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COUNCIL OF THE CITY OF PHILADELPHIA

3

STATED MEETING

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5

Room 400, City Hall
Philadelphia, Pennsylvania
Thursday, April 15, 2004
10:20 p.m.

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PRESENT:

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COUNCIL PRESIDENT ANNA C. VERNA

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COUNCILWOMAN JANNIE BLACKWELL

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COUNCILMAN DARRELL L. CLARKE

14

COUNCILMAN DAVID COHEN

15

COUNCILMAN FRANK J. DICICCO

16

COUNCILMAN W. WILSON GOODE, JR.

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COUNCILMAN JACK KELLY

18

COUNCILMAN JAMES F. KENNEY

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COUNCILWOMAN JOAN L. KRAJEWSKI

20

COUNCILMAN RICHARD T. MARIANO

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COUNCILWOMAN DONNA REED MILLER

22

COUNCILMAN MICHAEL A. NUTTER

23

COUNCILMAN BRIAN J. O'NEILL

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COUNCILMAN JUAN RAMOS

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COUNCILWOMAN BLONDELL REYNOLDS BROWN

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COUNCILMAN FRANK RIZZO

27

COUNCILWOMAN MARIAN B. TASCO

28

PATRICIA RAFFERTY, CHIEF CLERK

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V A R A L L O Incorporated

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Litigation Support Services

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Eleven Penn Center

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1835 Market Street, Suite 600

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Philadelphia, Pennsylvania 19103

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215.561.2220 215.567.2670

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1 04/15/04 - STATED - INVOCATION

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

8 To give our invocation this morning,
9 the Chair welcomes Pastor Millicent Hunter of
10 the Baptist Worship Center. She is here today
11 as the guest of Councilwoman Krajewski.

12 All members and guests will please
13 rise.

14 REVEREND HUNTER: Thank you,
15 President Verna. And thank you, City
16 Councilperson Joan Krajewski, the 6th
17 District, the very best Councilperson in the
18 City of Philadelphia. Amen?

19 (Applause.)

20 REVEREND HUNTER: Thank you for
21 opportunity to offer this opening blessing for
22 this Legislative Body. Let us bow our heads.

23 Lord, we thank you, first of all,
24 for this beautiful day and the approach of a
25 new season. We pray that you will bless the

1 04/15/04 - STATED - APPROVAL OF JOURNAL
2 efforts of this Body, this Body who's
3 decisions impact the lives of individuals, of
4 families, of communities, of our City and,
5 thereby, our nation. Guide their thoughts and
6 their ideas that they will be on one accord
7 for the betterment of people. We pray that
8 your blessings will hover over these City.
9 All persons who stand in leadership, may they
10 be guided and directed by your hand. In the
11 you name of Christ we ask these things.
12 Everyone together say amen.
13 (Amen.)
14 REVEREND HUNTER: Thank you.
15 COUNCIL PRESIDENT VERNA: The Chair
16 Reverend Hunter for her very inspiring
17 invocation.
18 Council will be at ease.
19 (Council at ease.)
20 COUNCIL PRESIDENT VERNA: The next
21 order of business is the approval of the
22 Journal of the meeting of Thursday, April 1,
23 2004.
24 And the Chair recognizes
25 Councilwoman Blackwell.

1 04/15/04 - STATED - LEAVES OF ABSENCE

2 COUNCILWOMAN BLACKWELL: Thank you,
3 Madam President. I move that the Journal of
4 the meeting of Thursday, April 1, 2004, stand
5 approved.

6 (Duly seconded.)

7 COUNCIL PRESIDENT VERNA: It has
8 been moved and properly seconded that the
9 Journal of the meeting of Thursday, April 1,
10 2004, stand approved.

11 All in favor will indicate by saying
12 aye.

13 (Aye.)

14 COUNCIL PRESIDENT VERNA: Those
15 opposed?

16 (No response.)

17 COUNCIL PRESIDENT VERNA: The ayes
18 have it the motion carries and the Journal of
19 the meeting of Thursday, April 1, 2004 is
20 approved.

21 The next of order is the request for
22 leave of absence.

23 And again, the Chair recognizes
24 Councilwoman Blackwell.

25 COUNCILWOMAN BLACKWELL: Thank you,

1 04/15/04 - STATED - LEAVES OF ABSENCE

2 Madam President. There are no requests for
3 leaves of absence on the part of the Majority.

4 COUNCIL PRESIDENT Verna: The Chair
5 thanks the Councilwoman.

6 The Chair recognizes Councilman
7 O'Neill.

8 COUNCILMAN O'Neill: Madam
9 President, on behalf of the Republicans, there
10 are no requests for leave of absence.

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

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

22 At this time, the Chair recognizes
23 Councilwoman Brown who will present a
24 resolution recognizing the Salvation Army and
25 their culinary job training program.

1 04/15/04 - STATED - PRESENTATIONS

2 Will Ms. Arlene Olsen and those
3 accompanying her please join the Councilwoman
4 at the podium.

5 COUNCILWOMAN BROWN: Honoring the
6 Salvation Army for their culinary job training
7 program known as Soup's On.

8 Whereas, in December of 2000, the
9 Salvation Army launched the Soup's On Program;
10 and

11 Whereas, Soup's On has been designed
12 as a self-supporting program that prepares
13 women and men for careers in food service so
14 they in turn can become self-sufficient; and

15 Whereas, under the direction of our
16 program leader, Arlene Wiggy-Olsen, six
17 students at a time take a 12-week course for
18 four days a week on the art of making
19 delicious soups, sandwiches, and desserts; and

20 Whereas, every week, the students
21 produce approximately 200 gallons of gourmet
22 soup that is sold at a variety of restaurants
23 and stores throughout our Delaware Valley; and

24 Whereas, as a result of the
25 extensive hands-on training through the Soup's

1 04/15/04 - STATED - PRESENTATIONS

2 On Program, the students, many who are
3 transitioning from welfare to work, are able
4 to obtain quality positions in the food
5 service industry; and

6 Whereas, since the program has
7 started, 25 students have graduated from the
8 program, all of whom were placed in
9 well-paying jobs and all of whom are still
10 employed; and

11 Whereas, Soup's On is a model job
12 training program that has provided real
13 results for Philadelphians.

14 Now, therefore, be it resolved by
15 the City Council of Philadelphia that we
16 hereby honor the Salvation Army for their
17 culinary job training program, "Soup's on."

18 Further resolved that an engrossed
19 copy of this resolution be presented to Arlene
20 Wiggy-Olsen for her hard work, dedication, and
21 efforts to improve the lives of her students
22 as evidence of the sincere sentiments of this
23 Legislative Body.

24 Introduced by myself, Blondell
25 Reynolds Brown, and signed by all Members of

1 04/15/04 - STATED - PRESENTATIONS

2 our Philadelphia City Council.

3 Congratulations.

4 (Applause.)

5 COUNCIL PRESIDENT VERNA: The Chair
6 recognizes Ms. Olsen.

7 MR. HOOPER: She's asked me just to
8 say a few words.

9 We just want to express our
10 appreciation to City Council this morning for
11 your acknowledgment of our project. We just
12 would like to mention to you that this is an
13 initiative that the Salvation Army undertook
14 to transition individuals into employment in
15 the culinary arts field here in the City of
16 Philadelphia. We decided to approach the
17 transition from welfare into full employment
18 by designing it to be a private initiative
19 that is funded through the sale of wholesale
20 soups and is funded through the provision of
21 catering services.

22 We're into our fourth year. It's
23 been somewhat challenging, as you can imagine
24 with any initiative of this type. But the
25 good news is that we have 96 percent retention

1 04/15/04 - STATED - PRESENTATIONS

2 rate of job placement of individuals in the
3 employment field here in and around the City
4 of Philadelphia.

5 And we would ask you if you have any
6 outlets for the purchasing of soup to contact
7 us. Or if you are in need of catering
8 services, we would accept that as well.

9 We are glad to be in partnership
10 with the City of Philadelphia. And a lot of
11 our initiatives in the areas of provision of
12 shelter services to daycare services to youth
13 care and after school care activities. And it
14 was 125 years ago this year that the Salvation
15 Army started its work in the country at Fourth
16 and Oxford Streets. And today the Salvation
17 Army is represented in 9,000 communities
18 across the country. So we have a deep
19 affection for the City of Philadelphia and its
20 relationship to the founding of the Salvation
21 Army in this country. Thank you.

22 (Applause.)

23 COUNCIL PRESIDENT VERNA: Thank you
24 very much.

25 Council will be at ease.

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2 (Council at ease.)

3 COUNCIL PRESIDENT Verna: At this
4 time the Chair recognizes Councilman Clarke
5 who will present a resolution recognizing
6 Medical Laboratory Professionals Week.

7 Will Ms. Linda Mossup (ph) and those
8 accompanying her please join the Councilman at
9 the podium.

10 Councilman.

11 COUNCILMAN CLARKE: Thank you, Madam
12 President.

13 Madam President, this morning I'd
14 like to proclaim April 18 through the 24th,
15 2004, as Medical Laboratory Professionals Week
16 in Philadelphia.

17 Whereas professionals who practice
18 in the medical laboratory, including
19 pathologists, medical technologist,
20 cytotechnologists, histotechnologists, medical
21 laboratory technicians, histologic
22 technicians, and phlebotomists, are invaluable
23 members of the patient's healthcare team; and

24 Whereas, these well-educated and
25 highly-trained health professions who perform

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2 and evaluate medical laboratory tests to
3 detect, diagnose, monitor treatment, and help
4 prevent diseases, save countless lives each
5 day; and

6 Whereas, their dedication to quality
7 medical testing and exceptional patient care
8 is demonstrated daily in thousands
9 laboratories and well-being; and

10 Whereas, laboratory medicine is an
11 honorable profession, vital to sustaining a
12 high standard of healthcare; now therefore

13 Resolved, by the Council of the City
14 of Philadelphia, that April 18 through 24,
15 2004, be proclaimed as Medical Laboratory Week
16 in the City of Philadelphia.

17 Further resolved, that an engrossed
18 copy of this resolution be presented to the
19 employees of Hahnemann University Hospital.

20 Sponsored by all Members of Council.

21 Thank you very much.

22 (Applause.)

23 COUNCIL PRESIDENT Verna: The Chair
24 recognizes Ms. Mossup for remarks.

25 MS. MOSSUP: On behalf of the

1 04/15/04 - STATED - COMMUNICATIONS
2 laboratory employees of Hahnemann University
3 Hospital, I would like to thank Mayor John
4 street, Councilman Darrell Clarke and City
5 Council for declaring April 18 to 24 as
6 Medical Laboratory Week in the great City of
7 Philadelphia.

8 It is a tremendous honor to receive
9 this recognition for the laboratory work
10 performed by the Hahnemann employees who are
11 dedicated to performing quality medical care
12 for our community. Thank you.

13 (Applause.)

14 COUNCIL PRESIDENT VERNA: Thank you.

15 Council will be at ease.

16 (Council at ease.)

17 COUNCIL PRESIDENT VERNA: The next
18 order of business is communications. The
19 Chair requests that the Sergeant-at-Arms
20 deliver the messages from the Mayor to the
21 Chief Clerk.

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

24 THE CHIEF CLERK: To the President
25 and Members of the Council of the City of

1 04/15/04 - STATED - COMMUNICATIONS

2 Philadelphia, I am pleased to advise you that
3 on April 7, 2004, I signed Bill No. 040138,
4 passed by Council at its Session on April 1,
5 2004.

6 And I am transmitting herewith for
7 the introduction and consideration of your
8 Honorable Body a proposed ordinance entitled,
9 an ordinance approving certain contracts,
10 transactions arising thereunder for the
11 purchase, storage, distribution,
12 transportation, and/or transmission of natural
13 or other gas entered into by the Philadelphia
14 Facilities Management Corporation.

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

17 The Chief Clerk will please read any
18 other communications in her possession.

19 THE CHIEF CLERK: That's all I have,
20 Madam President.

21 COUNCIL PRESIDENT VERNA: The next
22 order of business is the introduction of bills
23 and resolutions.

24 The Chair recognizes Councilwoman
25 Blackwell for a motion.

1 04/15/04 - STATED - INTRO. OF BILLS

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

7 (Duly seconded.)

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

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

15 (Aye.)

16 COUNCIL PRESIDENT Verna: Those
17 opposed?

18 (No response.)

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

21 The Chair recognizes Councilman
22 Kenney.

23 COUNCILMAN KENNEY: Thank you, Madam
24 President. I have no bills or resolutions
25 today.

1 04/15/04 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT VERA: Thank you.

3 The Chair recognizes Councilwoman
4 Blackwell.

5 COUNCILWOMAN BLACKWELL: Thank you,
6 Madam President. I have one resolution on
7 your behalf, and a bill and a resolution on my
8 own.

9 COUNCIL PRESIDENT VERA: Thank you.

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

12 THE CHIEF CLERK: An ordinance
13 amending Section 9-205 of The Philadelphia
14 Code entitled "Sidewalk Sales" by prohibiting
15 vending on portions of Chestnut Street and
16 Market Streets between 55th and 58th Streets,
17 portions of 56th and 57th Streets.

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

20 THE CHIEF CLERK: And a resolution
21 urging the 108 United States Congress to
22 support the passage of House of Representative
23 Bill No. 1930 entitled "The Liberian
24 Immigration Protection Act of 2003" and Senate
25 Bill No. 656 entitled "The Liberian

1 04/15/04 - STATED - INTRO. OF BILLS

2 Immigration Fairness Act."

3 COUNCIL PRESIDENT Verna: The Chair
4 recognize Councilwoman Blackwell.

5 COUNCILWOMAN BLACKWELL: Thank you,
6 Madam President. I move for the adoption of
7 the resolution.

8 (Duly seconded.)

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

12 All in favor will signify by saying
13 aye.

14 (Aye.)

15 COUNCIL PRESIDENT Verna: Those
16 opposed?

17 (No response.)

18 COUNCIL PRESIDENT Verna: The ayes
19 have it, and the resolution is adopted.

20 The Clerk will please read the title
21 of the second resolution.

22 THE CHIEF CLERK: A resolution
23 authorizing Commissioner of Public Property to
24 execute and deliver to the Redevelopment
25 Authority deeds located in 40th Ward of the

1 04/15/04 - STATED - INTRO. OF BILLS

2 City of Philadelphia.

3 COUNCIL PRESIDENT Verna: The Chair
4 recognizes Councilwoman Blackwell.

5 COUNCILWOMAN BLACKWELL: Thank you,
6 Madam President. I move for the adoption of
7 the resolution.

8 (Duly seconded.)

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

12 All in favor will signify by saying
13 aye.

14 (Aye.)

15 COUNCIL PRESIDENT Verna: Those
16 opposed?

17 (No response.)

18 COUNCIL PRESIDENT Verna: The ayes
19 have it, and the resolution is adopted.

20 The Chair recognizes Councilman
21 Cohen.

22 COUNCILMAN COHEN: Madam President,
23 I have no bills or resolutions.

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

1 04/15/04 - STATED - INTRO. OF BILLS

2 The Chair recognizes Councilwoman
3 Krajewski.

4 COUNCILWOMAN KRAJEWSKI: Madam
5 President, I offer one bill and one
6 resolution.

7 COUNCIL PRESIDENT Verna: Thank you.

8 The Clerk will please read the title
9 of the bill.

10 THE CHIEF CLERK: An ordinance
11 authorizing transfers in appropriation for
12 Fiscal Year 2004 within the Grants Revenue
13 Fund from the Director of Finance provisions
14 for grants to the Director of Finance.

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

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

19 THE CHIEF CLERK: And a resolution
20 declaring April 2004 as Tourism Awareness
21 Month.

22 COUNCIL PRESIDENT Verna: The Chair
23 recognizes Councilwoman Krajewski.

24 COUNCILWOMAN KRAJEWSKI: Move for
25 the adoption of the resolution.

1 04/15/04 - STATED - INTRO. OF BILLS

2 (Duly seconded.)

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

6 All in favor will say aye.

7 (Aye.)

8 COUNCIL PRESIDENT Verna: Those
9 opposed?

10 (No response.)

11 COUNCIL PRESIDENT Verna: The ayes
12 have it, and the resolution is adopted.

13 The Chair recognizes Councilman
14 Mariano.

15 COUNCILMAN MARIANO: Thank you,
16 Madam President. I have one bill and three
17 resolutions, one of which is privileged.

18 COUNCIL PRESIDENT Verna: Thank you.

19 The Clerk will please read the title
20 of the bill, please

21 THE CHIEF CLERK: An ordinance
22 amending Section 10-608 of The Philadelphia
23 Code which provides for the impoundment of
24 vehicles used in the solicitation of
25 prostitution and related offenses by also

1 04/15/04 - STATED - INTRO. OF BILLS
2 providing for the impoundment of a trailer or
3 other load being towed by a vehicle used in
4 the commission of such offense.

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

7 THE CHIEF CLERK: And a resolution
8 honoring the individuals who facilitated the
9 return of Delmar Vera to her biological mother
10 Louise Chavez.

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

13 COUNCILMAN MARIANO: Move for the
14 adoption.

15 (Duly seconded.)

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

19 All in favor will say aye.

20 (Aye.)

21 COUNCIL PRESIDENT VERNA: Those
22 opposed?

23 (No response.)

24 COUNCIL PRESIDENT VERNA: The ayes
25 have it, and the resolution is adopted.

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2 THE CHIEF CLERK: And a resolution
3 authorizing the City Council Committee on
4 Public Safety to hold hearings on the possible
5 expansion of 10-608 of the Philadelphia Code
6 to include the posting of photographs and
7 names of individuals accused or found guilty
8 of soliciting prostitutes.

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

11 COUNCILMAN MARIANO: Move for the
12 adoption.

13 (Duly seconded.)

14 COUNCIL PRESIDENT Verna: It has
15 been moved and properly seconded that the
16 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 ayes
23 have it, and the resolution will be referred
24 to the Committee of Public Safety.

25 The Chair recognizes Councilwoman

1 04/15/04 - STATED - INTRO. OF BILLS

2 Tasco.

3 COUNCILWOMAN TASCO: I offer one
4 bill, Madam President.

5 COUNCIL PRESIDENT VERNA: I believe
6 we have one more resolution that Councilman
7 Mariano introduced.

8 The Chief Clerk will please read the
9 resolution.

10 THE CHIEF CLERK: A resolution
11 authorizing the Commissioner of Public
12 Property to execute and deliver to the
13 Redevelopment Authority deeds located in the
14 7th, 19th, 23rd and 37th Wards of the City of
15 Philadelphia.

16 COUNCIL PRESIDENT VERNA: The Chair
17 recognizes Councilman Mariano.

18 COUNCILMAN MARIANO: I move for the
19 adoption, Madam President.

20 (Duly seconded.)

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

24 All in favor will say aye.

25 (Aye.)

1 04/15/04 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT Verna: Those
3 opposed?

4 (No response.)

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

7 The Chair recognizes Councilwoman
8 Tasco.

9 COUNCILWOMAN TASC0: I offer one
10 bill.

11 COUNCIL PRESIDENT Verna: Thank you.

12 The Clerk will please read the title
13 of the bill.

14 THE CHIEF CLERK: An ordinance
15 approving certain contracts and transactions
16 arising thereunder for the purchase, storage,
17 distribution, transportation and or
18 transmission of natural and other gases
19 entered into the Philadelphia Facilities
20 Management Corporation.

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

23 The Chair recognizes Councilwoman
24 Miller.

25 COUNCILWOMAN MILLER: Thank you,

1 04/15/04 - STATED - INTRO. OF BILLS

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

4 COUNCIL PRESIDENT VERNA: Thank you.

5 The Chair recognizes Councilman
6 Nutter.

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

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

11 THE CHIEF CLERK: An ordinance
12 granting petition to Well Grounded, a
13 Comfortable Coffee, Inc., located at 3720-3724
14 Midvale Avenue to operate and maintain an
15 open-air sidewalk cafe on the east sidewalk of
16 Midvale Avenue.

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

19 The Chair recognizes Councilwoman
20 Brown.

21 COUNCILWOMAN BROWN: Thank you,
22 Madam President. I offer one resolution this
23 morning.

24 COUNCIL PRESIDENT VERNA: The Clerk
25 will please read the title of the resolution.

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2 THE CHIEF CLERK: A resolution
3 urging the environmental protection agency to
4 reduce mercury emissions by 90 percent by
5 2008.

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

8 COUNCILWOMAN BROWN: I move for the
9 adoption.

10 (Duly seconded.)

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

14 All in favor will say aye.

15 (Aye.)

16 COUNCIL PRESIDENT Verna: Those
17 opposed?

18 (No response.)

19 COUNCIL PRESIDENT Verna: The ayes
20 have it, and the resolution is adopted.

21 The Chair recognizes Councilman
22 Goode.

23 COUNCILMAN GOODE: Thank you, Madam
24 President. I have no bills or resolutions.

25 COUNCIL PRESIDENT Verna: The Chair

1 04/15/04 - STATED - INTRO. OF BILLS

2 thanks the gentleman.

3 The Chair recognizes Councilman
4 Ramos.

5 COUNCILMAN RAMOS: Madam President,
6 I offer seven resolutions.

7 COUNCIL PRESIDENT Verna: Thank you.

8 The Clerk will please read the title
9 of the first resolution.

10 THE CHIEF CLERK: A resolution
11 urging the Pennsylvania General Assembly to
12 pass legislation authorizing the Philadelphia
13 Traffic Court to order community service in
14 lieu of full fines and costs to a defendant
15 who upon plea and proof demonstrates that he
16 or she is without the financial means to pay
17 the full fine and cost imposed for a summary
18 violation.

19 COUNCIL PRESIDENT Verna: The Chair
20 recognizes Councilman Ramos.

21 COUNCILMAN RAMOS: Madam President,
22 I move for the adoption of the resolution.

23 (Duly seconded.)

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

1 04/15/04 - STATED - INTRO. OF BILLS

2 resolution be adopted.

3 All in favor will say aye.

4 (Aye.)

5 COUNCIL PRESIDENT Verna: Those
6 opposed?

7 (No response.)

8 COUNCIL PRESIDENT Verna: The ayes
9 have it, and the resolution is adopted.

10 THE CHIEF CLERK: And a resolution
11 authorizing the Committee on Labor and Civil
12 Service to hold public hearings regarding the
13 Administration's proposal to move from a
14 defined pension plan to a defined contribution
15 plan and further authorizing the Committee to
16 see what affects this has on the state of
17 pensions as it pertains to present and future
18 retiring Philadelphia City employees.

19 COUNCIL PRESIDENT Verna: The Chair
20 again recognizes Councilman Ramos.

21 COUNCILMAN RAMOS: Madam President,
22 I move for the adoption of the resolution.

23 (Duly seconded.)

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

1 04/15/04 - STATED - INTRO. OF BILLS

2 resolution be adopted.

3 All in favor will signify by saying
4 aye.

5 (Aye.)

6 COUNCIL PRESIDENT Verna: Those
7 opposed?

8 (No response.)

9 COUNCIL PRESIDENT Verna: The ayes
10 have it, and the resolution will be referred
11 to the Committee on Labor and Civil Service.

12 THE CHIEF CLERK: And a resolution
13 commending Health Commissioner John Domzalski
14 for his tenacious work that led to
15 Pennsylvania Health Secretary Calvin B.
16 Johnson's temporarily allowing Philadelphia to
17 use a Coded system that maintains an HIV
18 patient anonymity and urging the Pennsylvania
19 Health Department to incorporate a permanent
20 code base names reporting system for the
21 entire Commonwealth of Pennsylvania.

22 COUNCIL PRESIDENT Verna: The Chair
23 again recognizes Councilman Ramos.

24 COUNCILMAN RAMOS: Madam President,
25 I move for the adoption of the resolution.

1 04/15/04 - STATED - INTRO. OF BILLS

2 (Duly seconded.)

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

6 All in favor will signify by saying
7 aye.

8 (Aye.)

9 COUNCIL PRESIDENT Verna: Those
10 opposed?

11 (No response.)

12 COUNCIL PRESIDENT Verna: The ayes
13 have it, and the resolution is adopted.

14 THE CHIEF CLERK: And a resolution
15 honoring Eddie, son of Latin music, Palmeri.

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

18 COUNCILMAN RAMOS: Madam, President
19 I move for the adoption of the resolution.

20 (Duly seconded.)

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

24 All in favor will signify by saying
25 aye.

1 04/15/04 - STATED - INTRO. OF BILLS

2 (Aye.)

3 COUNCIL PRESIDENT Verna: Those
4 opposed?

5 (No response.)

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

8 THE CHIEF CLERK: And a resolution
9 honoring the Campaign for Working Families.

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

12 COUNCILMAN RAMOS: Madam President,
13 I move for the adoption of the resolution.

14 (Duly seconded.)

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

18 All in favor will say aye.

19 (Aye.)

20 COUNCIL PRESIDENT Verna: Those
21 opposed?

22 (No response.)

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

25 THE CHIEF CLERK: And a resolution

1 04/15/04 - STATED - INTRO. OF BILLS
2 commending the United States Sentencing
3 Commission who on April 8, 2004, voted to
4 strengthen existing sentencing guidelines for
5 corporations by implementing more rigorous
6 standards thus requiring that executives and
7 BOARD OF DIRECTORS of corporations and other
8 similar organizations play an aggressive role
9 in the development and operation of their
10 company's compliance and ethics program.

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

13 COUNCILMAN RAMOS: Madam President,
14 I move for the adoption of the resolution.

15 (Duly seconded.)

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

19 All in favor will signify by saying
20 aye.

21 (Aye.)

22 COUNCIL PRESIDENT VERNA: Those
23 opposed?

24 (No response.)

25 COUNCIL PRESIDENT VERNA: The ayes

1 04/15/04 - STATED - INTRO. OF BILLS
2 have it, and the resolution has been adopted.

3 THE CHIEF CLERK: And a resolution
4 admonishing the United States Department of
5 Treasury acting by and through the
6 Commissioner of the Internal Revenue Service
7 and the Pennsylvania Department of Revenue,
8 acting by and through its secretary, to
9 provide annual plain English and Spanish
10 notice to eligible Philadelphia taxpayers of
11 the availability of earned income tax credits,
12 advanced earned income tax credits and similar
13 benefits prior to the April 15th deadline for
14 filing of tax returns.

15 COUNCIL PRESIDENT Verna: The Chair
16 recognizes Councilman Ramos.

17 COUNCILMAN RAMOS: Madam President,
18 I move for the adoption of the resolution.

19 (Duly seconded.)

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

23 All in favor will say aye.

24 (Aye.)

25 COUNCIL PRESIDENT Verna: Those

1 04/15/04 - STATED - INTRO. OF BILLS

2 opposed?

3 (No response.)

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

6 The Chair recognizes Councilman
7 DiCicco.

8 COUNCILMAN DICICCO: Thank you,
9 Madam President. I offer three bills and two
10 resolutions.

11 COUNCIL PRESIDENT VERNA: Thank you.
12 The Clerk will please read the title of the
13 first bill.

14 THE CHIEF CLERK: An ordinance
15 amending 14-1600 of the Philadelphia Code
16 entitled "Miscellaneous" by adding a new
17 section prohibiting the demolition of
18 buildings or other structures located within
19 an area bounded on the north by the south side
20 of Locust Street, on the west by the east side
21 of Fifth Street, and on the south by the north
22 side of Washington Avenue.

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

25 THE CHIEF CLERK: An ordinance

1 04/15/04 - STATED - INTRO. OF BILLS
2 amending an ordinance approved January 3,
3 1992, Bill No. 1205AAA which pursuant to 9-204
4 of the Philadelphia Code designates the
5 locations in Center City at which vending is
6 permitted by deleting all permitted vending
7 locations on both sides of Eighth Street
8 between Market Street and Chestnut Street.

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

11 THE CHIEF CLERK: And an ordinance
12 amending Section 9-402 of the Philadelphia
13 Code entitled "Animal Drawn Carriages" by
14 authorizing the Department of Streets to make
15 temporary alterations to the approved routes
16 for animal drawn carriages, all under certain
17 terms and conditions.

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

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

22 THE CHIEF CLERK: A resolution
23 amending Resolution No. 040001 concerning the
24 Rules of Government for the City Council of
25 Philadelphia by amending Section 3 entitled

1 04/15/04 - STATED - INTRO. OF BILLS

2 "Standing Committees" by adding a Committee on
3 the Waterfront Department.

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

6 COUNCILMAN DiCicco: Thank you,
7 Madam President. I move for the adoption of
8 the resolution.

9 (Duly seconded.)

10 COUNCIL PRESIDENT Verna: The
11 resolution will be referred to the appropriate
12 committee.

13 THE CHIEF CLERK: And a resolution
14 authorizing the Commissioner of Public
15 Property to execute and deliver to the
16 Redevelopment Authority deeds located in the
17 25th Ward of the City of Philadelphia.

18 COUNCIL PRESIDENT Verna: The Chair
19 recognizes Councilman DiCicco.

20 COUNCILMAN DiCicco: Thank you,
21 Madam President. I move for the adoption of
22 the resolution.

23 (Duly seconded.)

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

1 04/15/04 - STATED - INTRO. OF BILLS

2 resolution be adopted.

3 All in favor will say aye.

4 (Aye.)

5 COUNCIL PRESIDENT Verna: Those
6 opposed?

7 (No response.)

8 COUNCIL PRESIDENT Verna: The ayes
9 have it, and the resolution is adopted.

10 The Chair recognizes Councilman
11 O'Neill.

12 COUNCILMAN O'NEILL: Madam
13 President, I have no bills or resolutions.

14 COUNCIL PRESIDENT Verna: Thank you.

15 The Chair recognizes Councilman
16 Clarke.

17 COUNCILMAN CLARKE: Thank you, Madam
18 President. I have two bills, four
19 resolutions.

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

22 THE CHIEF CLERK: An ordinance
23 authorizing the Commissioner of Public
24 Property on behalf of the City of Philadelphia
25 to acquire from the Redevelopment Authority

1 04/15/04 - STATED - INTRO. OF BILLS
2 for nominal consideration properties located
3 at 901-47 North Marshall Street.

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

6 THE CHIEF CLERK: And an ordinance
7 authorizing the Commissioner of Public
8 Property on behalf of the City of Philadelphia
9 to enter into a lease agreement to lease to
10 the Philadelphia Authority for Industrial
11 Development for further sublease to Leadership
12 Learning Partners Charter School, a
13 Pennsylvania non-profit corporation.

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

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

18 THE CHIEF CLERK: A resolution
19 calling on and urging the 108th United States
20 Congress, the Senatorial and Congressional
21 representatives of the City of Philadelphia
22 and the Commonwealth of Pennsylvania to move
23 forthwith to enact for the President of the
24 United States to sign legislation that would
25 reauthorization, strengthen and make permit

1 04/15/04 - STATED - INTRO. OF BILLS
2 the current ten-year federal ban on
3 military-style assault weapons that is set to
4 expire in September 2004.

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

7 COUNCILMAN CLARKE: Move for the
8 adoption.

9 (Duly seconded.)

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

13 All in favor will say aye.

14 (Aye.)

15 COUNCIL PRESIDENT Verna: Those
16 opposed?

17 (No response.)

18 COUNCIL PRESIDENT Verna: The ayes
19 have it, and the resolution is adopted.

20 THE CHIEF CLERK: And a resolution
21 honoring nominations to the All-Pennsylvania
22 Academic Team.

23 COUNCIL PRESIDENT Verna: The Chair
24 again recognizes Councilman Clarke.

25 COUNCILMAN CLARKE: Move for the

1 04/15/04 - STATED - INTRO. OF BILLS

2 adoption.

3 (Duly seconded.)

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

7 All in favor will say aye.

8 (Aye.)

9 COUNCIL PRESIDENT VERNA: Those
10 opposed?

11 (No response.)

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

14 THE CHIEF CLERK: And a resolution
15 recognizing April as Community College Month
16 in Philadelphia.

17 COUNCIL PRESIDENT VERNA: The Chair
18 recognizes Councilman Clarke.

19 COUNCILMAN CLARKE: Move for the
20 adoption.

21 (Duly seconded.)

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

25 All in favor will say aye.

1 04/15/04 - STATED - INTRO. OF BILLS

2 (Aye.)

3 COUNCIL PRESIDENT Verna: Those
4 opposed?

5 (No response.)

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

8 The Chair recognizes Councilman
9 Kelly.

10 COUNCILMAN KELLY: Madam President,
11 I have no bills or resolutions today.

12 COUNCIL PRESIDENT Verna: Thank you.

13 I'm sorry. I believe Councilman
14 Clarke had another resolution which we did not
15 consider.

16 I would ask the Chief Clerk to read
17 the title, please.

18 THE CHIEF CLERK: A resolution
19 authorizing the Commissioner of Public
20 Property to execute and deliver to the
21 Redevelopment Authority deeds located in the
22 5th, 20th, 28th, 19th, 32nd and 47th Wards of
23 the City of Philadelphia.

24 COUNCIL PRESIDENT Verna: The Chair
25 recognizes Councilman Clarke.

1 04/15/04 - STATED - INTRO. OF BILLS

2 COUNCILMAN CLARKE: Move for the an
3 adoption.

4 (Duly seconded.)

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

8 All in favor will say aye.

9 (Aye.)

10 COUNCIL PRESIDENT Verna: Those
11 opposed?

12 (No response.)

13 COUNCIL PRESIDENT Verna: The ayes
14 have it, and the resolution is adopted.

15 The Chair recognizes Councilman
16 Rizzo.

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

19 COUNCIL PRESIDENT Verna: Thank you.

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

22 THE CHIEF CLERK: A resolution
23 recognizing that Vietnamese American community
24 in Philadelphia chooses to have the gold and
25 yellow flag with three red stripes recognized

1 04/15/04 - STATED - REPORTS

2 as the official flag of their community.

3 COUNCIL PRESIDENT Verna: The Chair
4 recognizes Councilman Rizzo.

5 COUNCILMAN RIZZO: I move for the
6 adoption of the this resolution.

7 (Duly seconded.)

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

11 All in favor will signify by saying
12 aye.

13 (Aye.)

14 COUNCIL PRESIDENT Verna: Those
15 opposed?

16 (No response.)

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

19 The next order of business is
20 reports from committees.

21 The Chair recognizes Councilman
22 DiCicco for a report from the Committee on
23 Streets and Services.

24 COUNCILMAN DICICCO: Thank you,
25 Madam President. The Committee on Streets and

1 04/15/04 - STATED - REPORTS

2 Services reports out 14 bills with a favorable
3 recommendation.

4 COUNCIL PRESIDENT VERNA: Thank you.

5 The Chief Clerk please read the
6 report.

7 Councilman Kenney.

8 COUNCILMAN KENNEY: Thank you, Madam
9 President. I need to leave the Chamber. I'd
10 like to be recorded as voting aye on any bills
11 or resolutions that come up in my absence.

12 COUNCIL PRESIDENT VERNA: Thank you.
13 Leave will be granted.

14 THE CHIEF CLERK: To the President
15 and Members of the Council of the City of
16 Philadelphia, the Committee on Streets and
17 Services to which was referred Bill No. 040028
18 entitled an ordinance granting permission to
19 900 South Front Street, owner of the property
20 900 South Front Street to operate and maintain
21 an open-air sidewalk cafe;

22 And Bill No. 040112 entitled an
23 ordinance amending Section 9-212 of the
24 Philadelphia Code, entitled "Newsstands" by
25 prohibiting newsstands within the area bounded

1 04/15/04 - STATED - REPORTS
2 by Dyre Street, Cheltenham Avenue, Penn Street
3 and Frankford Avenue;

4 And Bill No. 040135, entitled an
5 ordinance authorizing the revision of lines
6 and grades on a portion of City Plan NO. 307
7 by striking and abandoning portions of a
8 certain pedestrian walkway and right-of-way
9 for gas main purposes.

10 And Bill No. 040150, entitled an
11 ordinance granting permission to Carmen
12 Polutro and Joseph Polutro, owners of the
13 property 2650 South 15th Street, to operate
14 and maintain an open-air sidewalk cafe;

15 And Bill No. 040151, entitled an
16 ordinance amending Section 9-204 of the
17 Philadelphia Code entitled "Sidewalk Vendors
18 in Center City" by exempting sidewalk sales by
19 owners and tenants of 1523 and 1529 Spruce
20 Street and permitting such activity under
21 certain terms and conditions;

22 And Bill No. 040158, entitled an
23 ordinance amending Section 2 of an ordinance,
24 Bill No. 020740, approved January 23, 2003,
25 entitled an ordinance authorizing the revision

1 04/15/04 - STATED - REPORTS

2 of lines and grades on a portion of City Plan
3 No. 58 by striking from the City Plan and
4 vacating Olive Street from Percy Street to
5 10th Street by extending the time for
6 compliance with the conditions stated therein;

7 And Bill No. 040185, entitled an
8 ordinance establishing a "No Trucking Parking"
9 regulation on South Seventh Street between
10 Washington Avenue and Fitzwater Street;

11 And Bill No. 040186, entitled an
12 ordinance establishing a "No Truck Parking"
13 regulation on East Passyunk Avenue between
14 Washington Avenue and Fitzwater Street;

15 And Bill No. 040188, entitled an
16 ordinance granting permission to TCG Delaware
17 Valley, a Delaware corporation, its successors
18 and assigns to construct, maintain and
19 operate, replace, and remove
20 telecommunications service and fiber optic
21 cables;

22 And Bill No. 040208, entitled an
23 ordinance authorizing Homewood Suites Hotel,
24 Stout Road Associates, 4200 City Avenue, to
25 construct and maintain a building addition and

1 04/15/04 - STATED - REPORTS

2 footing into the public right-of-way of Stout
3 Road east of City Avenue;

4 And Bill No. 040209, entitled an
5 ordinance establishing a "No Truck Parking"
6 regulation on the 109000 block of Dutton Road;

7 And Bill No. 040264, entitled an
8 ordinance authorizing the revision of lines
9 and grades on the City Plan No. 42 by striking
10 from the City Plan and abandoning a certain
11 right-of-way for municipal and public utility
12 purposes extending from Market Street
13 southwestwardly to 33rd Street;

14 And Bill No. 040266, entitled an
15 ordinance amending Section 2 of an ordinance,
16 Bill No. 020716, approved January 23, 2003
17 entitled an ordinance authorizing revision of
18 lines and grades on a portion of City Plan No.
19 197 by extending the time for compliance with
20 conditions stated therein;

21 And Bill No. 040271, entitled an
22 ordinance amending Sections 9-205 and 9-206 of
23 the Philadelphia Code relating to sidewalk
24 sales and sidewalk vendors in neighborhood
25 business districts by adding a designated

1 04/15/04 - STATED - REPORTS

2 neighborhood business district on Germantown
3 Avenue between York Street and Butler Street
4 and making technical changes, all under
5 certain terms and conditions;

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

10 COUNCIL PRESIDENT VERNA: Thank you.

11 The Chair recognizes Councilman
12 DiCicco.

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

18 (Duly seconded.)

19 COUNCIL PRESIDENT VERNA: It has
20 been moved and properly seconded that the
21 Rules of Council be suspended so as to permit
22 first reading this day of Bill Nos. 040028,
23 040112, 040135, 040150, 040151, 040158,
24 040185, 040186, 040188, 040208, 040209,
25 040264, 040266 and 040271.

1 04/15/04 - STATED - REPORTS

2 All in favor will indicate by saying
3 aye.

4 (Aye.)

5 COUNCIL PRESIDENT VERNA: Those
6 opposed?

7 (No response.)

8 COUNCIL PRESIDENT VERNA: The ayes
9 have it. And the bills just read will be
10 placed on today's First Reading Calendar.

11 The Chair recognizes Councilwoman
12 Miller for a report from the Committee on
13 Public Safety.

14 COUNCILWOMAN MILLER: The Committee
15 on Public Safety reports two bills with a
16 favorable recommendation.

17 COUNCIL PRESIDENT VERNA: Thank you.

18 The Chief Clerk will please read the
19 report.

20 THE CHIEF CLERK: The Committee on
21 Public Safety to which was referred Bill No.
22 040312 entitled an ordinance amending Chapter
23 10-800 of the Philadelphia Code, entitled
24 "Safety" by adding a new section entitled
25 "Temporary Removal of Firearms of Persons

1 04/15/04 - STATED - REPORTS

2 Posing a Risk of Imminent Personal Injury to
3 Self or Others;"

4 And Bill No. 040315, entitled an
5 ordinance amending Section 10-800 of the
6 Philadelphia Code entitled "Safety" by adding
7 a new section 10-821A entitled "Contraband
8 Weapons, Accessories and Ammunition" providing
9 for the prohibition and registration of
10 certain assault weapons and imposing
11 penalties;

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

16 COUNCIL PRESIDENT VERNA: Thank you.

17 The Chair again recognizes
18 Councilwoman Miller.

19 COUNCILWOMAN MILLER: I move that
20 the Rules of Council be suspended so as to
21 permit first reading this day of Bill No.
22 040312 and 040315.

23 COUNCIL PRESIDENT VERNA: Do I hear
24 a second?

25 (Duly seconded.)

1 04/15/04 - STATED - REPORTS

2 COUNCIL PRESIDENT VERNA: It has
3 moved and properly seconded that the Rules of
4 Council be suspended so as to permit first
5 reading this day of Bill No. 040312 and
6 040315.

7 All in favor will indicate by saying
8 aye.

9 (Aye.)

10 COUNCIL PRESIDENT VERNA: Those
11 opposed?

12 (No response.)

13 COUNCIL PRESIDENT VERNA: The ayes
14 have it. And the bills just read will be
15 placed on today's First Reading Calendar.

16 The Chair again recognizes
17 Councilwoman Miller for a report from the
18 joint Committee on Public Safety and
19 Education.

20 COUNCILWOMAN MILLER: Thank you,
21 Madam President. The joint Committee on
22 Public Safety and Education report one bill
23 with a favorable recommendation.

24 COUNCIL PRESIDENT VERNA: Thank you.

25 The Chief Clerk please read the

1 04/15/04 - STATED - REPORTS

2 report.

3 THE CHIEF CLERK: To the President
4 and Members of the Council of the City of
5 Philadelphia, the joint Committee on Public
6 Safety and Education to which was referred
7 Bill No. 040114, entitled an ordinance
8 amending Section 10-800 of the Philadelphia
9 Code entitled "Safety" by adding a new Section
10 10-833 entitled "Possession of Weapons on
11 School Property" to prohibit the possession of
12 weapons in and around educational
13 institutions, all certain terms and
14 conditions; respectfully reports it has
15 considered the same and returns the attached
16 bill to Council with a favorable
17 recommendation.

18 COUNCIL PRESIDENT VERNA: Thank you.

19 The Chair again recognizes
20 Councilwoman Miller.

21 COUNCILWOMAN MILLER: I move that
22 the Rules of Council be suspended so as permit
23 first reading this day of Bill No. 040114.

24 (Duly seconded.)

25 COUNCIL PRESIDENT VERNA: It has

1 04/15/04 - STATED - 1ST READING

2 moved and properly seconded that the Rules of
3 Council be suspended so as to permit first
4 reading this day of Bill No. 040114.

5 All in favor will say aye.

6 (Aye.)

7 COUNCIL PRESIDENT VERNA: Those
8 opposed?

9 (No response.)

10 COUNCIL PRESIDENT VERNA: The ayes
11 have it, and the bill just read will be placed
12 on today's First Reading Calendar.

13 The next order of business is the
14 consideration of the Calendar.

15 The Chief Clerk will please read the
16 bills on the First Reading Calendar.

17 THE CHIEF CLERK: Bill No. 040157,
18 an ordinance creating the 436 Walnut Tax
19 Increment Financing District, being the area
20 generally bounded by Walnut Street on the
21 north, Fourth Street on the East, Fifth Street
22 on the west and Spruce Street on the south.

23 COUNCIL PRESIDENT VERNA: The Chair
24 agrees.

25 THE CHIEF CLERK: And Bill No.

1 04/15/04 - STATED - 1ST READING

2 040028, an ordinance granting permission to
3 900 South Front Street, owner of the property
4 900 South Front Street to operate and maintain
5 an open-air sidewalk cafe on the southwest
6 corner of Front and Christian Streets.

7 COUNCIL PRESIDENT Verna: The Chair
8 agrees.

9 THE CHIEF CLERK: And Bill No.
10 040112, an ordinance amending Section 9-212 of
11 the Philadelphia Code, entitled "Newsstands"
12 by prohibiting newsstands within the area
13 bounded by Dyre Street, Cheltenham Avenue,
14 Penn Street and Frankford Avenue.

15 COUNCIL PRESIDENT Verna: The Chair
16 agrees.

17 THE CHIEF CLERK: And Bill No.
18 040135, an ordinance authorizing the revision
19 of lines and grades on a portion of City Plan
20 NO. 307 by striking and abandoning portions of
21 a certain pedestrian walkway and right-of-way
22 for gas main purposes.

23 COUNCIL PRESIDENT Verna: The Chair
24 agrees.

25 THE CHIEF CLERK: And Bill No.

1 04/15/04 - STATED - 1ST READING

2 040150, an ordinance granting permission to
3 Carmen Polutro and Joseph Polutro, owners of
4 the property 2650 South 15th Street, to
5 operate and maintain an open-air sidewalk cafe
6 on the northwest corner of South 15th and
7 Oregon Avenue.

8 COUNCIL PRESIDENT Verna: The Chair
9 agrees.

10 THE CHIEF CLERK: And Bill No.
11 040151, an ordinance amending Section 9-204 of
12 the Philadelphia Code entitled "Sidewalk
13 Vendors in Center City" by exempting sidewalk
14 sales by owners and tenants of 1523 and 1529
15 Spruce Street.

16 COUNCIL PRESIDENT Verna: The Chair
17 agrees.

18 THE CHIEF CLERK: And Bill No.
19 040158, an ordinance amending Section 2 of an
20 ordinance, Bill No. 020740, approved January
21 23, 2003, entitled an ordinance authorizing
22 the revision of lines and grades on a portion
23 of City Plan No. 58.

24 COUNCIL PRESIDENT Verna: The Chair
25 agrees.

1 04/15/04 - STATED - 1ST READING

2 THE CHIEF CLERK: And Bill No.

3 040185, an ordinance establishing a "No
4 Trucking Parking" regulation on South Seventh
5 Street between Washington Avenue and Fitzwater
6 Street.

7 COUNCIL PRESIDENT VERNA: The Chair
8 agrees.

9 THE CHIEF CLERK: And Bill No.

10 040186, an ordinance establishing a "No Truck
11 Parking" regulation on East Passyunk Avenue
12 between Washington Avenue and Fitzwater
13 Street.

14 COUNCIL PRESIDENT VERNA: The Chair
15 agrees.

16 THE CHIEF CLERK: And Bill No.

17 040188, an ordinance granting permission to
18 TCG Delaware Valley, a Delaware corporation,
19 its successors and assigns to construct,
20 maintain and operate, replace, and remove
21 telecommunications service and fiber optic
22 cables.

23 COUNCIL PRESIDENT VERNA: The Chair
24 agrees.

25 THE CHIEF CLERK: And Bill No.

1 04/15/04 - STATED - 1ST READING

2 040208, an ordinance authorizing Homewood
3 Suites Hotel, Stout Road Associates, owners of
4 the property 4200 City Avenue, to construct
5 and maintain a building addition and footing
6 into the public right-of-way of Stout Road.

7 COUNCIL PRESIDENT Verna: The Chair
8 agrees.

9 THE CHIEF CLERK: And Bill No.
10 040209, an ordinance establishing a "No Truck
11 Parking" regulation on the 109000 block of
12 Dutton Road.

13 COUNCIL PRESIDENT Verna: The Chair
14 agrees.

15 THE CHIEF CLERK: And Bill No.
16 040264, an ordinance authorizing the revision
17 of lines and grades on the City Plan No. 42 by
18 striking from the City Plan and abandoning a
19 certain right-of-way for municipal and public
20 utility purposes.

21 COUNCIL PRESIDENT Verna: The Chair
22 agrees.

23 THE CHIEF CLERK: And Bill No.
24 040266, an ordinance amending Section 2 of an
25 ordinance, Bill No. 020716, approved January

1 04/15/04 - STATED - 1ST READING

2 23, 2003 of an ordinance authorizing revision
3 of lines and grades on a portion of City Plan
4 No. 197.

5 COUNCIL PRESIDENT VERNA: The Chair
6 agrees.

7 THE CHIEF CLERK: And Bill No.
8 040271, an ordinance amending Sections 9-205
9 and 9-206 of the Philadelphia Code relating to
10 sidewalk sales and sidewalk vendors in
11 neighborhood business districts.

12 COUNCIL PRESIDENT VERNA: The Chair
13 agrees.

14 THE CHIEF CLERK: And Bill No.
15 040312, an ordinance amending Chapter 10-800
16 of the Philadelphia Code, entitled "Safety" by
17 adding a new section entitled "Temporary
18 Removal of Firearms of Persons Posing a Risk
19 of Imminent Personal Injury to Self or
20 Others."

21 COUNCIL PRESIDENT VERNA: The Chair
22 agrees.

23 THE CHIEF CLERK: And Bill No.
24 040315, an ordinance amending Section 10-800
25 of the Philadelphia Code entitled "Safety" by

1 04/15/04 - STATED - 2ND READING

2 adding a new Section 10-821A entitled
3 "Contraband Weapons, Accessories and
4 Ammunition."

5 COUNCIL PRESIDENT VERNA: The Chair
6 agrees.

7 THE CHIEF CLERK: And Bill No.
8 040114, an ordinance amending Section 10-800
9 of The Philadelphia Code entitled "Safety" by
10 adding a new Section 10-833 entitled
11 "Possession of Weapons on School Property."

12 COUNCIL PRESIDENT VERNA: The Chair
13 agrees.

14 That completes the First Reading
15 Calendar.

16 The Chair now recognizes
17 Councilwoman Blackwell for the purpose of
18 calling up bills on the second reading and
19 Final Passage Calendar.

20 COUNCILWOMAN BLACKWELL: Thank you,
21 Madam President. Today, Bill Nos. 040092,
22 040024, and 040183 are being called up for
23 second reading and final passage.

24 All other bills are being held.

25 COUNCIL PRESIDENT VERNA: Thank you.

1 04/15/04 - STATED - 2ND READING

2 The Chief Clerk will please read the title of
3 Bill No. 040092.

4 THE CHIEF CLERK: An ordinance to
5 amend the Philadelphia Zoning Maps by changing
6 the zoning designations of certain areas of
7 land located in the vicinity of Fountain
8 Street and the Manayunk Canal.

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

12 The Clerk will please call the roll.

13 THE CHIEF CLERK: Councilwoman
14 Blackwell.

15 COUNCILWOMAN BLACKWELL: Aye.

16 THE CHIEF CLERK: Councilman Clarke.

17 COUNCILMAN CLARKE: Aye.

18 THE CHIEF CLERK: Councilman Cohen.

19 COUNCILMAN COHEN: Aye.

20 THE CHIEF CLERK: Councilman
21 DiCicco.

22 COUNCILMAN DICICCO: Aye.

23 THE CHIEF CLERK: Councilman Goode.

24 COUNCILMAN GOODE: Aye.

25 THE CHIEF CLERK: Councilman Kelly.

1 04/15/04 - STATED - 2ND READING
2 COUNCILMAN KELLY: Aye.
3 THE CHIEF CLERK: Councilman Kenney
4 voting aye.
5 THE CHIEF CLERK: Councilwoman
6 Krajewski.
7 COUNCILWOMAN KRAJEWSKI: Aye.
8 THE CHIEF CLERK: Councilman
9 Mariano.
10 COUNCILMAN MARIANO: Aye.
11 THE CHIEF CLERK: Councilwoman
12 Miller.
13 COUNCILWOMAN MILLER: Aye.
14 THE CHIEF CLERK: Councilman Nutter.
15 COUNCILMAN NUTTER: Aye.
16 THE CHIEF CLERK: Councilman
17 O'Neill.
18 COUNCILMAN O'NEILL: Aye.
19 THE CHIEF CLERK: Councilman Ramos.
20 COUNCILMAN RAMOS: Aye.
21 THE CHIEF CLERK: Councilwoman
22 Reynolds Brown.
23 COUNCILWOMAN REYNOLDS BROWN: Aye.
24 THE CHIEF CLERK: Councilman Rizzo.
25 COUNCILMAN RIZZO: Aye.

1 04/15/04 - STATED - 2ND READING

2 THE CHIEF CLERK: Councilwoman

3 Tasco.

4 COUNCILWOMAN TASCO: Aye.

5 THE CHIEF CLERK: Council President

6 Verna.

7 COUNCIL PRESIDENT VERNA: Aye.

8 The ayes are 17, the nays are 0. A
9 majority of all Members having voted in the
10 affirmative, the bill passes.

11 The next bill to be called for
12 consideration is Bill No. 040024.

13 THE CHIEF CLERK: An ordinance
14 amending Section 14-1200 of The Philadelphia
15 Code entitled "Pending Public Acquisition
16 District Acquisition District" by designating
17 a pending public acquisition district in the
18 area bounded on the east by North 13th Street,
19 on the north by Race Street, on the west by
20 north Broad Street, and on the south by Arch
21 Street.

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

25 The Clerk will please call the roll.

1 04/15/04 - STATED - 2ND READING

2 THE CHIEF CLERK: Councilwoman
3 Blackwell.

4 COUNCILWOMAN BLACKWELL: Aye.

5 THE CHIEF CLERK: Councilman Clarke.

6 COUNCILMAN CLARKE: Aye.

7 THE CHIEF CLERK: Councilman Cohen.

8 COUNCILMAN COHEN: This bill I would
9 love abstain on because I have serious
10 questions about it. But at the same time, the
11 Home Rule Charter does not permit abstentions
12 on final votes on bills. Therefore, with
13 great reservations, I nonetheless will vote to
14 support it, hoping that the government will
15 come to a relatively speedy decision so as to
16 interfere less with the rights of business
17 owners and property owners in that affected
18 area. But considering and balancing all the
19 equities under the present situation, my vote
20 will be aye on the bill with the deep
21 reservations I've expressed.

22 COUNCIL PRESIDENT VERA: Thank you,
23 Councilman.

24 THE CHIEF CLERK: Councilman
25 DiCicco.

1 04/15/04 - STATED - 2ND READING

2 COUNCILMAN DICICCO: Aye.

3 I thank my Councilman to the right
4 for his support even though I know he has some
5 grave reservations.

6 Thank you, Councilman.

7 COUNCIL PRESIDENT VERNA: Please
8 continue.

9 THE CHIEF CLERK: Councilman Goode.

10 COUNCILMAN GOODE: Aye.

11 THE CHIEF CLERK: Councilman Kelly.

12 COUNCILMAN KELLY: Aye.

13 THE CHIEF CLERK: Councilman Kenney
14 voting aye.

15 THE CHIEF CLERK: Councilwoman
16 Krajewski.

17 COUNCILWOMAN KRAJEWSKI: Aye.

18 THE CHIEF CLERK: Councilman
19 Mariano.

20 COUNCILMAN MARIANO: Aye.

21 THE CHIEF CLERK: Councilwoman
22 Miller.

23 COUNCILWOMAN MILLER: Aye.

24 THE CHIEF CLERK: Councilman Nutter.

25 COUNCILMAN NUTTER: Aye.

1 04/15/04 - STATED - 2ND READING

2 THE CHIEF CLERK: Councilman
3 O'Neill.

4 COUNCILMAN O'NEILL: Aye.

5 THE CHIEF CLERK: Councilman Ramos.

6 COUNCILMAN RAMOS: Aye.

7 THE CHIEF CLERK: Councilwoman
8 Reynolds Brown.

9 COUNCILWOMAN REYNOLDS BROWN: Aye.

10 THE CHIEF CLERK: Councilman Rizzo.

11 COUNCILMAN RIZZO: No.

12 THE CHIEF CLERK: Councilwoman
13 Tasco.

14 COUNCILWOMAN TASCO: Aye.

15 THE CHIEF CLERK: Council President
16 Verna.

17 COUNCIL PRESIDENT VERNA: Aye.

18 The ayes are 16, the nays are 1. A
19 majority of all Members having voted in the
20 affirmative, the bill passes.

21 The last bill to be called for
22 consideration is Bill No. 040183.

23 THE CHIEF CLERK: An ordinance to
24 amend the Philadelphia Zoning Maps by changing
25 the zoning designations of certain areas of

1 04/15/04 - STATED - 2ND READING

2 land located within an area bounded by the
3 Delaware River, Cottman Avenue, I-95
4 Expressway, and Rhawn Street.

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

8 The Clerk will please call the roll.

9 THE CHIEF CLERK: Councilwoman
10 Blackwell.

11 COUNCILWOMAN BLACKWELL: Aye.

12 THE CHIEF CLERK: Councilman Clarke.

13 COUNCILMAN CLARKE: Aye.

14 THE CHIEF CLERK: Councilman Cohen.

15 COUNCILMAN COHEN: Aye.

16 THE CHIEF CLERK: Councilman

17 DiCicco.

18 COUNCILMAN DICICCO: Aye.

19 THE CHIEF CLERK: Councilman Goode.

20 COUNCILMAN GOODE: Aye.

21 THE CHIEF CLERK: Councilman Kelly.

22 COUNCILMAN KELLY: Aye.

23 THE CHIEF CLERK: Councilman Kenney

24 voting aye.

25 THE CHIEF CLERK: Councilwoman

1 04/15/04 - STATED - 2ND READING
2 Krajewski.
3 COUNCILWOMAN KRAJEWSKI: Aye.
4 THE CHIEF CLERK: Councilman
5 Mariano.
6 COUNCILMAN MARIANO: Aye.
7 THE CHIEF CLERK: Councilwoman
8 Miller.
9 COUNCILWOMAN MILLER: Aye.
10 THE CHIEF CLERK: Councilman Nutter.
11 COUNCILMAN NUTTER: Aye.
12 THE CHIEF CLERK: Councilman
13 O'Neill.
14 COUNCILMAN O'NEILL: Aye.
15 THE CHIEF CLERK: Councilman Ramos.
16 COUNCILMAN RAMOS: Aye.
17 THE CHIEF CLERK: Councilwoman
18 Reynolds Brown.
19 COUNCILWOMAN REYNOLDS BROWN: Aye.
20 THE CHIEF CLERK: Councilman Rizzo.
21 COUNCILMAN RIZZO: Aye.
22 THE CHIEF CLERK: Councilwoman
23 Tasco.
24 COUNCILWOMAN TASCO: Aye.
25 THE CHIEF CLERK: Council President

1 04/15/04 - STATED - SPEECHES

2 Verna.

3 COUNCIL PRESIDENT VERNA: Aye.

4 The ayes are 17, the nays are 0. A
5 majority of all Members having voted in the
6 affirmative, the bill passes.

7 That concludes the Calendar for
8 today.

9 Are there speeches on the part of
10 the Minority?

11 (No response.)

12 COUNCIL PRESIDENT VERNA: Are there
13 speeches on the part of the Majority?

14 The Chair recognizes Councilwoman
15 Blackwell.

16 COUNCILWOMAN BLACKWELL: Thank you,
17 Madam President. We understand in City
18 Council, Madam President, that this is a very
19 special day in your life. Therefore, we would
20 all like to say happy birthday.

21 (Singing.)

22 COUNCIL PRESIDENT VERNA: Thank all
23 of you very much. Thank you.

24 I really don't want to recognize
25 birthdays anymore, but thank you. Thank you

1 04/15/04 - STATED - SPEECHES

2 very much.

3 (Cake presented.)

4 (Applause.)

5 COUNCILWOMAN BLACKWELL: Cake will
6 be available next door.

7 COUNCIL PRESIDENT Verna: Thank you
8 very much. I appreciate that. Thank you all
9 so very much.

10 At this time, the Chair recognizes
11 Councilman Cohen.

12 COUNCILMAN COHEN: Thank you, Madam
13 President. I'm sorry to cast some raindrops
14 on the beautiful day of your birthday. But
15 today is also an unhappy day for most
16 Americans in that they have to pay taxes of
17 various kinds to federal, state, and city
18 governments. And this morning, there was a
19 celebration outside of the Mayor's office and
20 in the Council Caucus Room with respect to the
21 so-called tax reform. And I want to call
22 attention to everybody that, in my judgement,
23 this is not tax reform but is again swatting
24 the working people in favor of the much richer
25 and more affluent business people, and that

1 04/15/04 - STATED - SPEECHES

2 ought not to be. In the City, there ought to
3 be fairness and the City of Philadelphia ought
4 to be a City renown throughout the, not only
5 the nation, but the world because of its
6 founding place in the forming of this great
7 democracy of ours but in recognizing that
8 working people deserve fair breaks. And under
9 the City's tax structure, the people treated
10 most unfairly in every way, really shamefully,
11 are working people who have low incomes.
12 Because the federal government and the state
13 government exempt people from paying income
14 tax if they fall in certain income
15 classifications, but in Philadelphia that's
16 not true. The poorer you are, the more we are
17 determined to make you pay for the cost of
18 everything in the City. And therefore,
19 despite the income tax reservations and rights
20 of refunds to low income workers enjoyed by
21 citizens of Philadelphia when they're treated
22 that way by the federal government and the
23 state government, when it comes to the city
24 government, we, the City Council and the Mayor
25 working together jointly seem to get special

1 04/15/04 - STATED - SPEECHES

2 good feeling about swatting the poor working
3 people. And by poor working people, I refer
4 not only to people who work at low wages in
5 the service industries, but I mean the retired
6 people who live in the row houses of
7 Philadelphia who do a little bit of occasional
8 work in order to produce some income. Yet
9 every penny of their income, and it may be
10 just a couple of thousand dollars a year, is
11 nonetheless taxed and retained by the City.

12 This tax reform body in considering
13 wage tax legislation, some of which may have
14 good reason to be suggested for reform
15 purposes, nonetheless ignored the most urgent
16 need for reform, and that's for working poor.
17 When you do some work, you ought to be treated
18 with respect. And if you work full time, you
19 ought to get enough income in order to take
20 care of your family's needs. And if not, the
21 government should do its share to help instead
22 of making your condition worse.

23 Therefore, again, I'm going to use
24 this occasion, hopefully, by next week to
25 prepare again the wage tax cut bill for

1 04/15/04 - STATED - SPEECHES

2 consideration by Council so that Philadelphia
3 can redeem itself. And as a Democratic
4 strongholder, just talking politically now, as
5 a Democratic stronghold, it ought to show the
6 Democratic Party feels toward wage earners,
7 and that as not to swat them unfairly on taxes
8 but to respect their rights.

9 And so the wage tax cut bill will be
10 introduced, hopefully, next week; if not, the
11 week thereafter. And in the meantime, I think
12 it's important that all of us think about
13 fairness in the tax system and why
14 Philadelphia should be an outstanding nation
15 in support of working people, in support of
16 the older widows who exist on a small Social
17 Security stipend who may get a job maybe
18 babysitting, maybe tending other people's
19 children, maybe doing some light work, who
20 earn a few thousand dollars a year, it seems
21 to me basically unfair that they and the
22 people who work in the service industries be
23 treated so unfairly to have no rights at all
24 to get their money back that they pay in wage
25 taxes, but the federal and state government

1 04/15/04 - STATED - SPEECHES

2 see the justice of their claim. And as a
3 Democrat, I have to say I'm ashamed of the
4 Democratic Party's failure thus far in the
5 City of Philadelphia to see the injustice that
6 exists in making working people pay so heavily
7 on taxes.

8 So this is a good day. I don't mean
9 to pour rain on your birthday, Council
10 President.

11 COUNCIL PRESIDENT Verna: You're
12 not.

13 COUNCILMAN COHEN: But I hope that
14 the next birthday you enjoy will be one which
15 you can feel you're President of a City
16 Council which treats workers fairly instead of
17 trying to balance the books on their backs.

18 Thank you, Madam President.

19 COUNCIL PRESIDENT Verna: Thank you
20 very much, Councilman.

21 (Applause.)

22 COUNCIL PRESIDENT Verna: The Chair
23 recognizes Councilwoman Brown.

24 COUNCILWOMAN BROWN: Thank you,
25 Madam President. I wanted to bring to

1 04/15/04 - STATED - SPEECHES

2 everyone's attention that yesterday was a
3 terrific development for Philadelphia's
4 children and for children in the region. I
5 want to go on record to salute and offer kudos
6 to the leadership of the Fairmount Park
7 Commission and the entire membership of the
8 Fairmount Park Commission for voting favorably
9 for the next step around the Please Touch
10 Museum.

11 The subsequent step is that it will
12 now come before us, and I look forward to
13 working with the Councilman that represents
14 this area, my councilman, Councilman Nutter,
15 the members of the Parks, Recreation and
16 Cultural Affairs Committee, and all the
17 Members of City Council so we can offer our
18 ultimate hopeful support on the Please Touch
19 Museum and its hoped-for a new location at the
20 Memorial Hall.

21 Thank you very much.

22 COUNCIL PRESIDENT VERA: Thank you.

23 Are there any other speeches on the
24 part of the Majority?

25 (No response.)

1 04/15/04 - STATED - SPEECHES

2 COUNCIL PRESIDENT Verna: The Chair
3 recognizes Councilman O'Neill.

4 COUNCILMAN O'NEILL: Thank you,
5 Madam President.

6 April 15th is another deadline day
7 that we've come to know in the last few days,
8 that's the deadline for the scholarship
9 program. And I'm very disappointed, I'm sure
10 others are in this Council, that the Mayor
11 chose to keep the deadline, keep the program
12 in its discriminatory fashion.

13 I don't think we had any question
14 about whether it was legal or not. We never
15 got into that. That was part of the Mayor's
16 defense. The other part was that these people
17 made the choice and City dollars can be used
18 to discriminate since they made that choice.

19 It seemed totally foreign to the way
20 we do business in this City Council in this
21 government to be defending discrimination.

22 But I hope, still, that we do not
23 wait until the end of this budget process to
24 deal with this issue head on. Because unlike
25 the fire fighter staffing tissues, the

1 04/15/04 - STATED - SPEECHES

2 cultural cuts and all the other things that
3 we're dealing with that will become effective
4 on July 1st if they actually come into play
5 and don't get changed, this is happening right
6 in front of us.

7 There was a letter yesterday from
8 the Archdiocese which we all received that was
9 very well written, very clear that this is not
10 a major impact. This is really a statement to
11 parents who are struggling, telling them that
12 they're second class citizens. And I hope we
13 can get this done and get it done quickly.
14 I'm extremely disappointed that we couldn't
15 get it done in time to just extend the
16 deadline. Now, we'll be creating a new
17 deadline if we expand the program.

18 The education testimony that we
19 heard yesterday and the day before was about
20 the worst and most disappointing I've ever
21 heard since I've been in Council. I still
22 can't understand what they were saying, let
23 alone the inconsistencies. I've never heard a
24 department head ask a Councilmember, "Where
25 did you get that information," and have to sit

1 04/15/04 - STATED - SPEECHES

2 and listen to the fact that it came from his
3 department. I mean, there's only eight people
4 in there.

5 So I don't know what's being held
6 back. There doesn't seem to be any
7 willingness on the part of the School District
8 to raise any of the 3 million that was
9 supposed to be their share. They're basically
10 taking the 3 million federal and adding 4
11 million City to do it. And I hope this
12 Council stands strong against this kind of
13 discrimination as we have done this week and
14 send the same message to the Mayor that we
15 want this done and want it done quickly.

16 The second thing I want to mention
17 deals with another startling piece of
18 testimony about the collections in the Water
19 Department. We've had people all over the
20 City feeling they're being stabbed in the
21 heart by PGW, being asked to pay a surcharge
22 for non-payers who are able to pay. And then
23 we get the information that the Water
24 Department, our own beloved Water Department,
25 has a much lower collection rate than PGW.

1 04/15/04 - STATED - SPEECHES

2 Well, PGW admits that even without the
3 surplus, they admit that about 10 percent of
4 the bill today is paying for people who don't
5 pay for their bill. The Water Department must
6 be doubling that number, so it must be
7 somewhere around 20 percent of your water bill
8 is paying for people that don't pay if their
9 collections are in the low 80s. It's an
10 unheard of number, especially when they have
11 the best shutoff program around. When you
12 don't have water, you're out. Ask anybody
13 who's lived next door to somebody without
14 water. Don't ask the people in the house,
15 just ask their neighbors how it shuts down.
16 There are certain things you need water for
17 and you just can't escape that fact.

18 I don't know what the Water
19 Department is up to, except they've asked for
20 a 40 percent increase over the next three
21 years. Because it's really a three-year
22 increase because you get it one January and
23 the fourth one comes in three years on January
24 1st again.

25 It seems to me that what we've got

1 04/15/04 - STATED - SPEECHES

2 is a hidden, backdoor, you pay for them that
3 aren't paying. That's what this rate increase
4 seems to be.

5 We've been hearing the new water
6 lateral responsibility and that's the reason.
7 And we've had discussions about how that area
8 really belongs in the Capital Budget. This
9 sounds like this gigantic water increase is
10 based on a collection problem that is even
11 worse than the deplorable Gas Works that we've
12 been condemning for the last several weeks.

13 So I hope, as these budget hearings
14 go on, before we get into this rate increase,
15 this astronomical rate increase, that we deal
16 with this situation in the Water Department
17 because they're making the PGW folk look like
18 collection wizards.

19 Thank you.

20 COUNCIL PRESIDENT Verna: As I said
21 yesterday, it would appear that we not only
22 have a fiscal crisis, but a collection crisis.
23 And I think we even heard about the real
24 estate taxes and delinquency there. But
25 that's subject for another day.

1 04/15/04 - STATED - SPEECHES

2 Councilman Ramos.

3 COUNCILMAN RAMOS: Thank you, Madam
4 President.

5 According to the Philadelphia
6 Traffic Court, there are about 1.9 million
7 citations outstanding and \$391 million owed in
8 traffic tickets, and that's just in
9 Philadelphia. The difficulties that many of
10 these individuals may owe thousands of dollars
11 and it's not financial possible for them to
12 every pay it.

13 This morning, I presented a
14 resolution that you were all so kind to pass
15 unanimously asking the State House of
16 Representatives, and I've sent a copy of my
17 resolution to the Philadelphia Delegation in
18 the House. My resolution, and I sure hope
19 that it will be turned into bill, will amend
20 the Vehicle Code to allow the courts to order
21 community service as an alternative sentence
22 for part of the cost of those individuals who
23 cannot financially afford to pay the total
24 amount of their tickets. I think this is a
25 way of getting our people that are driving

1 04/15/04 - STATED - SPEECHES

2 without license, unlawful drivers, giving them
3 an opportunity to do community service as a
4 way of paying off their fines, get them to get
5 their licenses, get them to get insurance.

6 And I think that all of this is revenue
7 generating, but we're going to need the
8 support of the House of Representatives.

9 I've spoken to the Office of the
10 Speaker and a number other State legislators
11 from Philadelphia that are very interested.

12 Thank you, Madam President.

13 And concerning the issue of the
14 scholarship program. I'm disappointed with
15 the comments of our Mayor, however, I have not
16 lost hope that we can still find a way to get
17 this resolved. And the Archdiocese reiterated
18 yesterday that they still consider themselves
19 in talks with the Administration concerning
20 this issue.

21 Thank you.

22 COUNCIL PRESIDENT VERA: Thank you.

23 Before we adjourn, I would like to
24 remind the members of the Rules Committee that
25 we do have a public hearing scheduled at

1 04/15/04 - STATED - SPEECHES

2 2 o'clock today, and I would ask you to please
3 be there promptly.

4 Are there any further speeches on
5 the part of the Majority?

6 (No response.)

7 COUNCIL PRESIDENT Verna: Seeing
8 none, the Chair recognizes Councilwoman Tasco
9 for a motion.

10 COUNCILWOMAN TESCO: Madam
11 President, I move that Council stand adjourned
12 until Thursday, April 22nd at 10:00 a.m.,
13 2004.

14 (Duly seconded.)

15 COUNCIL PRESIDENT Verna: It has
16 been moved and properly seconded that Council
17 stand adjourned until April 22nd.

18 All in favor will say aye.

19 (Aye.)

20 COUNCIL PRESIDENT Verna: Those
21 opposed?

22 (No response.)

23 COUNCIL PRESIDENT Verna: The ayes
24 have it and the motion carries.

25 Thank you.

1 04/15/04 - STATED - SPEECHES
2 (Council adjourned at 11:30 a.m.)
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C E R T I F I C A T I O N .

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RE: STATED MEETING

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Lisa C. Bradley, RPR

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