will please
5 call the roll.

6 CHIEF CLERK: Councilwoman
7 Blackwell.

8 COUNCILWOMAN BLACKWELL: Aye.

9 CHIEF CLERK: Councilman
10 Clarke.

11 COUNCILMAN CLARKE: Aye.

12 CHIEF CLERK: Councilman
13 DiCicco.

14 COUNCILMAN DiCICCO: Aye.

15 CHIEF CLERK: Councilman Goode.

16 COUNCILMAN GOODE: Aye.

17 CHIEF CLERK: Councilman Green.

18 COUNCILMAN GREEN: Aye.

19 CHIEF CLERK: Councilman

20 Greenlee.

21 COUNCILMAN GREENLEE: Aye.

22 CHIEF CLERK: Councilman Jones.

23 COUNCILMAN JONES: Aye.

24 CHIEF CLERK: Councilman Kelly.

25 COUNCILMAN KELLY: Aye.

1 10/29/09 - STATED - 2ND READING
2 CHIEF CLERK: Councilman
3 Kenney.
4 COUNCILMAN KENNEY: Aye.
5 CHIEF CLERK: Councilwoman
6 Krajewski.
7 COUNCILWOMAN KRAJEWSKI: Aye.
8 CHIEF CLERK: Councilwoman
9 Miller.
10 COUNCILWOMAN MILLER: Aye.
11 CHIEF CLERK: Councilman
12 O'Neill.
13 COUNCILMAN O'NEILL: Aye.
14 CHIEF CLERK: Councilwoman
15 Reynolds Brown.
16 COUNCILWOMAN BROWN: Aye.
17 CHIEF CLERK: Councilman Rizzo.
18 COUNCILMAN RIZZO: Aye.
19 CHIEF CLERK: Councilwoman
20 Sanchez.
21 COUNCILWOMAN SANCHEZ: Aye.
22 CHIEF CLERK: Councilwoman
23 Tasco.
24 COUNCILWOMAN TASCO: Aye.
25 CHIEF CLERK: Council President

1 10/29/09 - STATED - 2ND READING

2 Verna.

3 COUNCIL PRESIDENT VERNA: Aye.

4 The ayes are 17; the nays are
5 zero. A majority of all members having
6 voted in the affirmative, the bill
7 passes.

8 We will now consider Bill No.
9 090569.

10 CHIEF CLERK: An ordinance
11 amending Section 9-206 of The
12 Philadelphia Code, entitled "Sidewalk
13 Vendors in Neighborhood Business
14 Districts," by creating the Oregon Avenue
15 Business Corridor District.

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

20 The Chief Clerk will please
21 call the roll.

22 CHIEF CLERK: Councilwoman
23 Blackwell.

24 COUNCILWOMAN BLACKWELL: Aye.

25 CHIEF CLERK: Councilman

1 10/29/09 - STATED - 2ND READING
2 Clarke.
3 COUNCILMAN CLARKE: Aye.
4 CHIEF CLERK: Councilman
5 DiCicco.
6 COUNCILMAN DiCICCO: Aye.
7 CHIEF CLERK: Councilman Goode.
8 COUNCILMAN GOODE: Aye.
9 CHIEF CLERK: Councilman Green.
10 COUNCILMAN GREEN: Aye.
11 CHIEF CLERK: Councilman
12 Greenlee.
13 COUNCILMAN GREENLEE: Aye.
14 CHIEF CLERK: Councilman Jones.
15 COUNCILMAN JONES: Aye.
16 CHIEF CLERK: Councilman Kelly.
17 COUNCILMAN KELLY: Aye.
18 CHIEF CLERK: Councilman
19 Kenney.
20 COUNCILMAN KENNEY: Aye.
21 CHIEF CLERK: Councilwoman
22 Krajewski.
23 COUNCILWOMAN KRAJEWSKI: Aye.
24 CHIEF CLERK: Councilwoman
25 Miller.

1 10/29/09 - STATED - 2ND READING
2 (No response.)
3 COUNCIL PRESIDENT VERNA:
4 Councilwoman Miller.
5 COUNCILWOMAN MILLER: Aye.
6 CHIEF CLERK: Councilman
7 O'Neill.
8 COUNCILMAN O'NEILL: Aye.
9 CHIEF CLERK: Councilwoman
10 Reynolds Brown.
11 COUNCILWOMAN BROWN: Aye.
12 CHIEF CLERK: Councilman Rizzo.
13 COUNCILMAN RIZZO: Aye.
14 CHIEF CLERK: Councilwoman
15 Sanchez.
16 COUNCILWOMAN SANCHEZ: Aye.
17 CHIEF CLERK: Councilwoman
18 Tasco.
19 COUNCILWOMAN TASCO: Aye.
20 CHIEF CLERK: Council President
21 Verna.
22 COUNCIL PRESIDENT VERNA: Aye.
23 The ayes are 17; the nays are
24 zero. A majority of all members having
25 voted in the affirmative, the bill

1 10/29/09 - STATED - 2ND READING

2 passes.

3 The Chief Clerk will please
4 read the title of Bill No. 090572.

5 CHIEF CLERK: An ordinance
6 authorizing Vilna Gaston to construct,
7 own and maintain an open-air sidewalk
8 cafe at 5222 through 24 Walnut Street.

9 COUNCIL PRESIDENT VERNA: This
10 bill having been read on two different
11 days, the question now is shall the bill
12 pass finally.

13 The Chief Clerk will please
14 call the roll.

15 CHIEF CLERK: Councilwoman
16 Blackwell.

17 COUNCILWOMAN BLACKWELL: Aye.

18 CHIEF CLERK: Councilman
19 Clarke.

20 COUNCILMAN CLARKE: Aye.

21 CHIEF CLERK: Councilman
22 DiCicco.

23 COUNCILMAN DiCICCO: Aye.

24 CHIEF CLERK: Councilman Goode.

25 COUNCILMAN GOODE: Aye.

1 10/29/09 - STATED - 2ND READING
2 CHIEF CLERK: Councilman Green.
3 COUNCILMAN GREEN: Aye.
4 CHIEF CLERK: Councilman
5 Greenlee.
6 COUNCILMAN GREENLEE: Aye.
7 CHIEF CLERK: Councilman Jones.
8 COUNCILMAN JONES: Aye.
9 CHIEF CLERK: Councilman Kelly.
10 COUNCILMAN KELLY: Aye.
11 CHIEF CLERK: Councilman
12 Kenney.
13 COUNCILMAN KENNEY: Aye.
14 CHIEF CLERK: Councilwoman
15 Krajewski.
16 COUNCILWOMAN KRAJEWSKI: Aye.
17 CHIEF CLERK: Councilwoman
18 Miller.
19 COUNCILWOMAN MILLER: Aye.
20 CHIEF CLERK: Councilman
21 O'Neill.
22 COUNCILMAN O'NEILL: Aye.
23 CHIEF CLERK: Councilwoman
24 Reynolds Brown.
25 COUNCILWOMAN BROWN: Aye.

1 10/29/09 - STATED - 2ND READING

2 CHIEF CLERK: Councilman Rizzo.

3 COUNCILMAN RIZZO: Aye.

4 CHIEF CLERK: Councilwoman

5 Sanchez.

6 COUNCILWOMAN SANCHEZ: Aye.

7 CHIEF CLERK: Councilwoman

8 Tasco.

9 COUNCILWOMAN TASCO: Aye.

10 CHIEF CLERK: Council President

11 Verna.

12 COUNCIL PRESIDENT VERNA: Aye.

13 The ayes are 17; the nays are

14 zero. A majority of all members having

15 voted in the affirmative, the bill

16 passes.

17 We will now consider Bill No.

18 090576.

19 CHIEF CLERK: An ordinance

20 authorizing the paving of 26th Street

21 from Penrose Avenue to a point

22 southwardly therefrom.

23 COUNCIL PRESIDENT VERNA: This

24 bill having been read on two different

25 days, the question now is shall the bill

1 10/29/09 - STATED - 2ND READING

2 pass finally.

3 The Chief Clerk will please

4 call the roll.

5 CHIEF CLERK: Councilwoman

6 Blackwell.

7 COUNCILWOMAN BLACKWELL: Aye.

8 CHIEF CLERK: Councilman

9 Clarke.

10 (No response.)

11 COUNCIL PRESIDENT VERNA: Is

12 Councilman Clarke in the room?

13 COUNCILMAN CLARKE: Aye.

14 CHIEF CLERK: Councilman

15 DiCicco.

16 COUNCILMAN DiCICCO: Aye.

17 CHIEF CLERK: Councilman Goode.

18 COUNCILMAN GOODE: Aye.

19 CHIEF CLERK: Councilman Green.

20 COUNCILMAN GREEN: Aye.

21 CHIEF CLERK: Councilman

22 Greenlee.

23 COUNCILMAN GREENLEE: Aye.

24 CHIEF CLERK: Councilman Jones.

25 COUNCILMAN JONES: Aye.

1 10/29/09 - STATED - 2ND READING
2 CHIEF CLERK: Councilman Kelly.
3 COUNCILMAN KELLY: Aye.
4 CHIEF CLERK: Councilman
5 Kenney.
6 COUNCILMAN KENNEY: Aye.
7 CHIEF CLERK: Councilwoman
8 Krajewski.
9 COUNCILWOMAN KRAJEWSKI: Aye.
10 CHIEF CLERK: Councilwoman
11 Miller.
12 COUNCILWOMAN MILLER: Aye.
13 CHIEF CLERK: Councilman
14 O'Neill.
15 COUNCILMAN O'NEILL: Aye.
16 CHIEF CLERK: Councilwoman
17 Reynolds Brown.
18 COUNCILWOMAN BROWN: Aye.
19 CHIEF CLERK: Councilman Rizzo.
20 COUNCILMAN RIZZO: Aye.
21 CHIEF CLERK: Councilwoman
22 Sanchez.
23 COUNCILWOMAN SANCHEZ: Aye.
24 CHIEF CLERK: Councilwoman
25 Tasco.

1 10/29/09 - STATED - 2ND READING

2 COUNCILWOMAN TASCO: Aye.

3 CHIEF CLERK: Council President
4 Verna.

5 COUNCIL PRESIDENT VERNA: Aye.

6 The ayes are 17; the nays are
7 zero. A majority of all members having
8 voted in the affirmative, this bill
9 passes.

10 The Chief Clerk will please
11 read the title of Bill No. 090662.

12 CHIEF CLERK: An ordinance
13 authorizing Jeffrey Papa to construct,
14 own and maintain an open-air sidewalk
15 cafe at 2400 South 19th Street.

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

20 The Chief Clerk will please
21 call the roll.

22 CHIEF CLERK: Councilwoman
23 Blackwell.

24 COUNCILWOMAN BLACKWELL: Aye.

25 CHIEF CLERK: Councilman

1 10/29/09 - STATED - 2ND READING
2 Clarke.
3 COUNCILMAN CLARKE: Aye.
4 CHIEF CLERK: Councilman
5 DiCicco.
6 COUNCILMAN DiCICCO: Aye.
7 CHIEF CLERK: Councilman Goode.
8 COUNCILMAN GOODE: Aye.
9 CHIEF CLERK: Councilman Green.
10 COUNCILMAN GREEN: Aye.
11 CHIEF CLERK: Councilman
12 Greenlee.
13 COUNCILMAN GREENLEE: Aye.
14 CHIEF CLERK: Councilman Jones.
15 COUNCILMAN JONES: Aye.
16 CHIEF CLERK: Councilman Kelly.
17 COUNCILMAN KELLY: Aye.
18 CHIEF CLERK: Councilman
19 Kenney.
20 COUNCILMAN KENNEY: Aye.
21 CHIEF CLERK: Councilwoman
22 Krajewski.
23 COUNCILWOMAN KRAJEWSKI: Aye.
24 CHIEF CLERK: Councilwoman
25 Miller.

1 10/29/09 - STATED - 2ND READING
2 COUNCILWOMAN MILLER: Aye.
3 CHIEF CLERK: Councilman
4 O'Neill.
5 COUNCILMAN O'NEILL: Aye.
6 CHIEF CLERK: Councilwoman
7 Reynolds Brown.
8 COUNCILWOMAN BROWN: Aye.
9 CHIEF CLERK: Councilman Rizzo.
10 COUNCILMAN RIZZO: Aye.
11 CHIEF CLERK: Councilwoman
12 Sanchez.
13 COUNCILWOMAN SANCHEZ: Aye.
14 CHIEF CLERK: Councilwoman
15 Tasco.
16 COUNCILWOMAN TASCO: Aye.
17 CHIEF CLERK: Council President
18 Verna.
19 COUNCIL PRESIDENT VERNA: Aye.
20 The ayes are 17; the nays are
21 zero. A majority of all members having
22 voted in the affirmative, the bill
23 passes.
24 We will now consider Bill No.
25 090664.

1 10/29/09 - STATED - 2ND READING

2 CHIEF CLERK: An ordinance
3 amending Chapter 9-200 of The
4 Philadelphia Code, entitled "Commercial
5 Activities on Streets," by amending
6 Section 9-211, entitled "Boxes for the
7 Distribution of News and Printed
8 Material," by prohibiting the placement
9 of a publishers' box within the vicinity
10 of the National Museum for Jewish
11 American History.

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

16 The Chief Clerk will please
17 call the roll.

18 CHIEF CLERK: Councilwoman
19 Blackwell.

20 COUNCILWOMAN BLACKWELL: Aye.

21 CHIEF CLERK: Councilman
22 Clarke.

23 COUNCILMAN CLARKE: Aye.

24 CHIEF CLERK: Councilman
25 DiCicco.

1 10/29/09 - STATED - 2ND READING
2 COUNCILMAN DiCICCO: Aye.
3 CHIEF CLERK: Councilman Goode.
4 COUNCILMAN GOODE: Aye.
5 CHIEF CLERK: Councilman Green.
6 COUNCILMAN GREEN: Aye.
7 CHIEF CLERK: Councilman
8 Greenlee.
9 COUNCILMAN GREENLEE: Aye.
10 CHIEF CLERK: Councilman Jones.
11 COUNCILMAN JONES: Aye.
12 CHIEF CLERK: Councilman Kelly.
13 COUNCILMAN KELLY: Aye.
14 CHIEF CLERK: Councilman
15 Kenney.
16 COUNCILMAN KENNEY: Aye.
17 CHIEF CLERK: Councilwoman
18 Krajewski.
19 COUNCILWOMAN KRAJEWSKI: Aye.
20 CHIEF CLERK: Councilwoman
21 Miller.
22 COUNCILWOMAN MILLER: Aye.
23 CHIEF CLERK: Councilman
24 O'Neill.
25 COUNCILMAN O'NEILL: Aye.

1 10/29/09 - STATED - 2ND READING

2 CHIEF CLERK: Councilwoman

3 Reynolds Brown.

4 COUNCILWOMAN BROWN: Aye.

5 CHIEF CLERK: Councilman Rizzo.

6 COUNCILMAN RIZZO: Aye.

7 CHIEF CLERK: Councilwoman

8 Sanchez.

9 COUNCILWOMAN SANCHEZ: Aye.

10 CHIEF CLERK: Councilwoman

11 Tasco.

12 COUNCILWOMAN TASCO: Aye.

13 CHIEF CLERK: Council President

14 Verna.

15 COUNCIL PRESIDENT VERNA: Aye.

16 The ayes are 17; the nays are
17 zero. A majority of all members having
18 voted in the affirmative, the bill
19 passes.

20 We will now consider Bill No.

21 090666.

22 CHIEF CLERK: An ordinance

23 amending Section 9-205 of The

24 Philadelphia Code, entitled "Sidewalk

25 Sales," to prohibit vending on both sides

1 10/29/09 - STATED - 2ND READING

2 of Aramingo Avenue and within a one block
3 radius on all streets intersecting
4 Aramingo Avenue.

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

9 The Chief Clerk will please
10 call the roll.

11 CHIEF CLERK: Councilwoman
12 Blackwell.

13 COUNCILWOMAN BLACKWELL: Aye.

14 CHIEF CLERK: Councilman
15 Clarke.

16 COUNCILMAN CLARKE: Aye.

17 CHIEF CLERK: Councilman
18 DiCicco.

19 COUNCILMAN DiCICCO: Aye.

20 CHIEF CLERK: Councilman Goode.

21 COUNCILMAN GOODE: Aye.

22 CHIEF CLERK: Councilman Green.

23 COUNCILMAN GREEN: Aye.

24 CHIEF CLERK: Councilman

25 Greenlee.

1 10/29/09 - STATED - 2ND READING
2 COUNCILMAN GREENLEE: Aye.
3 CHIEF CLERK: Councilman Jones.
4 COUNCILMAN JONES: Aye.
5 CHIEF CLERK: Councilman Kelly.
6 COUNCILMAN KELLY: Aye.
7 CHIEF CLERK: Councilman
8 Kenney.
9 COUNCILMAN KENNEY: Aye.
10 CHIEF CLERK: Councilwoman
11 Krajewski.
12 COUNCILWOMAN KRAJEWSKI: Aye.
13 CHIEF CLERK: Councilwoman
14 Miller.
15 COUNCILWOMAN MILLER: Aye.
16 CHIEF CLERK: Councilman
17 O'Neill.
18 COUNCILMAN O'NEILL: Aye.
19 CHIEF CLERK: Councilwoman
20 Reynolds Brown.
21 COUNCILWOMAN BROWN: Aye.
22 CHIEF CLERK: Councilman Rizzo.
23 COUNCILMAN RIZZO: Aye.
24 CHIEF CLERK: Councilwoman
25 Sanchez.

1 10/29/09 - STATED - 2ND READING

2 COUNCILWOMAN SANCHEZ: Aye.

3 CHIEF CLERK: Councilwoman

4 Tasco.

5 COUNCILWOMAN TASCO: Aye.

6 CHIEF CLERK: Council President

7 Verna.

8 COUNCIL PRESIDENT VERNA: Aye.

9 The ayes are 17; the nays are
10 zero. A majority of all members having
11 voted in the affirmative, the bill
12 passes.

13 The last bill to be called for
14 consideration is Bill No. 090670.

15 CHIEF CLERK: An ordinance
16 amending Chapter 10-700 of The
17 Philadelphia Code, entitled "Refuse and
18 Littering," by providing for additional
19 penalties and consequences for short
20 dumping.

21 COUNCIL PRESIDENT VERNA: This
22 bill having been read on two different
23 days, the question now is shall the bill
24 pass finally.

25 The Chief Clerk will please

1 10/29/09 - STATED - 2ND READING
2 call the roll.
3 CHIEF CLERK: Councilwoman
4 Blackwell.
5 COUNCILWOMAN BLACKWELL: Aye.
6 CHIEF CLERK: Councilman
7 Clarke.
8 COUNCILMAN CLARKE: Aye.
9 CHIEF CLERK: Councilman
10 DiCicco.
11 COUNCILMAN DiCICCO: Aye.
12 CHIEF CLERK: Councilman Goode.
13 COUNCILMAN GOODE: Aye.
14 CHIEF CLERK: Councilman Green.
15 COUNCILMAN GREEN: Aye.
16 CHIEF CLERK: Councilman
17 Greenlee.
18 COUNCILMAN GREENLEE: Aye.
19 CHIEF CLERK: Councilman Jones.
20 COUNCILMAN JONES: Aye.
21 CHIEF CLERK: Councilman Kelly.
22 COUNCILMAN KELLY: Aye.
23 CHIEF CLERK: Councilman
24 Kenney.
25 COUNCILMAN KENNEY: Aye.

1 10/29/09 - STATED - 2ND READING
2 CHIEF CLERK: Councilwoman
3 Krajewski.
4 COUNCILWOMAN KRAJEWSKI: Aye.
5 CHIEF CLERK: Councilwoman
6 Miller.
7 COUNCILWOMAN MILLER: Aye.
8 CHIEF CLERK: Councilman
9 O'Neill.
10 COUNCILMAN O'NEILL: Aye.
11 CHIEF CLERK: Councilwoman
12 Reynolds Brown.
13 COUNCILWOMAN BROWN: Aye.
14 CHIEF CLERK: Councilman Rizzo.
15 COUNCILMAN RIZZO: Aye.
16 CHIEF CLERK: Councilwoman
17 Sanchez.
18 COUNCILWOMAN SANCHEZ: Aye.
19 CHIEF CLERK: Councilwoman
20 Tasco.
21 COUNCILWOMAN TASCO: Aye.
22 CHIEF CLERK: Council President
23 Verna.
24 COUNCIL PRESIDENT VERNA: Aye.
25 The ayes are 17; the nays are

1 10/29/09 - STATED - 2ND READING

2 zero. A majority of all members having
3 voted in the affirmative, the bill
4 passes.

5 That completes our Calendar for
6 today.

7 Are there speeches on the part
8 of the minority?

9 (No response.)

10 COUNCIL PRESIDENT Verna: Are
11 there speeches on the --

12 COUNCILMAN CLARKE: Madam
13 President?

14 COUNCIL PRESIDENT Verna: I'm
15 sorry.

16 COUNCILMAN CLARKE: Thank you,
17 Madam President.

18 Madam President, the bill that
19 I spoke about earlier is now here and I
20 would like to go out of sequence and be
21 allowed to introduce the bill.

22 COUNCIL PRESIDENT Verna:
23 Introduce it?

24 COUNCILMAN CLARKE: Yes,
25 please.

1 10/29/09 - STATED - SPEECHES

2 COUNCIL PRESIDENT Verna: The
3 Chief Clerk will please read the title of
4 the bill.

5 CHIEF CLERK: An ordinance
6 authorizing the Commissioner of Public
7 Property, on behalf of the City, to
8 accept from the School District of
9 Philadelphia conveyance of title to a
10 portion of the land bounded by
11 Susquehanna Avenue, North 15th Street,
12 Diamond Street, and North 16th Street.

13 COUNCIL PRESIDENT Verna: This
14 bill will be referred to the appropriate
15 committee.

16 Again, I would ask, are there
17 any speeches on the part of the minority?

18 (No response.)

19 COUNCIL PRESIDENT Verna: Are
20 there speeches on the part of the
21 majority?

22 The Chair recognizes
23 Councilwoman Tasco.

24 COUNCILWOMAN TASC0: Thank you,
25 Madam President.

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2 Madam President, some time ago,
3 the Pennsylvania State Legislature --

4 COUNCIL PRESIDENT Verna:

5 Councilwoman, just a minute, please.

6 (Pause.)

7 COUNCIL PRESIDENT Verna: You
8 can proceed.

9 COUNCILWOMAN TASCIO: Some time
10 ago, the State Legislature passed
11 enabling legislation to allow local
12 counties to use collection agencies to
13 collect real estate taxes. Last year a
14 bill was sent to us by the Administration
15 to allow us to pass enabling legislation.
16 Even though the state passed the enabling
17 legislation, each county has to vote
18 whether or not they will use collection
19 agencies to collect real estate taxes.

20 That bill came before the
21 Finance Committee. We had a hearing, and
22 the bill is still in committee.

23 Recently, an RFP was issued for
24 the collection of our real estate taxes,
25 and we had one company who had already

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2 had a contract to do this from the
3 inception of this program, the tax lien
4 program that we have, and I'm not getting
5 into all of the who and where for art
6 thou. But subsequently to that contract,
7 another contract was put out to allow
8 another company, which another company
9 obtained, to collect real estate taxes,
10 delinquent real estate taxes. But the --
11 I need to go back.

12 When we had the hearing in the
13 Finance Committee relative to this
14 request, there was a company that was
15 identified, Xpand, which is a New Jersey
16 tax collection agency, and that was the
17 company that was going to be contracted
18 with to do the collection of the real
19 estate taxes. We held the bill in
20 committee, and it's still in committee,
21 but subsequently the second RFP was put
22 out for additional companies to apply to
23 collect the delinquent taxes. A local
24 law firm received the contract, but they
25 are subcontracting with Xpand in New

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2 Jersey.

3 So, therefore, since we have
4 not passed the enabling legislation in
5 Philadelphia, I want to know why we're
6 doing business with a tax collection
7 agency collecting city real estate taxes
8 for the City and the School District that
9 is in New Jersey. One of the companies
10 that was doing business and had been
11 doing business with the City of
12 Philadelphia in collecting these taxes
13 had to let nine people go, nine
14 Philadelphians go, so that a company in
15 New Jersey could collect -- perform
16 this -- I am so angry, I can hardly
17 speak. I am furious.

18 So I want to know from our City
19 Solicitor how this transaction was
20 allowed and if it is legal, because Xpand
21 does not have the right, or any other
22 collection agency, to collect real estate
23 taxes from citizens in the City of
24 Philadelphia. And I want to know what is
25 going on. In this age of transparency, I

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2 want them to be very transparent about
3 this transaction.

4 Thank you, Madam President.

5 COUNCIL PRESIDENT VERNA: Thank
6 you.

7 The Chair recognizes
8 Councilwoman Blackwell.

9 COUNCILWOMAN BLACKWELL: Thank
10 you, Madam President. I rise for two
11 purposes. One is, of course, to let my
12 colleagues know that the Partnership for
13 Prescription Assistance table is outside
14 again to allow your constituents to get
15 free prescription assistance.

16 The other thing I sadly rise to
17 inform Council of the passing of Lester
18 Brown. Two days ago at approximately
19 3:20 in the afternoon, Lester Brown
20 passed. As many of you know, he was my
21 Chief of Staff and he worked for Lucien
22 Blackwell prior to -- we hired him when
23 Lu was in office prior to working for me.

24 We have no funeral
25 arrangements. His people are from out of

1 10/29/09 - STATED - SPEECHES

2 town, so we don't know if we'll get any,
3 but we certainly hope that and know that
4 so many of you knew him. He was also
5 Ward Leader of the 24th Ward in Mantua
6 and part of Powelton. And so we are
7 very, very sorry to hear it and ask that
8 you keep his family in prayer.

9 Thank you, Madam President.

10 COUNCIL PRESIDENT Verna: We
11 are too. And, Councilwoman, would you
12 send out a memorandum --

13 COUNCILWOMAN BLACKWELL: Yes, I
14 will.

15 COUNCIL PRESIDENT Verna: --
16 letting us know when the viewing will be.

17 COUNCILWOMAN BLACKWELL: Thank
18 you.

19 COUNCIL PRESIDENT Verna: Thank
20 you.

21 The Chair recognizes Councilman
22 Goode.

23 COUNCILMAN GOODE: Thank you,
24 Madam President. I want to defer to my
25 other colleagues first.

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2 COUNCIL PRESIDENT VERNA: I beg
3 your pardon?

4 COUNCILMAN GOODE: I'm going to
5 defer to my other colleagues first.

6 COUNCIL PRESIDENT VERNA:
7 Councilwoman Sanchez.

8 COUNCILWOMAN SANCHEZ: Thank
9 you, Madam President. I wanted to
10 publicly thank my colleague Councilman
11 Clarke for holding the hearings yesterday
12 to talk about the stimulus package and
13 publicly thank you for allowing us to
14 bring in a third-party person to help us
15 review this process.

16 Notwithstanding Councilman
17 Clarke's call for an oversight committee,
18 one of the things that was clear to me at
19 the session yesterday was that leading up
20 to the reporting of October 10th to the
21 feds and in preparation for our hearings
22 that allow the Administration to really
23 put its hands around a process so that we
24 don't drop the ball on what could be
25 millions of dollars that will be invested

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2 in Philadelphia, what was still not
3 answered yesterday was what would be
4 Council's role. An oversight committee
5 is the end of the process, and I'm
6 calling on the Administration and our
7 Council leadership to define that so that
8 we don't miss opportunities to leverage
9 what could be potential, as was
10 stipulated yesterday, job creation and
11 community development in our
12 neighborhoods.

13 It has been publicly said that
14 the 7th Councilmanic District has the
15 largest number of vacant land,
16 undeveloped land, and it's clear that
17 there is a lot -- there's a huge
18 allocation in NTI, and the combination of
19 all of these things could lead to a
20 long-term redevelopment strategy in the
21 7th. And I hope -- and I left
22 yesterday's hearing feeling somewhat
23 hopeful -- that we are all going to get
24 together to move forward the
25 neighborhoods. I have often said that

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2 this city moves forward in unison if the
3 7th Councilmanic District and its
4 challenges move forward.

5 So thank you.

6 COUNCIL PRESIDENT VERA: Thank
7 you.

8 The Chair recognizes
9 Councilwoman Brown.

10 COUNCILWOMAN BROWN: Thank you,
11 Madam President. I rise initially for
12 two, but now four points, and I will be
13 succinct.

14 First, but for Lester Brown,
15 who gave me an opportunity 30 years ago
16 when he appointed me Committee Person in
17 the 24th Ward, Third Division, I might
18 not be here. So I am eternally grateful
19 for those persons in the democratic party
20 who gave me a chance, and he was
21 certainly one of them.

22 Secondly, in response to
23 Councilwoman Tasco's comments, it's clear
24 to me after testimony this week in
25 another hearing that there remains deep

1 10/29/09 - STATED - SPEECHES

2 concern in this legislative body when we
3 see opportunities for Philadelphia
4 citizens, who want to pay taxes, watch
5 those opportunities go across the
6 borders. So it's a woeful reminder that
7 we have to remain forever vigilant and
8 paying close attention when proposals
9 come before any committee. I'm a member
10 of the Finance Committee and clearly
11 remember the questioning from members of
12 the Committee to the witnesses that, fast
13 forward X number of months later, the
14 very thing we did not want to happen has
15 happened.

16 So our work and mission and
17 voice and advocacy on behalf of
18 Philadelphia residents, not local
19 residents but Philadelphia residents, and
20 I always say, and particularly women and
21 people of color, the level field is still
22 not fair or even when it comes to
23 business opportunities for us.

24 So, Councilwoman Tasco, our
25 mission continues.

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2 Fifty years for celebrating the
3 arts in Philly, Philly has the first or
4 had the first Percent for Art Program,
5 most of that art being in the 1st
6 Councilmanic District, but it was 50
7 years ago that this measure was
8 introduced. And fast forward 50 years
9 later, Philadelphia probably has more
10 public art in the country than any other
11 municipality, now ranking with 600 works
12 of public art that have been commissioned
13 through the Redevelopment Authority. So
14 we would be remiss not to celebrate and
15 acknowledge this unprecedented arts
16 program here in our city.

17 And, lastly, on a sadder note,
18 Madam President, I join the many in our
19 city, in Philadelphia, that had to watch,
20 hear about, listen and read about the
21 loss of another child to an appalling
22 story of abuse. Charlenni Ferreira we
23 all know died on Wednesday, October 21
24 after years of physical and sexual
25 torture from her family.

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2 After reading the Inquirer
3 report, we know that this young girl was
4 seen by school nurses, a psychiatrist, a
5 therapist, multiple doctors and was in
6 service of five months of services from
7 DHS.

8 So I join the DHS Commissioner
9 Ambrose in trying to get my arms around
10 and racking my brain in what she said,
11 What could we have done differently.

12 The saddest element of this
13 story is that friends and neighbors are
14 now coming forward after the fact, sadly,
15 to talk about the abuse.

16 Regrettably, many parents tell
17 their children to, quote, mind their
18 business, but with this attitude, we need
19 to be reminded of facts. Last year in
20 Philadelphia there were 4,000-plus
21 reports of child abuse. However, only
22 1,000 were substantiated.

23 Last year in Philadelphia, out
24 of every 1,000 children, there were 13
25 reports of abuse. Only two out of every

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2 1,000 were substantiated. This tells us
3 that there are thousands of reported
4 cases of abuse that cannot be proven.
5 Because they cannot be proven does not
6 mean they do not exist. Because they
7 cannot be proven does not mean that
8 community members, neighbors, family
9 members, the village, whoever you are,
10 have a responsibility. If more among us
11 would use our voices to look out for,
12 voice, advocate and protect young people,
13 we can hope to prevent the next Danielle
14 Kelly story or the next Charlenni
15 Ferreira story.

16 Clearly, there's much more to
17 learn about this case as we continue to
18 read about it in the papers, but I am
19 confident that all involved will again
20 work seriously to find out where the,
21 quote, gaps are in our service delivery.
22 Let us seize this moment to tell our
23 children, encourage our friends, mention
24 to our neighbor and family members
25 whenever we suspect or know about abuse,

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2 report it. People suspecting abuse are
3 encouraged to contact the state Child
4 Abuse Hotline. Confidentiality is
5 guaranteed. And that number is
6 800-932-0313.

7 Thank you, Madam President.

8 COUNCIL PRESIDENT VERNA: Thank
9 you.

10 (Applause.)

11 COUNCIL PRESIDENT VERNA: The
12 Chair recognizes Councilman Jones.

13 COUNCILMAN JONES: Thank you,
14 Madam President. Today I speak to two
15 good pieces of legislative process and
16 work in cooperation with the
17 Administration.

18 The first one was pushed by my
19 good colleague Councilman Green in
20 reference to the BRT, where we began to
21 delve into fixing a process that needs
22 work. We looked at issues of governance.
23 We looked at issues of checks and
24 balances. We looked at issues of senses
25 of cooperation between this legislative

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2 body, the School Board and the
3 Administration, and we began a process of
4 fixing something that was broken.

5 I want to thank my colleague
6 for his work and his good staff that
7 helped contribute to that.

8 The second piece of work I want
9 to talk about is in fact similar to what
10 my colleague Sanchez talked about, the
11 stimulus hearings, where we spent a lot
12 of time going into, fixing and working on
13 a process that needs a lot of work.

14 Today I rode in a different
15 direction. Yesterday I talked about
16 going through particular economically
17 depressed parts of my district where
18 there were no hard hats going to work on
19 any stimulus process. Today I went
20 through 27th and Chalmers still looking
21 for those hard hats, and we haven't found
22 them yet. But I'm confident based on the
23 work of Councilman Clarke and Steve
24 Agostini that we didn't create yesterday
25 a "gotcha" moment, but we created "we got

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2 it" moment, and we're beginning to fix a
3 process, so that on the next round of
4 stimulus, we may get a better competitive
5 package other than the 41 million in
6 competitive grants that we got. We may
7 double, triple that, and eventually see
8 some blue-collar opportunities in the
9 inner city.

10 So I want to thank my
11 colleagues in cooperation with this
12 government to create a "we got it"
13 moment, and I hope we build upon that and
14 are ready for the second round of the
15 stimulus.

16 Thank you, Madam President.

17 COUNCIL PRESIDENT VERNA: Thank
18 you.

19 The Chair recognizes Councilman
20 O'Neill.

21 COUNCILMAN O'NEILL: Thank you,
22 Madam President.

23 Madam President, I'd like to
24 speak briefly on the issue raised by
25 Councilwoman Tasco. I sat in that

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2 Finance Committee hearing a few months
3 ago, and the collection agency issue was
4 discussed in great length. Council was
5 unaware that it was coming. No one had
6 been briefed on it. There were four or
7 five members that specifically asked to
8 meet with the Administration, to be told
9 what was different about this collection
10 agency that we should go into this area,
11 that Linebarger, the attorneys -- I
12 believe they're out of New Mexico.
13 They're all over the country. They're
14 professionals. They open offices in the
15 different cities. We've had them from
16 day one when we started using attorneys
17 for this, and from what I understand in
18 each of the districts of City Council,
19 the offices, Linebarger is very
20 professional, treats people very well and
21 is paid fairly for their work.

22 I don't understand myself why a
23 collection agency would be preferable to
24 a law firm that has malpractice
25 insurance, that has to be ready for

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2 litigation and has a code of ethics and
3 everything else to live with, and one
4 with a reputation for abiding by all
5 that. But to try to do something
6 indirectly through a subcontract with
7 attorneys that you can't do directly
8 without City Council legislation to me is
9 really, really serious.

10 I would ask that when we leave
11 this Chamber, if you would allow Council
12 leadership to meet with you briefly to
13 see if we can't get an answer by this
14 afternoon from the City Solicitor as to
15 how this happened and why it happened. I
16 just want to put a big exclamation point
17 on that.

18 COUNCIL PRESIDENT Verna:

19 Absolutely.

20 COUNCILMAN O'NEILL: Thank you.

21 COUNCIL PRESIDENT Verna:

22 You're welcome.

23 The Chair recognizes

24 Councilwoman Tasco.

25 COUNCILWOMAN TESCO: Yes. In

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2 my anger, I forgot two points.

3 What set me off was the fact I
4 had a letter from a constituent who
5 already has an agreement with Linebarger.
6 They got a letter from this law firm
7 telling them they owe taxes and to
8 contact them.

9 Now, as I understand it under
10 the contract, those individuals who have
11 agreements with Linebarger are to stay
12 with Linebarger and this company should
13 be getting new clients. So that's a
14 problem.

15 But the one point I also
16 forgot, because you know I'm very much
17 concerned about predatory lending, the
18 company Xpand not only collects the
19 taxes, but another part of their business
20 is to offer you financing to pay the
21 taxes. I had forgotten that. So I wrote
22 that down here.

23 So I'm very troubled by this.
24 Our people in Philadelphia have suffered
25 enough with predatory lenders. We want

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2 people to pay their taxes. As I
3 understand it, the collection process was
4 going on. And I agree with Brian, I want
5 to know why, and why from day one this
6 company, this Xpand company in New
7 Jersey, was the favorite company to do --
8 why not open it up to all collection
9 agencies, why was this contract set up to
10 deal with this company.

11 Thank you very much.

12 COUNCIL PRESIDENT VERNA:

13 You're welcome.

14 The Chair recognizes Councilman
15 Green.

16 COUNCILMAN GREEN: Thank you,
17 Madam Chair -- or Madam President, in
18 your role today. I wanted to speak
19 briefly about the oversight hearing
20 yesterday on the stimulus. I had to
21 leave for a long-scheduled lunch and
22 missed a majority of that meeting,
23 although I think it is one of the most
24 important things happening in the City of
25 Philadelphia and the country today.

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2 There seemed to be
3 disappointment, some upset in the
4 colloquy with the Administration with
5 respect to the fact that Council was
6 conducting oversight hearings, that we
7 had done our own research and that we had
8 failed to, quote/unquote, share it with
9 them prior to the hearing. Frankly,
10 Council, it is our job to conduct
11 oversight of the Administration and to
12 hold them accountable. That's why people
13 elect us. Oversight is necessarily
14 backward-looking. Unless we can pass
15 laws to tell them what to do in the
16 future, we are going to look back and we
17 are going to say, Okay, you did this
18 right, you did this wrong, and hopefully
19 everybody can learn from that process.

20 But it is troubling to me that
21 the Administration in their testimony
22 yesterday seemed to be upset with us for
23 conducting that hearing or at least not
24 having shared all of our information with
25 them in advance. It is especially

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2 troubling because they had not shared any
3 of their information with us in advance,
4 including what grants were being applied
5 for, et cetera, et cetera.

6 This is especially true in
7 light of the fact that during Everett
8 Gillison's testimony before this body
9 when we talked about stimulus grants
10 before, we specifically on the record
11 said that the Byrne JAG grant required
12 City Council approval prior to its
13 submission to the federal government.
14 They said they would come back and check
15 with us prior to filing for that grant.
16 They did not do so. They violated
17 federal law. And I just wanted to make
18 sure that that's clear and on the record.
19 They need to check with us when the law
20 requires it. We don't need to check with
21 them when we're conducting oversight
22 hearings, and I was a bit surprised by
23 that attitude.

24 Also, we talked a lot about the
25 quantity of grants yesterday that have

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2 been applied for, and I'm very pleased
3 that on an objective basis there is a
4 large number of dollars that we're going
5 after. I don't think it's as a
6 percentage, compared to our population,
7 equal or as good as our peer cities or as
8 good as it should or could be. However,
9 I note that of our broadband stimulus
10 grants, the state was asked to rank the
11 grants from around the state and then
12 make recommendations to the federal
13 government. Not one of our grants was
14 actually recommended for funding. One
15 got an honorable mention, which means it
16 won't get funded, but they, I guess, were
17 impressed with it. So the quality of our
18 grants does not seem to be up to snuff,
19 and it was a conversation not had
20 yesterday. And the proof will be in the
21 pudding when the total number of
22 competitive grant dollars are finally
23 granted, and I think that Philadelphians
24 will be disappointed in the results
25 because of the quality of the grants that

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2 were written.

3 So I just wanted to get that on
4 the record, Madam President. Thank you.

5 COUNCIL PRESIDENT VERNA: Thank
6 you.

7 The Chair recognizes Councilman
8 Goode.

9 COUNCILMAN GOODE: Thank you,
10 Madam President.

11 On a much lighter note,
12 yesterday I found out that my older
13 sister will be paying a visit to
14 Philadelphia to do some volunteer work.
15 Ordinarily that would not be something I
16 would share publicly, except for it came
17 in the form of a press release from the
18 New York City Law Department. The press
19 release read, "Inspired by their
20 respective mayors, New York City
21 Corporation Counsel Michael A. Cardozo
22 and Philadelphia City Solicitor Shelley
23 R. Smith make a friendly wager on the
24 2009 World Series.

25 "Specifically, the legal

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2 officials have agreed to the following:

3 Whichever team loses, the chief legal

4 official from the losing city will travel

5 to the other city, along with a team of

6 leading attorneys and staff," which

7 includes my sister. "The friendly

8 exchange will take place before June

9 2010. Members of the visiting legal team

10 will volunteer to ensure their presence

11 is appreciated by the entire city and

12 their inspiration is widespread. The

13 volunteer efforts will include moot

14 court/mock trial events, as well as

15 career chats with school children by the

16 losing city's legal team, including the

17 losing city's chief legal officer. The

18 visiting team will don the winning city's

19 sports jerseys during the visit."

20 I look forward to the Phils

21 winning, the Yankees losing, my sister

22 visiting, and I will even purchase her

23 jersey for her.

24 Thank you, Madam President. Go

25 Phils.

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2 (Laughter.)

3 COUNCIL PRESIDENT Verna: Thank
4 you.

5 The Chair recognizes Councilman
6 DiCicco.

7 COUNCILMAN DiCICCO: Did I
8 mention that Macy's is having a -- no,
9 no.

10 (Laughter.)

11 COUNCIL PRESIDENT Verna: Are
12 there any further comments or speeches?

13 (No response.)

14 COUNCIL PRESIDENT Verna:
15 Seeing none, the Chair recognizes
16 Councilman Clarke for a motion to
17 adjourn.

18 COUNCILMAN CLARKE: Thank you,
19 Madam President. First, I'd like to say
20 that I would like to thank all of the
21 members that participated, both prior to
22 the hearing, because I know a number of
23 staff members from various Council
24 offices participated in formulating the
25 process for the stimulus hearing,

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2 providing significant information. I
3 want to thank them very much. I want to
4 thank all of the members that attended.
5 Those that could not, I understand you
6 were looking at it on TV.

7 And, most importantly -- folks,
8 if I could have your attention for one
9 second, please.

10 I think that one of the most --

11 COUNCIL PRESIDENT VERNA:

12 Councilman, just a moment, please.

13 We're still in session.

14 (Pause.)

15 COUNCIL PRESIDENT VERNA:

16 Please proceed.

17 COUNCILMAN CLARKE: Thank you,
18 Madam President.

19 One of the most significant
20 things that came out of yesterday's
21 hearings was that we need to improve our
22 ability to communicate and to work
23 together, because at the end of the day,
24 this is about the citizens of the City of
25 Philadelphia and not the author of a

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2 particular bill or author of a particular
3 grant. It's about making sure that we
4 maximize our efforts to bring the bacon
5 home to the City of Philadelphia so our
6 citizens can get to work.

7 Out of that discussion
8 yesterday, there were several points that
9 were brought up, and it was actually
10 Councilmembers, along with the City
11 Council in general, offered whatever
12 support that was necessary to ensure that
13 we enhance our ability to do that. So I
14 would like to say under your leadership,
15 we would hope that we would pull together
16 some sort of a working group along with
17 the Administration to make sure that we
18 maximize our opportunities.

19 Thank you again for your
20 support.

21 COUNCIL PRESIDENT VERNA: Thank
22 you.

23 COUNCILMAN CLARKE: And with
24 that, I now will allow you all to leave.
25 Madam Chair, I move that Council stand

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2 adjourned until Thursday, November

3 12th --

4 COUNCIL PRESIDENT Verna: No,

5 no.

6 COUNCILMAN CLARKE: I'm sorry.

7 November 5th, 2009 at 10:00 a.m.

8 (Duly seconded.)

9 COUNCIL PRESIDENT Verna: It

10 has been moved and seconded that Council

11 stand adjourned until Thursday, November

12 5th at 10:00 a.m.

13 All in favor will say aye.

14 (Aye.)

15 COUNCIL PRESIDENT Verna: Those

16 opposed?

17 (No response.)

18 COUNCIL PRESIDENT Verna: The

19 ayes have it. The motion carries.

20 Thank you all very much.

21 (Stated Meeting adjourned at

22 11:40 a.m.)

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CERTIFICATE

I HEREBY CERTIFY that the
proceedings, evidence and objections are
contained fully and accurately in the
stenographic notes taken by me upon the
foregoing matter on October 29, 2009, and that
this is a true and correct transcript of same.

MICHELE L. MURPHY
RPR-Notary Public

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