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COUNCIL OF THE CITY OF PHILADELPHIA

4

STATED MEETING

5

Thursday, April 16, 1998

11:50 a.m.

6

7

Room 400, City Hall
Philadelphia, Pennsylvania

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PRESENT:

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COUNCIL PRESIDENT JOHN F. STREET

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COUNCILWOMAN ANNA CIBOTTI VERNA

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COUNCILWOMAN JANNIE L. BLACKWELL

13

COUNCILMAN MICHAEL A. NUTTER

14

COUNCILWOMAN JOAN L. KRAJEWSKI

15

COUNCILWOMAN MARIAN B. TASCO

16

COUNCILMAN BRIAN J. O'NEILL

17

COUNCILWOMAN AUGUSTA A. CLARK

18

COUNCILMAN DAVID COHEN

19

COUNCILWOMAN HAPPY FERNANDEZ

20

COUNCILMAN JAMES F. KENNEY

21

COUNCILMAN ANGEL L. ORTIZ

22

COUNCILMAN FRANK RIZZO

23

COUNCILMAN FRANK DiCICCO

24

COUNCILMAN RICHARD T. MARIANO

25

COUNCILWOMAN DONNA REED MILLER

MARIE B. HAUSER, Chief Clerk

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1 INVOCATION

2 PRESIDENT STREET: Good morning,
3 ladies and gentlemen. The Chair notes that the hour
4 has come and that a quorum is present.

5 Council will come to order, members
6 will take their seats, visitors will retire to the
7 seats outside the rail.

8 To give our invocation this morning,
9 the Chair welcomes Reverend Deborah McKinley, who is
10 the Pastor of Old Pine Street Presbyterian Church.
11 She is here today as the guest of Councilman
12 DiCicco.

13 Members and guests will please rise.

14 REV. DEBORAH MCKINLEY: Thank you,
15 Mr. President. Let us pray. Almighty God, you have
16 given us this good land as our heritage, and we
17 thank you this day for the bounty of goodness which
18 you shower upon us through this land and through its
19 people and through their enterprise.

20 Bless our city, oh, God, with honest
21 industry, with sound teaching and learning in our
22 schools and in our colleges and in our
23 universities.

24 Save us and all in our city from
25 violence and discord and confusion. Deliver us from

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2 pride and arrogance, and from evil way.

3 We pray for the students and citizens
4 at Muldova, for the business owners and citizens and
5 government of Massedonia.

6 Oh, God, we come from many nations to
7 this one nation. Make us a united people. We pray
8 for an end to racial division and hatred.

9 Defend our liberties, oh, God, and
10 the liberty of all people. And give those whom we
11 have entrusted with the authority of government the
12 spirit of wisdom, that justice might prevail over
13 injustice.

14 Help them to know that they are
15 called to serve the people as lovers of truth and of
16 justice, work with those who work for peace, and to
17 bring peace to our neighborhoods.

18 When times are prosperous, oh, God,
19 may our hearts be thankful. And in troubled times
20 do not let our trust in you fail.

21 Oh, Lord, your glory shines
22 throughout the world, and it shines even here in
23 Philadelphia.

24 So we commend our city and all who
25 live and work here to your merciful care. Through

1 APPROVAL OF JOURNAL

2 faith in your word, Amen.

3 PRESIDENT STREET: The Chair thanks
4 Reverend McKinley for her inspiring invocation.

5 (Councilmembers greet Reverend
6 McKinley.)

7 PRESIDENT STREET: The Chair
8 recognizes Councilman Ortiz.

9 COUNCILMAN ORTIZ: Mr. President, I
10 wish to be excused from the rest of Council
11 session. I have business outside.

12 All bills or resolutions, I would
13 like to be recorded as voting aye.

14 PRESIDENT STREET: The Chair thanks
15 the Councilman. Leave will be granted.

16 The next order of business is the
17 approval of the Journal of the meeting of Wednesday,
18 April 8, 1998.

19 The Chair recognizes Councilwoman
20 Clark.

21 COUNCILWOMAN CLARK: Mr. President, I
22 move the adoption of the Journal of that date.

23 (Duly seconded.)

24 PRESIDENT STREET: All in favor let
25 it be known by saying aye.

1 LEAVES OF ABSENCE

2 Those opposed say nay.

3 The ayes have it, the Journal is
4 approved.

5 The next order of business is leaves
6 of absence.

7 The Chair recognizes Councilwoman
8 Verna.

9 COUNCILWOMAN VERNA: Thank you,
10 Mr. President.

11 On behalf of the majority, there are
12 no requests for leaves of absence.

13 PRESIDENT STREET: The Chair thanks
14 Councilwoman Verna.

15 The Chair recognizes Councilman
16 Rizzo.

17 COUNCILMAN RIZZO: One request for
18 leave of absence from Councilman Longstreth,
19 Mr. President.

20 PRESIDENT STREET: The Chair thanks
21 Councilman Rizzo. Leave will be granted.

22 At this time we will dispense with
23 our regular order of business to recognize
24 visitors.

25 To all of our visitors and guests

1 WELCOME VISITORS

2 with us this morning, we welcome you here and
3 applaud your interest in the civic affairs of our
4 city, and certainly invite you to come again.

5 Today we have two presentations. Our
6 first presentation recognizes April as Community
7 College Month.

8 To make this presentation, the Chair
9 appoints Councilwoman Clark. The Chair invites Ms.
10 Marcine Mattleman to come and receive this
11 resolution.

12 I see Ms. Rush and others. Are there
13 others who are here for this resolution?

14 If you are, please come and join us.

15 COUNCILWOMAN CLARK: Mr. President, I
16 am so very pleased today to read this resolution,
17 which recognizes April 1998 as National Community
18 College Month in the City of Philadelphia.

19 Whereas, the Council of the City of
20 Philadelphia is pleased to support National
21 Community College Month and to commend the Community
22 College of Philadelphia for its outstanding
23 contributions to higher education in this city.

24 And whereas, Community College
25 provides two-year Liberal Arts college curriculum,

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2 leading to Associate Degrees or to transfer to
3 four-year institutions.

4 In addition, by offering certificate
5 programs in a wide variety of skills and
6 occupations, Community College assists in developing
7 a work force well suited to an increasingly
8 competitive workplace.

9 And whereas, this year more than 10
10 million students are enrolled in the nation's 1,000
11 community colleges, and in this state more than
12 120,000 residents are enrolled in the state's 15
13 community colleges.

14 We are persuaded that students get,
15 quote, more for their money at an institution which
16 plays a pivotal role in our city.

17 And whereas, Community College of
18 Philadelphia is a great asset to the citizens, and
19 we know its teachers and courses enhance and enrich
20 the lives of thousands of individuals, who without
21 CCP would have little or no access to higher
22 education.

23 So now, therefore, resolved by the
24 Council of the City of Philadelphia that we hereby
25 honor the Community College of Philadelphia and

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2 very much.

3 On behalf of the Board of Trustees,
4 Dr. Capshaw, who we are very sorry can't be with us
5 today, and colleagues of staff and faculty, I would
6 like to thank City Council for this recognition.

7 When Community College was started
8 about the turn of the century, I don't think anybody
9 had an idea of how important they would be today.

10 An open door, an open access, for
11 people who never thought that they could make it,
12 people who started going at two years and then many,
13 many of whom transferred to four-year institutions.

14 I don't know whether people in this
15 room know that every single graduate of public and
16 parochial schools in Philadelphia gets a letter from
17 Community College that says, "Congratulations, you
18 have been accepted to college."

19 Think of what that does to a young
20 person, an affordable education, and for young
21 people who are not sure where their futures will
22 be.

23 Particularly today, with Welfare To
24 Work being so important, Community College will play
25 an even more important role in this city.

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2 And we are a city of many, many
3 colleges and universities, even more than Boston,
4 which comes as a surprise to lots of people.

5 But I do think that Community College
6 is a gem that many people don't know enough about,
7 and it is the college of this city.

8 So bee want to thank you for the
9 recognition and thank you so much for all your
10 support.

11 (Applause.)

12 PRESIDENT STREET: Council will stand
13 at ease.

14 (Council stands at ease.)

15 PRESIDENT STREET: Our second
16 presentation honors SCAN.

17 To make this presentation, the Chair
18 appoints Councilwoman Tasco.

19 The Chair invites Ms. Vivian Drayton
20 to come and receive this resolution.

21 Will Councilwoman Verna please
22 approach the Chair.

23 (Councilwoman Verna assumes the
24 Chair.)

25 COUNCILWOMAN TASCO: Good morning.

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2 It gives me great pleasure to present this
3 resolution celebrating the 23rd Anniversary of SCAN,
4 Incorporated.

5 Whereas SCAN, Inc., is an umbrella
6 organization of myriad programs designed to stop
7 child abuse now;

8 And whereas, SCAN, Inc., has
9 developed Philadelphia's single most distinguished
10 agency to address services to children in distress.

11 And.

12 COUNCILWOMAN FERNANDEZ: Whereas,
13 SCAN's highly recognized and applauded
14 multi-disciplinary approach seeks to prevent, treat,
15 and stop the cycle of child abuse, neglect, and
16 exploitation through family services and community
17 education;

18 And whereas, SCAN has supported and
19 preserved innumerable families by helping them
20 create nurturing, loving, and secure environments
21 for their children;

22 And whereas, SCAN, Incorporated, that
23 is pioneered services to children in their own home,
24 developed substance and child abuse treatment and
25 prevention, health intervention and immunization

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2 programs that have included more than 10,000 home
3 visits to over 500 families, with more than 1500
4 children.

5 And now, therefore...

6 COUNCILWOMAN TASC0: Resolved that
7 the Council of the City of Philadelphia
8 congratulate, celebrate, and applaud SCAN, Inc., on
9 its 23rd Anniversary for such extraordinary efforts
10 to stop child abuse now.

11 Resolved further that the Council of
12 the City of Philadelphia present an engrossed copy
13 of this resolution to Vivian M. Drayton, MSW and
14 LSW, Executive Director of Scan, Inc., for her
15 outstanding leadership and dedicated sponsorship of
16 scan's 13th annual fundraiser, SCANTastic, a feast
17 of culinary delights, at Philadelphia's Memorial
18 Hall on Friday, April 17, 1998.

19 Certification that this is a true and
20 correct copy of the original Resolution adopted by
21 the Council of the City of Philadelphia on the 26th
22 day of March, 1998.

23 It is signed by President Street,
24 introduced by Marian B. Tasco, Happy Fernandez, and
25 Angel Ortiz, and supported by all members of City

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2 Council.

3 We congratulate SCAN and we hope all
4 of you will join us tomorrow night for the
5 SCANtastic feast at Memorial Hall.

6 And I want to thank my two fine delta
7 sisters for being in leadership roles of the SCAN
8 corporation.

9 (Applause.)

10 COUNCILWOMAN VERNA: The Chair
11 recognizes Ms. Drayton for remarks.

12 MS. VIVIAN M. DRAYTON: Thank you
13 very much.

14 I want to thank my delta sisters,
15 certainly Councilwoman Tasco, as well as
16 Mrs. Dorothy Sumner Rush, who is on the Board of
17 SCAN, and certainly Councilwoman Happy Fernandez,
18 who has also worked with us many, many years.

19 I want to just say to you it is
20 clearly an honor to be here. We appreciate this
21 honor because we are about the business of stopping
22 child abuse and neglect.

23 It is a major problem in this
24 country. Over 3 million children are abused each
25 year, and that's only the children that we count.

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2 There are many others that we never know about.

3 We need the support of everyone. We
4 know that all of the issues that happen within this
5 city and in this country, there is a direct
6 correlation with how people were parented as
7 children.

8 And we are trying our very best to
9 recognize that everybody, every child, deserves the
10 right to live in a safe and nurturing environment.

11 We want to continue to do this work.
12 We are not going to give up the fight. We believe
13 that there are strengths in all families.

14 And we recognize that we want to make
15 this a better place to live. Because we believe
16 that child abuse can be reduced, it can stop. We
17 see parents change, and we just need more help.

18 Please get involved. Because if
19 anything happens to you that's negative, you will
20 find that that person has had an awfully bad
21 experience in their childhood, and we want to change
22 that.

23 We thank you so very much. And come
24 to SCANTastic. 120 restaurants will be represented
25 tomorrow night, and it is going to be a wonderful

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2 time.

3 Thank you so much.

4 (Applause.)

5 COUNCILWOMAN Verna: Council will
6 stand at ease.

7 (Council stands at ease.)

8 COUNCILWOMAN Verna: The next order
9 of business is Communications.

10 The Chair recognizes the Sergeant At
11 Arms for the purpose of delivering the messages from
12 the Mayor to the Chief Clerk.

13 The Chief Clerk will read the
14 messages from the Mayor.

15 CHIEF CLERK: April 13, 1998. To the
16 President and members of the Council of the City of
17 Philadelphia. I am pleased to advise you that I
18 have today signed the following Bills: 960886,
19 970818, 980020, 980021, 980023, 980043, 980044,
20 980045, 980046, and 980111.

21 April 13. I am pleased to advise you
22 I have signed the following bill which was passed by
23 Council on April 8, Bill No. 970829.

24 And a Resolution approving certain
25 changes to the transaction by which the City Hall

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2 Annex will be redeveloped, as required by Bill No.
3 970239, approved July 5, 1997, which approved the
4 project plan for the City Hall Annex Tax Increment
5 Financing District.

6 And the following Resolutions are
7 being transmitted for approval for Directors of
8 Center City District, appointing Edward J.
9 Vaskovalis, appointing Anea Young, John Sullivan,
10 William Boone, Charles Pizzi, Nancy Gold.

11 And an Ordinance to amend an
12 Ordinance approved June 13, 1997, which approved the
13 redevelopment proposal, the urban renewal plan, and
14 the relocation plan of the Redevelopment Authority
15 of the City of Philadelphia for the redevelopment of
16 New Kensington Fishtown Urban Renewal Area by
17 approving the First Amendment of the Redevelopment
18 Proposal and the First Amendment to the Urban
19 Renewal Plan, which provide inter alia for certain
20 additional land acquisition and provision of certain
21 relocation services, as required by law, for the
22 individuals, families, and business concerns which
23 may be displaced.

24 And an Ordinance to amend an
25 Ordinance approved October 18, 1977, which approved

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2 the Redevelopment Proposal and the Relocation Plan
3 of the Redevelopment Authority of the City of
4 Philadelphia, for the redevelopment of the Meadow II
5 Urban Renewal Area, by approving the First Amendment
6 of the Redevelopment Proposal and the First
7 amendment to the Relocation Plan which provide inter
8 alia for certain additional land acquisition and
9 provision of certain relocation services, as
10 required by law, for the individuals, families, and
11 business concerns which may be displaced.

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

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

16 CHIEF CLERK: There are none, Madam
17 Chair.

18 COUNCILWOMAN VERNA: Thank you.

19 The next order of business is the
20 introduction of bills and resolutions.

21 The Chair recognizes Councilwoman
22 Clark for the purpose of moving that the Rules of
23 Council be suspended so as to permit consideration
24 of resolutions immediately after introduction.

25 COUNCILWOMAN CLARK: So moved.

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2 (Duly seconded.)

3 COUNCILWOMAN VERNA: All in favor.

4 The motion is carried.

5 The Chair recognizes Councilwoman
6 Clark.

7 COUNCILWOMAN CLARK: Madam Chair, I
8 have two resolutions, one privileged, one
9 nonprivileged, for which I ask immediate
10 consideration.

11 COUNCILWOMAN VERNA: Thank you.

12 COUNCILWOMAN CLARK: And one will go
13 to a committee.

14 CHIEF CLERK: A resolution
15 recognizing the 8th Annual Susan G. Koehman Breast
16 Cancer Foundation Race for the Cure.

17 COUNCILWOMAN VERNA: The Chair
18 recognizes Councilwoman Clark.

19 COUNCILWOMAN CLARK: Move the
20 adoption of that resolution.

21 (Duly seconded.)

22 COUNCILWOMAN VERNA: All those in
23 favor will signify by saying aye.

24 The motion is carried.

25 CHIEF CLERK: A resolution to fully

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2 explore the use of vouchers and their impact on
3 public education.

4 COUNCILWOMAN VERNA: The resolution
5 will be referred to the appropriate committee.

6 COUNCILWOMAN CLARK: Thank you.

7 COUNCILWOMAN VERNA: The Chair
8 recognizes Councilwoman Blackwell.

9 COUNCILWOMAN BLACKWELL: Madam Chair,
10 I have no bills or resolutions.

11 COUNCILWOMAN VERNA: The Chair thanks
12 the lady.

13 The Chair recognizes Councilman
14 Cohen.

15 COUNCILMAN COHEN: Madam Chair, I
16 offer one resolution.

17 COUNCILWOMAN VERNA: The Chief Clerk
18 will please read the title of the resolution.

19 CHIEF CLERK: A resolution officially
20 disapproving H.R. 3206, the Fair Housing Amendment
21 Act of 1998, and any similar legislation which would
22 significantly repeal or diminish the National Fair
23 Housing laws and protections.

24 COUNCILWOMAN VERNA: The Chair
25 recognizes Councilman Cohen.

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2 COUNCILMAN COHEN: Madam Chair, I
3 move the adoption of the resolution.

4 COUNCILWOMAN VERNA: The Chair
5 recognizes Councilman O'Neill.

6 COUNCILMAN O'NEILL: Madam Chair, I
7 will be speaking in opposition to this resolution.

8 I would just like to say that the
9 National League of Cities is very involved with this
10 legislation. And it is legislation which has
11 changed. It is changing as we speak.

12 There is a new version that I don't
13 think this resolution addresses because it wasn't
14 available. That new version was not available when
15 the resolution was printed.

16 But there is a lot of fear in the
17 Fair Housing community that this bill will be marked
18 up in the coming weeks. It is my understanding that
19 that won't happen, it will be the following week.

20 But the principal aims of the federal
21 legislation are to deal with group homes for those
22 convicted of crimes that require sentences of more
23 than one year, and to juvenile delinquents that have
24 been convicted of similar crimes, which, if they had
25 been adults, would have the same type of sentence,

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2 more than one year.

3 There is difficulty with these homes
4 throughout the country, particularly in large
5 cities, particularly in minority neighborhoods, and
6 the problems are several.

7 One is that you can have, and there
8 are, sometimes 15 residents in these homes, where
9 they are privately run, and it is just a
10 money-maker.

11 To recover the costs of the home, the
12 rental costs, might require five or six people. But
13 the way the federal law is now, the local government
14 has no say at all in any restrictions that would be
15 placed on those numbers.

16 The other problem with that is that
17 oftentimes there maybe as many as six or seven of
18 these on one block. And studies have been done in
19 the District of Columbia that would bear this out.

20 If these amendments that are before
21 the Congress now would pass, the local government
22 wouldn't be able to shut out that seventh home, but
23 would be able to work with the provider to move it
24 further away from the six that are already there.

25 The reasonable accommodation that's

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2 in the Fair Housing Act dealing with people with
3 disabilities, meaning that local governments can't
4 exclude them from zoning, is not addressed in the
5 new version of the bill at all.

6 That would cover anything now in the
7 future as it has in the past. You would not be able
8 to zone people out.

9 What it does deal with, though, is
10 trying to disburse those homes, not just give carte
11 blanche to providers to put them anyplace they
12 please.

13 And I would ask that we vote against
14 this bill. And I would not be against a motion to
15 table it, because there is a week more than I think
16 most people thought.

17 And I think we are dealing more with
18 the problem with the facts than with the reality.

19 And, for instance, I have got some
20 problems in my district with CLAs that are right
21 across the street from each other. And that's
22 totally against all the reasons to put a CLA on a
23 block, is to make it like a regular home, in a
24 regular neighborhood, for the retarded adults that
25 are living there.

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2 When you start putting more than one
3 on a block, you are starting to institutionalize the
4 block. That goes absolutely against the purpose of
5 doing it in the first place. But right now there is
6 no way we can stop that from happening.

7 And particularly when you start
8 putting convicts, people with real serious problems,
9 in multiple situations where the people that own
10 homes, live in the neighborhood, have no say over
11 it, that's the kind of thing we are trying to deal
12 with here.

13 It is not trying to take away any
14 constitutional rights. And there aren't any being
15 taken away in this legislation.

16 And I would ask my colleagues to vote
17 against this bill, or at least table it for a week.

18 So I make a motion to table first.
19 And if that fails, I will ask for a vote to defeat
20 it.

21 Thank you.

22 PRESIDENT STREET: Councilman, there
23 are a couple of other lights on, people who wish to
24 speak.

25 As you know --

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2 COUNCILMAN O'NEILL: I will hold off
3 on my motion to table.

4 PRESIDENT STREET: Thank you very
5 much.

6 The Chair recognizes Councilwoman
7 Tasco.

8 COUNCILWOMAN TASCO: Mr. President,
9 we have been wrestling with this issue.
10 When I came on City Council some few
11 years back, I found that we had some problems in
12 East Oak Lane with group homes. And we know that
13 there are problems with how some of the homes are
14 opened in various neighborhoods, and we tried to
15 address this issue.

16 We have met with a number of
17 disability groups, as well as residents of
18 neighborhoods, who have had some bad experiences
19 with group homes.

20 And during our discussion, because it
21 is a complicated issue, the Fair Housing Act is not
22 the way to resolve the problems that we have on the
23 local level.

24 Many of the problems that we
25 discussed in our meeting, and that have been brought

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2 to your attention this morning, are issues that can
3 be corrected by dealing with state legislation, as
4 well as local ordinances, to control how these
5 boarding homes in so many instances operate.

6 We just do not believe -- and we got
7 an E-mail this morning where the Mayor of Chicago is
8 holding a press conference to oppose this, as well
9 as the City of Los Angeles has issued a resolution
10 in opposition, and some other cities around the
11 country -- because we do not believe that amending
12 the Fair Housing Act is the way to address the
13 problems that exist with placing group homes in a
14 community.

15 And so we held the bill for a couple
16 of weeks because we do and are sensitive to the
17 problems associated with it.

18 But we believe that this bill will be
19 marked up next week, and we want our voices heard in
20 Washington that we do not believe in it.

21 And if you will read that, we stated
22 that there should be another way to address the
23 local issue, but not to amend the Fair Housing Act.
24 Which this bill really hurts many, many groups, and
25 also goes on the freedom of information.

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2 Thank you.

3 (Council President Street resumes the
4 Chair.)

5 PRESIDENT STREET: Thank you very
6 much.

7 The Chair recognizes Councilwoman
8 Blackwell.

9 COUNCILWOMAN BLACKWELL: Thank you,
10 Mr. President.

11 I am glad or happy to hear the debate
12 on the issue. Certainly in my area, we have groups,
13 in fact we have a Group Homes Task Force, I have
14 recently been talking with Councilwoman Verna about
15 it, who has been dealing with the issue of some
16 blocks being inundated with group homes, some they
17 support and some they don't.

18 Here to date we have contacted the
19 owners of those homes and have worked extensively
20 with the Health Department and DHS to try to
21 identify owners in order to try to resolve any
22 issues that arise.

23 Certainly we realize -- and in fact
24 in my area they want them outlawed in the whole zip
25 code. So it is an ongoing issue.

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2 I am happy to listen to the debate.

3 I know that some group homes don't function well,
4 and they are the object of sometimes they don't take
5 care of the property, et cetera. But we know that
6 this is America, and that other group homes operate
7 quite well.

8 How we come to deal with this, my
9 experience to date has been that locally, because
10 there is no registration -- and this is what the
11 Group Homes Task Force in my area has focused on --
12 and that is some way that they register in the city,
13 so that they are identifiable, and then we go from
14 there.

15 So again, I am happy to hear the
16 debate. I don't know what we should do. I think
17 all of us would agree that some group homes are
18 good, some few aren't, but that we need to come to
19 some consensus as to how to protect those that are
20 wanted, how to not really inundate certain areas,
21 and how to deal with those few who certainly do not
22 comply with the law.

23 Thank you, Mr. President.

24 PRESIDENT STREET: Thank you very
25 much.

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2 The Chair recognizes Councilwoman
3 Fernandez.

4 COUNCILWOMAN FERNANDEZ:

5 Mr. President, let one other Council member go
6 first, and then could you come back to me, please.

7 PRESIDENT STREET: The Chair
8 recognizes Councilman Cohen.

9 Councilman Cohen, do you wish to
10 yield to Councilwoman Clark?

11 COUNCILMAN COHEN: Well,
12 Mr. President --

13 PRESIDENT STREET: It sounds like a
14 maybe, maybe not.

15 COUNCILMAN COHEN: Well, did you make
16 a request, sir? I was speaking with Councilwoman
17 Clark.

18 PRESIDENT STREET: Councilman, I just
19 overheard Councilwoman Clark asking you to yield to
20 her.

21 COUNCILMAN COHEN: No. Well, you
22 were asking to yield? Oh, I would yield.

23 COUNCILWOMAN CLARK: My comment is
24 not going to be that long.

25 COUNCILMAN COHEN: Fine. Fine. I

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2 didn't hear the request to yield.

3 PRESIDENT STREET: The Chair
4 recognizes Councilwoman Clark.

5 COUNCILWOMAN CLARK: Mr. President, I
6 have no earth-shaking comments. And I wanted to
7 leave the spot of wrap-up for Mr. Cohen, who is the
8 major sponsor of the bill.

9 The concern that I have about not
10 passing this bill is that through H.R. 32-06, the
11 federal legislation is going to be too narrow.

12 It is not for the federal legislation
13 to fill in all the little blanks and dots; that's
14 for local groups to do in order to adapt a bill to
15 local circumstances.

16 As Councilwoman Blackwell points out,
17 some work well. We need to study those elements of
18 the good group homes and locally regulate them
19 through zoning and other local powers that the feds
20 have no business interfering with.

21 When the enabling legislation gets
22 too narrow, it becomes handcuffs rather than a help
23 to us.

24 I can understand very certainly the
25 need to have some degree of regulation. But the

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2 feds are like bringing in a canon to take care of a
3 mosquito.

4 Let's don't use that heavy power to
5 take care of local things which zoning and other
6 local powers could more effectively be used for.

7 So I am going to be supporting this
8 bill, which asks that H.R. 32-06 not be narrowed,
9 that we need to celebrate the 30th Anniversary of
10 this country recognizing that housing is a basic
11 right. And we don't want them to give with one hand
12 and then take it back on the other.

13 Thank you, Mr. President. I yield
14 back to Mr. Cohen.

15 PRESIDENT STREET: Thank you very
16 much.

17 The Chair recognizes Councilwoman
18 Fernandez.

19 COUNCILWOMAN FERNANDEZ: Thank you,
20 Mr. President. I too feel we ought to -- I intend
21 to vote for the resolution that would share the
22 concerns of people in this city about the proposed
23 changes at the federal level.

24 With due respect to Councilman
25 O'Neill, who, as head of the National League of

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2 Cities, does have a broad picture, and says perhaps
3 some less harmful amendments may be worked out in
4 Council, I mean, in Congress, what we have before us
5 now is the bill that was proposed, we don't know
6 what those possible amendments might be.

7 So at this point, I think it would be
8 important for us to voice our concern that this,
9 again, would put too many restrictions on our local
10 community.

11 We really don't need the federal
12 government telling us that there would have to be a
13 zoning approval for a placement of homes.

14 My understanding of some of the
15 issues here is, first, there is a whole range of
16 types of facilities that can be in neighborhoods,
17 from group homes or institutional settings that deal
18 with people with mental illness, mental
19 disabilities, physical disabilities, people who have
20 been in and out of prison as halfway houses, people
21 with other kinds of special needs that need a group
22 setting. So there are a whole range of issues
23 here.

24 The other concern I have is, from the
25 information that I have been able to get, at going

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2 to serious lengths to try to find out the
3 distribution of these various kinds of facilities
4 around the city, currently they are highly
5 concentrated in certain neighborhoods; and there are
6 some neighborhoods that have none, and that there
7 are other neighborhoods who are already
8 over-concentrated.

9 So if there were zoning approval
10 required for all kinds of group facilities, we could
11 have the problem of preserving the status quo, which
12 was basically inequitable.

13 So I think here we on the local level
14 would want to look very long and hard before we
15 supported any change in federal legislation that
16 could make our situation worse, rather than better.

17 So or the proposed federal
18 legislation, as I have read it, could make things
19 worse and more complicated here, rather than improve
20 it.

21 So on those grounds, I will be voting
22 for this resolution, which puts this Council on
23 record as disapproving the bill that's currently
24 before Congress.

25 Thank you, Mr. President.

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2 PRESIDENT STREET: Thank you very
3 much.

4 The Chair recognizes Councilwoman
5 Tasco.

6 COUNCILWOMAN TASCO: Mr. President, I
7 just, in my remarks, did not make it clear that I
8 would be supporting this. It is my resolution.
9 Someone asked me.

10 I would be supporting the
11 resolution.

12 PRESIDENT STREET: Thank you very
13 much.

14 The Chair recognizes Councilwoman
15 Blackwell.

16 COUNCILWOMAN BLACKWELL: Thank you,
17 Mr. President.

18 I neglected to mention that part of
19 the complication of this issue is that below a
20 certain number, you don't have to go to Zoning
21 Board. So communities just don't know what's there,
22 because there's no place.

23 That's why we have been fighting for
24 some way that they can be registered on a local
25 level at some site, whether it be here, the state

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2 building, or wherever, so that communities know who
3 is there. It seems to me that is a logical first
4 step.

5 But part of this issue is the
6 complication of some group homes not having to go to
7 the Zoning Board.

8 So it is a very complicated issue,
9 and certainly one that deserves our attention.

10 Thank you.

11 PRESIDENT STREET: Thank you very
12 much.

13 The Chair recognizes Councilwoman
14 Fernandez.

15 COUNCILWOMAN FERNANDEZ: Yes. Could
16 I add one other point, following up on what
17 Councilwoman Blackwell has said?

18 I know from studies of boarding homes
19 in this city, the reports that I have read show that
20 while X number are registered and people know where
21 they are, there are many illegal underground
22 boarding homes and other kinds of group homes.

23 And I think that's an issue that we
24 hear at the local level need to look at, of how do
25 you enforce against the current potentially large

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2 number of underground boarding homes.

3 And that's why we here at the local
4 level need to be dealing with our problem, without
5 interference from the feds.

6 Thank you.

7 PRESIDENT STREET: Thank you very
8 much.

9 The Chair recognizes Councilman
10 Cohen.

11 COUNCILMAN COHEN: Thank you,
12 Mr. President.

13 What gave rise to the introduction of
14 the resolution at this point was that suddenly, out
15 of nowhere, there emerged at the federal level a
16 bill to destroy very basic provisions of the Fair
17 Housing Law, and it developed in a way which avoided
18 the need for any public discussions.

19 There have been no hearings on this
20 matter at the federal level. Suddenly this bill
21 emerges, threatening to undermine the whole
22 structure of the Fair Housing legislation, which
23 arose for all of the reasons that my colleagues have
24 given.

25 Fair Housing deals with the housing

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2 of people in our society against whom there are
3 various kinds of pressures.

4 Anyone disabled has had the
5 experience of having people almost afraid to talk to
6 somebody that's disabled or that has to move around
7 in a wheelchair.

8 When you add mental problems, it
9 creates a feeling of uncomfortableness often with
10 people who don't have any close relationship with
11 other people that suffer from various disabilities.

12 It seemed like it was a blunder-bust
13 approach, let's change the whole federal law, and
14 just turn the clock back 30 years.

15 What this resolution does is to say
16 what has appeared is very dangerous to the whole
17 concept of Fair Housing.

18 Let me read the title of the
19 resolution: Officially Disproving H.R. 32-06,
20 that's the House Bill No., the Fair Housing
21 Amendment Act of 1998, and any similar legislation
22 which would significantly repeal or diminish the
23 National Fair Housing laws and protections.

24 And we are concerned that unless
25 local bodies, the West Coast and the East Coast, all

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2 throughout the country, begin expressing concern
3 about what may be happening to the national
4 structure of Fair Housing laws, that there may be
5 great danger. And we are saying, we are against
6 that.

7 We understand this is a complex issue
8 that we think is better determined at local levels.
9 But we need the structure of support from the Fair
10 Housing Law.

11 This bill is aimed at maintaining the
12 basic structure of the Fair Housing laws. And I
13 think it is in the best interests of every part of
14 the community to see that Congress does not
15 suddenly, without public hearings or ample
16 discussion, suddenly take an ax and begin to destroy
17 portions of the Fair Housing Law; that's what this
18 resolution is dealing with.

19 And we think we in the local
20 communities have to deal with all the problems our
21 colleagues have talked about.

22 I would urge, and I think it is
23 necessary, otherwise, I would -- you know, we have
24 delayed for a couple of weeks to give everybody an
25 opportunity.

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2 I first introduced this resolution
3 two weeks ago. When we got assurances that it may
4 be held up a little bit of time, we delayed it for
5 the last couple of weeks.

6 But our information -- and it may be
7 a little different from Councilman O'Neill's -- is
8 that within the next week and two weeks, that this
9 total attack on the Fair Housing Law is scheduled to
10 take place, without any opportunity for hearings or
11 discussion.

12 I urge my colleagues to support the
13 resolution.

14 Thank you.

15 PRESIDENT STREET: Thank you very
16 much.

17 The Chair recognizes Councilman
18 O'Neill.

19 COUNCILMAN O'NEILL: Mr. President, I
20 can assure my colleagues that nothing in the federal
21 legislation is dealing with destroying in any way
22 hurting the Fair Housing Law, as we have known it
23 for 30 years, unless somebody would interpret giving
24 back authority -- the federal government in this
25 case would actually be giving back authority to

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2 local governments, when dealing with convicts and
3 juvenile delinquents in group homes, so that the
4 local government and neighborhoods would have some
5 say in whether they were on their block and how many
6 were in there.

7 Now, if that is a destruction of the
8 Fair Housing Act, then the Fair Housing Act isn't
9 worth anything. But it is not.

10 Every major provision of the Fair
11 Housing Act, protecting people with disabilities,
12 people that can't help themselves, is left intact.

13 What has happened -- and the
14 perversion of the interpretation of the Act -- is
15 that people that are retarded, people that are
16 mentally ill, have been lumped together in
17 interpreting the Act, because of the way it was
18 written, to be the same as convicted criminals and
19 violent juveniles.

20 This is a way to separate that out
21 and say, hey, let's get rational. They aren't the
22 same, people in our neighborhoods that we represent
23 don't think they are the same. Give us some
24 authority over those.

25 We understand you took the authority

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2 away from us, and we understand the reasons on CLAs
3 and group homes dealing with those that are truly
4 disabled. That doesn't change at all.

5 So I don't know if we are just
6 dealing with a different set of facts here, we
7 disagree on when the bill is being marked up. But I
8 just found out a half our ago that the mark-up is
9 being delayed a week.

10 There is a totally new bill being
11 introduced by the sponsor. They don't even go back
12 in session until the 21st in the Congress. It is a
13 fairly short bill.

14 It deals with alcoholics, convicted
15 criminals, drug dealers, drug users, and violent
16 juveniles, very narrow, taking as much input as
17 possible from Fair Housing advocates, and narrowing
18 the scope of the federal legislation as much as
19 possible.

20 Now, does this change any Fair
21 Housing advocate's position who is lobbying? No.
22 They don't want the bill touched. They don't want
23 the bill touched. That's a blanket provision. It
24 doesn't matter what the substitute bill says, they
25 don't want any amendments.

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2 I am against that position, the same
3 as I am against the position that I or someone I
4 represent can't have a say over convicted criminals
5 living on their block in their neighborhood. And
6 that's the narrow focus of this legislation.

7 I would renew my motion to table,
8 Mr. President.

9 PRESIDENT STREET: Councilman
10 O'Neill, a motion to table, as you know, ends
11 debate.

12 Councilwoman Clark's light is on.

13 COUNCILMAN O'NEILL: I didn't know
14 anybody was left. I have no problem.

15 PRESIDENT STREET: I didn't think
16 so.

17 The Chair recognizes Councilwoman
18 Clark.

19 COUNCILWOMAN CLARK: Thank you,
20 Mr. O'Neill, for not insisting on your motion to
21 table.

22 I do think that we want to be careful
23 that we don't throw red flag words into the
24 discussion that skew a rational consideration of the
25 bill before us.

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2 Criminals, juvenile delinquents,
3 those are words that are calculated to make people
4 hate the concept.

5 But recognize that if a person is in
6 a pre-release program, they are in an organized
7 program where they are supervised a few weeks before
8 they will be beyond the court supervision anyway.

9 Nobody is sentenced to a group home.
10 They come to a group home after they have served
11 their sentence and are being given reentry into
12 society, training and supervision.

13 And I think that somehow we cloud the
14 issue where we put in red flag words like criminals,
15 like juvenile delinquents.

16 There are areas in the city where
17 there are few group homes. This is one time where
18 being poor pays off. Because group homes tend to be
19 in areas of the city where there are big houses, big
20 single houses.

21 So those of us who live in the
22 innercity and in the ghetto don't have so much
23 involvement with community living arrangements, and
24 are more inclined to be liberal in our approach than
25 people who live in areas where the houses are more

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2 palatial.

3 Mr. President, with that, I do want
4 to say that I believe that this is a piece of
5 legislation that we ought to support. And we ought
6 to speak to our federal delegation and ask them to
7 support defeat of these changes, because they hurt
8 rather than help the cause of fair housing in this
9 country.

10 Thank you.

11 PRESIDENT STREET: Well, now we have
12 many, many more lights.

13 The Chair recognizes Councilwoman
14 Tasco.

15 COUNCILWOMAN TASCO: Mr. President,
16 when we first got this piece of legislation, we were
17 concerned because there were no public hearings
18 being held, and then you begin to wonder why there's
19 no public debate about this whole issue.

20 I spoke earlier about, when I came
21 into Council, having group homes in my neighborhood,
22 and that was prior to the fair housing act.

23 And what was happening to me, I got a
24 high concentration of group homes in my district
25 because in other neighborhoods they weren't zoned

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2 out.

3 They were being zoned out of the
4 suburban communities. So, therefore, the group
5 homes were concentrated in those communities that
6 didn't have strong voices, they tended to be
7 minority communities, and where people were weaker
8 in terms of fighting the zoning process.

9 So they were concentrated in the 9th
10 Councilmanic District, because I can go back to the
11 record when we talked about it back in 1988 when I
12 came on Council.

13 As a result of the passage of the
14 Fair Housing Act, it gave relief to provide housing
15 for individuals in other parts of the city, as well
16 as in the suburban communities.

17 So, therefore, we in the city didn't
18 have to take over or provide housing for whatever
19 group needed group homes.

20 Now they can, under the Fair Housing
21 Act, be in neighborhoods outside of Philadelphia, in
22 other suburban areas. And that has been the fight,
23 that the small suburban communities don't want these
24 group homes in their communities.

25 So, therefore, the fight is to keep

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2 and require the zoning, and the zoning will exclude
3 these group homes no matter whether they are for
4 people with disabilities, because it doesn't -- I
5 mean, it is a very complicated bill. And these
6 amendments come every other day.

7 And so I agree with Councilwoman
8 Clark, we don't have to throw a sledge hammer to
9 correct a problem that we can correct through the
10 state and through local ordinances to control what
11 happens in a neighborhood.

12 But to change the Fair Housing Act
13 takes us beyond that point, and it, in a way, helps
14 me.

15 PRESIDENT STREET: The Chair wishes
16 for Councilman O'Neill and Councilman Cohen and
17 Councilwoman Tasco to please approach.

18 The Chair would like to speak to
19 Councilwoman Tasco, Councilman O'Neill, and
20 Councilman Cohen.

21 (Brief recess.)

22 PRESIDENT STREET: Thank you very
23 much.

24 At this time, by agreement of the
25 parties, we are going to hold this resolution for

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2 one week, with the hopes that we will be able to get
3 some additional factual information and perhaps
4 restructure the resolution in a way that everybody
5 can agree.

6 We all agree that we would like to be
7 in agreement on it. It is something that we all
8 care very much about.

9 And I would like to thank the
10 Councilmembers for agreeing to this procedure. I
11 think it will be helpful to all of us.

12 At this time the Chair recognizes
13 Councilwoman Krajewski for the purpose of
14 introducing bills and resolutions.

15 COUNCILWOMAN KRAJEWSKI:
16 Mr. President, I have no bills or resolutions.

17 PRESIDENT STREET: The Chair thanks
18 the Councilwoman.

19 The Chair recognizes Councilwoman
20 Verna.

21 COUNCILWOMAN VERNA: Thank you,
22 Mr. President.

23 I offer one bill and seven
24 resolutions.

25 PRESIDENT STREET: The clerk will

1 INTRODUCTION OF BILLS AND RESOLUTIONS

2 please read the title of the bill.

3 CHIEF CLERK: An Ordinance
4 authorizing Patricia Wallace, owner of the property
5 located at 7027 West Passyunk Avenue, Philadelphia,
6 Pennsylvania, to construct and maintain a deck on
7 and over a portion of the north footway of Passyunk
8 Avenue adjacent to the front of the property 7027
9 West Passyunk Avenue, under certain terms and
10 conditions.

11 PRESIDENT STREET: This bill will be
12 referred to the appropriate committee.

13 The clerk will please read the title
14 of the resolutions.

15 CHIEF CLERK: A resolution appointing
16 Walter DiLessio of the Board of Directors of Center
17 City District.

18 A resolution appointing Nancy Gold to
19 the Board of Directors of Center City District.

20 A resolution appointing William Boone
21 to the Board of Directors of Center City District.

22 A resolution appointing John Sullivan
23 to the Board of Directors of Center City District.

24 A resolution appointing Anea Young to
25 the Board of Directors of Center City District.

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2 A resolution appointing Edward J.
3 Vasconsallis, Jr., to the Board of Directors of the
4 Center City District.

5 And a resolution approving Charles
6 Pizzi to the Board of Directors of Center City
7 District.

8 PRESIDENT STREET: These resolutions
9 will be referred to the appropriate
10 committee.

11 The Chair recognizes Councilman
12 Kenney.

13 COUNCILMAN KENNEY: I have no bills
14 or resolutions today.

15 PRESIDENT STREET: The Chair
16 recognizes Councilwoman Miller.

17 The Chair recognizes Councilman
18 Nutter.

19 COUNCILMAN NUTTER: Mr. President, I
20 offer one bill.

21 PRESIDENT STREET: The clerk will
22 please read the title of the bill.

23 CHIEF CLERK: An Ordinance amending
24 an Ordinance approved September 29, 1981, as
25 amended --

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2 PRESIDENT STREET: Excuse me. Can we
3 get a little more mike for the Chief Clerk.

4 CHIEF CLERK: An Ordinance amending
5 an Ordinance approved September 29, 1981, as
6 amended, which Ordinance authorized the lease
7 between the City of Philadelphia and the 21st Ward
8 Athletic Association relating to the lease of the
9 two parcels of ground located on the westerly side
10 of Harner Street, southeast of Cathedral Road, by
11 authorizing amendments to such lease, to change the
12 area of land leased to the 21st Ward Athletic
13 Association and to make other amendments to the
14 lease agreement, all under certain terms and
15 conditions.

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

18 The Chair recognizes Councilwoman
19 Fernandez.

20 COUNCILWOMAN FERNANDEZ: Thank you,
21 Mr. President.

22 I have one nonprivileged resolution
23 that I am introducing on behalf of Council President
24 Street and Councilman DiCicco.

25 PRESIDENT STREET: The clerk will

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2 please read the title of the resolution.

3 CHIEF CLERK: A Resolution calling on
4 the City Council Committee on Transportation and
5 Public Utilities to conduct hearings concerning the
6 proposed Chestnut Street Intermodal Improvement
7 Project.

8 PRESIDENT STREET: The Chair
9 recognizes Councilwoman Fernandez.

10 COUNCILWOMAN FERNANDEZ: I move the
11 adoption of the resolution.

12 (Duly seconded.)

13 PRESIDENT STREET: All in favor let
14 it be known by saying aye.

15 Those opposed say nay.

16 The ayes have it. The resolution is
17 adopted.

18 The Chair recognizes Councilwoman
19 Tasco.

20 COUNCILWOMAN TASCO: Mr. President, I
21 have no bills or resolutions.

22 PRESIDENT STREET: The Chair thanks
23 the Councilwoman.

24 The Chair recognizes Councilman
25 DiCicco.

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2 COUNCILMAN DiCICCO: Mr. Thank you
3 Mr. President.

4 I offer four bills and two
5 resolutions.

6 PRESIDENT STREET: The clerk will
7 please read the titles of the bills.

8 CHIEF CLERK: An Ordinance amending
9 Title 14 of the Philadelphia Code entitled "Zoning
10 and Planning," by amending various provisions of the
11 Zoning Code relating to wireless service facilities,
12 under certain terms and conditions.

13 And an Ordinance authorizing Richard
14 Miller and Laura Miller, husband and wife, owners of
15 the property located at 3470 Amber Street,
16 Philadelphia, Pennsylvania, to construct and
17 maintain a one-story masonry garage addition onto a
18 portion of the east footway of Carl Street, adjacent
19 to the rear of the property 3470 Amber Street, under
20 certain terms and conditions.

21 And an Ordinance amending Title 9 of
22 the Philadelphia Code entitled "Regulation of
23 Businesses, Trades and Professions," by amending
24 Chapter 9-300 entitled "Communications," by
25 establishing a license for wireless service

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2 facilities, and opposing certain maintenance and
3 other requirements upon such facilities, all under
4 certain terms and conditions.

5 An Ordinance amending an Ordinance
6 approved June 13, 1997, which approved the
7 Redevelopment Proposal, the Urban Renewal Plan and
8 the Relocation Plan of the Redevelopment Authority
9 City of Philadelphia for the redevelopment of the
10 new Kensington Fishtown Urban Renewal Area by
11 approving the first amendment of the Redevelopment
12 Proposal and the first amendment to the Urban
13 Renewal Plan which provides inter alia for certain
14 additional land acquisitions and provisions of
15 certain relocation services as required by law for
16 the individual families and business concerns which
17 may be displaced.

18 PRESIDENT STREET: These bills will
19 be referred to the appropriate committee.

20 The clerk will please read the title
21 of the first resolution introduced by Councilman
22 DiCicco.

23 CHIEF CLERK: A Resolution honoring
24 the Philadelphia Flag Day Association on the
25 occasion of their 56th observation of Flag Day and

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2 the 221st Anniversary of Flag Day.

3 PRESIDENT STREET: The Chair
4 recognizes Councilman DiCicco.

5 COUNCILMAN DiCICCO: Thank you
6 Mr. President.

7 I move for the adoption of the
8 resolution.

9 (Duly seconded.)

10 PRESIDENT STREET: All in favor let
11 it be known by saying aye.

12 Those opposed say nay.

13 The ayes have it. The resolution is
14 adopted.

15 The clerk will please read the title
16 of the second resolution.

17 CHIEF CLERK: A Resolution approving
18 certain changes to the transaction by which the City
19 Hall Annex will be redeveloped, as required by Bill
20 No. 970239, approved July 5, 1997, which approved
21 the project plan for the City Hall Annex Tax
22 Increment Financing District.

23 PRESIDENT STREET: The Chair
24 recognizes Councilman DiCicco.

25 COUNCILMAN DiCICCO: Thank you,

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2 Mr. President.

3 I move for the adoption of the
4 resolution.

5 (Duly seconded.)

6 PRESIDENT STREET: All in favor let
7 it be known by saying aye.

8 Those opposed say nay.

9 The ayes have it. The resolution is
10 adopted.

11 The Chair recognizes Councilman
12 O'Neill.

13 COUNCILMAN O'NEILL: Mr. President, I
14 have no bills or resolutions.

15 PRESIDENT STREET: The Chair thanks
16 the Councilman.

17 The Chair recognizes Councilman
18 Mariano.

19 COUNCILMAN MARIANO: Mr. President, I
20 have two bills and one resolution.

21 PRESIDENT STREET: The clerk will
22 please read the titles of the bills.

23 CHIEF CLERK: An Ordinance amending
24 an Ordinance approved October 18, 1977, which
25 approved the Redevelopment Proposal and the

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2 Relocation Plan of the Redevelopment Authority of
3 the City of Philadelphia for the redevelopment of
4 the Meadow II Urban Renewal Area by approving the
5 first amendment of the Redevelopment Proposal and
6 the first amendment to the Relocation Plan which
7 provided inter alia for certain land acquisition and
8 provision of certain relocation services as required
9 by law for the individuals, families, and business
10 concerns which will be displaced.

11 And an Ordinance authorizing Jose
12 Rodriguez, owner of the property located at 7101
13 Rutland Street, Philadelphia, Pennsylvania, to
14 construct and maintain a side deck on and over a
15 portion of the north footway of Princeton Avenue,
16 adjacent to the side of the property 7101 Rutland
17 Street, under certain terms and conditions.

18 PRESIDENT STREET: These bills will
19 be referred to the appropriate committee.

20 The clerk will please read the title
21 of the first and only resolution introduced by
22 Councilman Mariano.

23 CHIEF CLERK: A Resolution
24 authorizing the Commissioner of Public Property to
25 execute and deliver to the Redevelopment Authority

1 REPORTS FROM COMMITTEES

2 of the City of Philadelphia deeds for properties
3 situate in the 7th, 18th, 19th, 23rd, 37th, and 43rd
4 Wards of the City of Philadelphia.

5 PRESIDENT STREET: The Chair
6 recognizes Councilman Mariano.

7 COUNCILMAN MARIANO: Mr. President, I
8 move for the adoption.

9 (Duly seconded.)

10 PRESIDENT STREET: All in favor let
11 it be known by saying aye.

12 Those opposed say nay.

13 The ayes have it. The resolution is
14 adopted.

15 The Chair recognizes Councilman
16 Rizzo.

17 COUNCILMAN RIZZO: No bills or
18 resolutions, Mr. President.

19 PRESIDENT STREET: The Chair thanks
20 the Councilman.

21 The next order of business is Reports
22 from Committees.

23 The Chair recognizes Councilman
24 Kenney for the report of the Council Committee on
25 Rules.

1 REPORTS FROM COMMITTEES

2 COUNCILMAN KENNEY: Thank you,
3 Mr. President.

4 The Council Committee on Rules
5 reports out Resolution No. 980182 with a favorable
6 recommendation and makes a request for Rules
7 suspension to allow for approval today.

8 PRESIDENT STREET: The clerk will
9 please read the report.

10 CHIEF CLERK: To the President and
11 members of the Council of the City of Philadelphia:
12 The Committee on Rules to which was referred
13 Resolution No. 980182, entitled, Resolution
14 authorizing the Rules Committee to review the
15 proposed revision of the RC-6 Residential Plan
16 Development District Master Plan for the former U.S.
17 Naval Home Site, as approved by the City Planning
18 Commission and received by the City Council on March
19 16, 1998, and to recommend either to approve,
20 disapprove, amend, or defer change on said proposal
21 pursuant to requirements under Section 14-226(2)(b)
22 of the Philadelphia Code, respectfully reports it
23 has considered the same and returns the attached
24 resolution to Council with a favorable
25 recommendation.

1 REPORTS FROM COMMITTEES

2 PRESIDENT STREET: The Chair
3 recognizes Councilman Kenney.

4 COUNCILMAN KENNEY: I move the rules
5 of Council be suspended so as to permit adoption of
6 this resolution today.

7 (Duly seconded.)

8 PRESIDENT STREET: All in favor let
9 it be known by saying aye.

10 Those opposed say nay.

11 The ayes have it. The Rules are
12 suspended.

13 The Chair recognizes Councilman
14 Kenney.

15 COUNCILMAN KENNEY: I move the
16 adoption of the resolution.

17 (Duly seconded.)

18 PRESIDENT STREET: All in favor let
19 it be known by saying aye.

20 Those opposed say nay.

21 The ayes have it. The Resolution is
22 now adopted.

23 The Chair recognizes Councilwoman
24 Verna for the report of the Council Committee of the
25 Whole.

1 REPORTS FROM COMMITTEES

2 COUNCILWOMAN Verna: Thank you,
3 Mr. President.

4 The Committee of the Whole reports
5 Bill No. 980022 out of committee with a favorable
6 recommendation.

7 PRESIDENT STREET: The clerk will
8 please read the title of the report.

9 CHIEF CLERK: To the President and
10 members of the Council of the City of Philadelphia:
11 The Committee of the Whole Council, to which was
12 referred Bill No. 980022, entitled an Ordinance
13 amending Section 9-206 of the Philadelphia Code
14 entitled, "Sidewalk Vendors in Neighborhood Business
15 Districts," by designating University City, the area
16 in the general vicinity of the campus of the
17 University of Pennsylvania in West Philadelphia as a
18 neighborhood business district in which sidewalk
19 vending is regulated pursuant to Section 9-206, and
20 enacting special provisions regulating vending, both
21 sidewalk vendors and street vendors, in University
22 City, all under certain terms and conditions,
23 respectfully reports it has considered, amended the
24 same, and returns the attached bill to Council with
25 a favorable recommendation.

1 REPORTS FROM COMMITTEES

2 PRESIDENT STREET: The Chair
3 recognizes Councilwoman Verna.

4 COUNCILWOMAN VERNA: Thank you,
5 Mr. President.

6 I move that the Rules of Council be
7 suspended so as to permit first reading of Bill No.
8 980022.

9 (Duly seconded.)

10 PRESIDENT STREET: All in favor let
11 it be known by saying aye.

12 Those opposed say nay.

13 The ayes have it. The Rules are
14 suspended. Bill No. 9800232 will be added to our
15 first reading calendar today.

16 The Chair recognizes Councilman
17 Kenney for the report of the Council Committee on
18 Licenses and Inspections.

19 COUNCILMAN KENNEY: Thank you, Mr.
20 President.

21 The Council Committee on Licenses and
22 Inspections reports out four bills with a favorable
23 recommendation.

24 PRESIDENT STREET: The clerk will
25 please read the report.

1 REPORTS FROM COMMITTEES

2 CHIEF CLERK: To the President and
3 members of the Council of the City of Philadelphia:
4 The Committee on Licenses and Inspections, to which
5 was referred Bill No. 970693, entitled "An
6 Ordinance," amending an Ordinance approved January
7 3, 1992, establishing vendor locations in Center
8 City pursuant to Subsection 9-204(8)(a) by deleting
9 one location on South 5th Street and by creating a
10 new location on South 5th Street;

11 Bill No. 980121, an Ordinance
12 amending Section 9-205 of the Philadelphia Code
13 relating to sidewalk sales on certain blocks in the
14 7th Councilmanic District;

15 Bill No. 980174, an Ordinance
16 amending Section 9-205 of the Philadelphia Code
17 relating to sidewalk sales by adding a new provision
18 prohibiting sidewalk sales on certain blocks in the
19 7th Councilmanic District;

20 Bill No. 980175, an Ordinance
21 amending Section 9-205 of the Philadelphia Code
22 relating to sidewalk sales by adding a new provision
23 prohibiting sidewalk sales on blocks in the 7th
24 Councilmanic District, respectfully reports it has
25 considered the same and returns the attached bills

1 REPORTS FROM COMMITTEES

2 to Council with a favorable recommendation.

3 PRESIDENT STREET: The Chair
4 recognizes Councilman Kenney.

5 COUNCILMAN KENNEY: Thank you,
6 Mr. President.

7 I move the Rules of Council be
8 suspended so as to permit first reading of Bills No.
9 970693, 980121, 980174, and 980175 today.

10 (Duly seconded.)

11 PRESIDENT STREET: All in favor let
12 it be known by saying aye.

13 Those opposed say nay.

14 The ayes have it. The Rules are
15 suspended. These bills will be added to our first
16 reading calendar today.

17 The Chair recognizes Councilwoman
18 Miller.

19 COUNCILWOMAN MILLER: Thank you,
20 Mr. President.

21 The Special Committee on Parks,
22 Recreating and Cultural Affairs reports Bill No.
23 970794 out of committee with a favorable
24 recommendation.

25 PRESIDENT STREET: The clerk will

1 FIRST READING CALENDAR

2 please read the title of the report.

3 CHIEF CLERK: To the President and
4 Members of the Council of the City of Philadelphia:
5 The Committee on Parks, Recreation and Cultural
6 Affairs, to which was referred Bill No. 970794,
7 entitled "An Ordinance," naming the playground
8 currently designated as the Whitehall Commons
9 Playground, located at 1900 Wakeling Street, and
10 bounded by 4700 Jackson Street, 4700 Ditman Street,
11 and 1900 Margaret, as the Billy Gambrell Playground,
12 respectfully reports it has considered the same and
13 returns the bill to Council with a favorable
14 recommendation.

15 PRESIDENT STREET: The bill reported
16 favorably will be printed and placed on our first
17 reading calendar for our next meeting.

18 The next order of business is the
19 consideration of the calendar.

20 The chief clerk will read the bills
21 on the first reading calendar.

22 CHIEF CLERK: Bill No. 980022, an
23 Ordinance amending Section 9-206 of the Philadelphia
24 Code entitled "Sidewalk Vendors And Neighbor
25 Business Districts," by designating University City,

1 FIRST READING CALENDAR

2 the area in the general vicinity of the campus of
3 the University of Pennsylvania in West Philadelphia,
4 as a neighborhood business district in which
5 sidewalk vending is regulated pursuant to Section
6 9-206, and enacting special provisions regulating
7 vending, both sidewalk vendors and street vendors,
8 in University City, all under certain terms and
9 conditions.

10 PRESIDENT STREET: The Chair agrees.

11 CHIEF CLERK: Bill No. 970693, An
12 Ordinance amending an Ordinance approved January 3,
13 1992, establishing vendor locations in Center City,
14 pursuant to Subsection 9-204(a)(8) by deleting one
15 location on South 5th Street and by creating a
16 second location on South 5th Street.

17 PRESIDENT STREET: The Chair agrees.

18 CHIEF CLERK: Bill No. 980121, an
19 Ordinance amending Section 9-205 of the Philadelphia
20 Code relating to sidewalk sales on certain blocks in
21 the 7th Councilmanic District.

22 PRESIDENT STREET: The Chair agrees.

23 CHIEF CLERK: Bill No. 980174, An
24 Ordinance amending Section 9-205 of the Philadelphia
25 Code relating to sidewalk sales by adding a new

1 SECOND READING AND FINAL PASSAGE CALENDAR

2 provision prohibiting sidewalk sales on certain
3 blocks in the 7th Councilmanic District.

4 PRESIDENT STREET: The Chair agrees.

5 CHIEF CLERK: Bill No. 980175, an
6 Ordinance amending Section 9-205 of the Philadelphia
7 Code relating to sidewalk sales by adding a new
8 provision prohibiting sidewalks sales on certain
9 blocks in the 7th Councilmanic District.

10 PRESIDENT STREET: The Chair agrees.

11 The bills read by the Chief Clerk
12 will be placed on the second and final reading
13 passage calendar for our next meeting.

14 Council will now consider bills on
15 the second and final reading passage calendar.

16 The Council recognizes Councilwoman
17 Verna.

18 COUNCILWOMAN VERNA: Thank you,
19 Mr. President.

20 Bills No. 980006, 970823, and 980203
21 are being called up for consideration on the second
22 reading and final passage calendar. All other bills
23 are being held.

24 PRESIDENT STREET: The Chair thanks
25 the Councilwoman.

1 SECOND READING AND FINAL PASSAGE CALENDAR

2 The first bill for consideration is
3 Bill No. 980006. The clerk will please read the
4 title of the bill.

5 CHIEF CLERK: An Ordinance to
6 authorize the creation of a loan or loans to provide
7 funds for and toward various capital municipal
8 purposes, authorizing the Mayor, City Controller,
9 and City Solicitor, or a majority of them, to sell
10 bonds at public or private negotiated sale setting
11 forth the capital purposes in the amounts for which
12 the proceeds of the loan or loans will be expended,
13 providing for the maturities and for other terms and
14 conditions, and for the form of the bonds, providing
15 that certain bonds may be redeemable prior to
16 maturity, providing Sinking Fund for the bonds and
17 for appropriations to the Sinking Fund Commission
18 for the payment thereof, authorizing agreements to
19 provide credit or payment or liquidity sources for
20 the bonds in certain other actions providing for
21 obtaining the consent of the electors to increasing
22 the indebtedness of the City of Philadelphia, fixing
23 a day a day for holding the election for obtaining
24 such consent and providing for the arrangements for
25 holding such elections.

1 SECOND READING AND FINAL PASSAGE CALENDAR

2 Mr. President, I have a letter that
3 was forwarded to the Chief Clerk approving the
4 transaction of the bonds by the City Controller.

5 PRESIDENT STREET: Thank you very
6 much. This bill having been read on two different
7 days, the question now is shall the bill pass
8 finally.

9 The clerk will call the roll.

10 CHIEF CLERK: Councilwoman Blackwell.

11 COUNCILWOMAN BLACKWELL: Aye.

12 CHIEF CLERK: Councilwoman Clark.

13 COUNCILWOMAN CLARK: Aye.

14 CHIEF CLERK: Councilman Cohen.

15 COUNCILMAN COHEN: Aye.

16 CHIEF CLERK: Councilman DiCicco.

17 COUNCILMAN DiCICCO: Aye.

18 CHIEF CLERK: Councilwoman Fernandez.

19 COUNCILWOMAN FERNANDEZ: Aye.

20 CHIEF CLERK: Councilman Kenney.

21 COUNCILMAN KENNEY: Aye.

22 CHIEF CLERK: Councilwoman Krajewski.

23 COUNCILWOMAN KRAJEWSKI: Aye.

24 CHIEF CLERK: Councilman Mariano.

25 COUNCILMAN MARIANO: Aye.

1 SECOND READING AND FINAL PASSAGE CALENDAR

2 CHIEF CLERK: Councilwoman Miller.

3 COUNCILWOMAN MILLER: Aye.

4 CHIEF CLERK: Councilman Nutter.

5 COUNCILMAN NUTTER: Aye.

6 CHIEF CLERK: Councilman O'Neill.

7 COUNCILMAN O'NEILL: Aye.

8 CHIEF CLERK: Councilman Ortiz is

9 voting aye.

10 Councilman Rizzo.

11 COUNCILMAN RIZZO: Aye.

12 CHIEF CLERK: Councilwoman Tasco.

13 COUNCILWOMAN TASCO: Aye.

14 CHIEF CLERK: Councilwoman Verna.

15 COUNCILWOMAN VERNA: Aye.

16 CHIEF CLERK: Council President

17 Street.

18 PRESIDENT STREET: Aye.

19 The ayes are 16, the nays are zero.

20 A majority of all members of Council having voted in

21 the affirmative, the bills passes.

22 The next bill for consideration is

23 Bill No. 970823.

24 The clerk will please read the title

25 of the bill.

1 SECOND READING AND FINAL PASSAGE CALENDAR

2 CHIEF CLERK: An Ordinance
3 establishing a parking regulation on Grove Street
4 west side, Vine Street to Callowhill Street.

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

8 The clerk will call the roll.

9 CHIEF CLERK: Councilwoman Blackwell.

10 COUNCILWOMAN BLACKWELL: Aye.

11 CHIEF CLERK: Councilwoman Clark.

12 COUNCILWOMAN CLARK: Aye.

13 CHIEF CLERK: Councilman Cohen.

14 COUNCILMAN COHEN: Aye.

15 CHIEF CLERK: Councilman DiCicco.

16 COUNCILMAN DiCICCO: Aye.

17 CHIEF CLERK: Councilwoman Fernandez.

18 COUNCILWOMAN FERNANDEZ: Aye.

19 CHIEF CLERK: Councilman Kenney.

20 COUNCILMAN KENNEY: Aye.

21 CHIEF CLERK: Councilwoman Krajewski.

22 COUNCILWOMAN KRAJEWSKI: Aye.

23 CHIEF CLERK: Councilman Mariano.

24 COUNCILMAN MARIANO: Aye.

25 CHIEF CLERK: Councilwoman Miller.

1 SECOND READING AND FINAL PASSAGE CALENDAR

2 COUNCILWOMAN MILLER: Aye.

3 CHIEF CLERK: Councilman Nutter.

4 COUNCILMAN NUTTER: Aye.

5 CHIEF CLERK: Councilman O'Neill.

6 COUNCILMAN O'NEILL: Aye.

7 CHIEF CLERK: Councilman Ortiz is

8 voting aye.

9 Councilman Rizzo.

10 COUNCILMAN RIZZO: Aye.

11 CHIEF CLERK: Councilwoman Tasco.

12 COUNCILWOMAN TASCO: Aye.

13 CHIEF CLERK: Councilwoman Verna.

14 COUNCILWOMAN VERNA: Aye.

15 CHIEF CLERK: Council President

16 Street.

17 PRESIDENT STREET: Aye.

18 The ayes are are there 16 or 17?

19 CHIEF CLERK: 16.

20 PRESIDENT STREET: Who is absent?

21 CHIEF CLERK: Councilman Longstreth.

22 PRESIDENT STREET: I know I am

23 getting to 16. I can't figure out who is absent.

24 The ayes are 16, the nays are zero.

25 A majority of all members of Council having voted in

1 SECOND READING AND FINAL PASSAGE CALENDAR

2 the affirmative, the bill passes.

3 The next bill for consideration is
4 Bill No. 980203. The clerk will please read the
5 title of the bill.

6 CHIEF CLERK: An Ordinance
7 authorizing the revision of lines and grades on a
8 portion of City Plan No. 307 of an area bounded by
9 Market Street, Juniper Street, Filbert Street, and
10 13th Street, by relocating the easterly curbline of
11 Juniper Street from Commerce Street to Filbert
12 Street a variable distance westwardly, under certain
13 terms and conditions.

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

17 The clerk will call the roll.

18 CHIEF CLERK: Councilwoman Blackwell.

19 COUNCILWOMAN BLACKWELL: Aye.

20 CHIEF CLERK: Councilwoman Clark.

21 COUNCILWOMAN CLARK: Aye.

22 CHIEF CLERK: Councilman Cohen.

23 COUNCILMAN COHEN: Aye.

24 CHIEF CLERK: Councilman DiCicco.

25 COUNCILMAN DiCICCO: Aye.

1 SECOND READING AND FINAL PASSAGE CALENDAR

2 CHIEF CLERK: Councilwoman Fernandez.

3 COUNCILWOMAN FERNANDEZ: Aye.

4 CHIEF CLERK: Councilman Kenney.

5 COUNCILMAN KENNEY: Aye.

6 CHIEF CLERK: Councilwoman Krajewski.

7 COUNCILWOMAN KRAJEWSKI: Aye.

8 CHIEF CLERK: Councilman Mariano.

9 COUNCILMAN MARIANO: Aye.

10 CHIEF CLERK: Councilwoman Miller.

11 COUNCILWOMAN MILLER: Aye.

12 CHIEF CLERK: Councilman Nutter.

13 COUNCILMAN NUTTER: Aye.

14 CHIEF CLERK: Councilman O'Neill.

15 COUNCILMAN O'NEILL: Aye.

16 CHIEF CLERK: Councilman Ortiz is

17 voting aye.

18 Councilman Rizzo.

19 COUNCILMAN RIZZO: Aye.

20 CHIEF CLERK: Councilwoman Tasco.

21 COUNCILWOMAN TASCO: Aye.

22 CHIEF CLERK: Councilwoman Verna.

23 COUNCILWOMAN VERNA: Aye.

24 CHIEF CLERK: Council President

25 Street.

1 SPEECHES/MOTION TO ADJOURN

2 PRESIDENT STREET: Aye.

3 The ayes are 16, the nays are zero.

4 A majority of all members of Council
5 having voted in the affirmative, the bill passes.

6 This brings us to completion of our
7 consideration of the second and final reading
8 passage calendar.

9 Are there any speeches on part of
10 members of the minority?

11 Are there any speeches on part of
12 members of the majority?

13 The Chair recognizes Councilwoman
14 Verna.

15 COUNCILWOMAN VERNA: Thank you,
16 Mr. President.

17 I move that Council stand adjourned
18 until Thursday, April 23, 1998, at 10:00 a.m.

19 (Duly seconded.)

20 PRESIDENT STREET: All in favor let
21 it be known by saying aye.

22 Those opposed say nay.

23 The ayes have it. This Council
24 stands adjourned until Thursday, April 23, 1998, at
25 10 o'clock a.m.

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(Stated meeting adjourned at 1:15

3 p.m.)

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

I HEREBY CERTIFY that the foregoing
proceedings of the Council of the City of
Philadelphia of Thursday, April 16, 1998, were
reported fully and accurately by me, and that this
is a correct transcript of same.

RE: STATED MEETING

DEBRA A. WHITEHEAD, RPR