

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



**Thursday, March 10, 2005**

EXCUSED: 1 - Councilmember Krajewski

PRESENT: 16 - Councilmembers Reynolds Brown, Cohen, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco, Council President Verna, Blackwell, Nutter, Clarke, Mariano, Miller, Tasco and O'Neill

Council met, a quorum being present.

Reverend Geraldo Pinero of Incarnation Of Our Lord Roman Catholic Church was introduced and offered an appropriate prayer.

COUNCILMEMBER BLACKWELL MOVED TO APPROVE THE JOURNAL OF THE MEETING OF MARCH 3, 2005..

THE MOTION WAS DULY SECONDED AND AGREED TO.

Councilmember Blackwell requested leave of absence for Councilmember Krajewski.

THE REQUEST WAS GRANTED.

**COMMUNICATIONS**

- Transmitting a bill authorizing the creation of a loan or loans to provide funds for and toward various capital municipal purposes; authorizing the Mayor, City Controller and City Solicitor or a majority of them to sell bonds at public and private negotiated sale; setting for the capital purposes and the amounts for which proceeds of the loan or loans will be expended; providing for the maturities and for other terms and conditions and for the form of the bonds; providing that certain bonds may be redeemable prior to maturity; providing sinking funds for the bonds and for appropriations to the Sinking Fund Commission for the payment thereof; authorizing agreements to provide credit or payment or liquidity sources for the bonds and certain other actions; providing for obtaining the consent of the electors to increasing the indebtedness of the City of Philadelphia; fixing a day for holding the election for obtaining such consent and providing for the arrangements for holding such election. (File No. 050212)

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE COMMUNICATION WAS READ.

**INTRODUCTION OF ORDINANCES AND RESOLUTIONS**

COUNCILMEMBER BLACKWELL MOVED TO SUSPEND THE RULES OF COUNCIL SO AS TO PERMIT THE IMMEDIATE CONSIDERATION OF ALL RESOLUTIONS

THE MOTION WAS DULY SECONDED AND AGREED TO.

Councilmember Kenney Introduced the following Bill, Sponsored by Councilmember Kenney:

- 📄 **Bill No. 050199:**An Ordinance authorizing transfers in appropriations for Fiscal Year 2005 within the Grants Revenue Fund from certain or all City offices, departments, boards and commissions to certain or all City offices, departments, boards and commissions.

THE BILL WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

Councilmember Blackwell Introduced the following Bill for Councilmember Council President Verna, Sponsored by Councilmember Blackwell:

- 📄 **Bill No. 050200:**An Ordinance granting permission to Popi's Enterprises, Ltd. located at 3120 - 3132 South 20th Street, Philadelphia, PA 19145, to construct, use and maintain a building encroachment, entrance addition, north and south roof embellishments, rigid fabric awnings, canopy, pedestrian lights, underground electrical conduit and open air sidewalk café on, under and over the west footway of South 20th Street, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON STREETS AND SERVICES.

Councilmember Blackwell Introduced the following Bill, Sponsored by Councilmember Blackwell:

- 📄 **Bill No. 050201:**An Ordinance authorizing the Managing Director or his Designee, on behalf of the City of Philadelphia, to enter into a Lease Agreement to lease vehicles from the Philadelphia Municipal Authority, with an option to purchase, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

Councilmember Nutter Introduced the following Bill, Sponsored by Councilmember Nutter:

- 📄 **Bill No. 050202:**An Ordinance amending Section 17-109 of The Philadelphia Code, entitled "Local Bidding Preferences," by amending the terms and conditions under which a Business Entity may be certified or continue to be

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

certified as a Local Business Entity entitled to a bidding preference on City contracts.

THE BILL WAS REFERRED TO THE COMMITTEE ON COMMERCE & ECONOMIC DEVELOPMENT.

Councilmember DiCicco Introduced the following Bill, Sponsored by Councilmembers DiCicco, Kenney and Mariano:

- 📄 **Bill No. 050203:**An Ordinance amending Title 9 of The Philadelphia Code, entitled "Regulation of Businesses, Trades and Professions," by amending Section 9-102, entitled "Licenses and Permits," by providing that no license or permit shall be issued or renewed if the applicant is delinquent in the payment of any City or School District taxes, charges, fees, rents or claims, or is delinquent in the payment of certain penalties or fines, and by increasing the fee for dishonored checks.

THE BILL WAS REFERRED TO THE COMMITTEE ON LICENSES AND INSPECTIONS.

Councilmember DiCicco Introduced the following Bill, Sponsored by Councilmembers DiCicco, Kenney and Mariano:

- 📄 **Bill No. 050204:**An Ordinance amending Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," by amending Subcode A, Section A-202, entitled "Duties and Powers of the Code Official," by providing that no license or permit required by Title 4 shall be issued or renewed if the applicant is delinquent in the payment of any City or School District taxes, charges, fees, rents or claims, or is delinquent in the payment of certain penalties or fines, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON LICENSES AND INSPECTIONS.

Councilmember Clarke Introduced the following Bill, Sponsored by Councilmember Clarke:

- 📄 **Bill No. 050205:**An Ordinance authorizing the Water Commissioner on behalf of the City to enter into an agreement with the owners of the properties and their successors at 3101 through 3131 West Thompson Street for the grant of a right-of-way for water main purposes, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON STREETS AND SERVICES.

**RESOLUTIONS**

Councilmember Kenney Introduced the following Resolution, Sponsored by Councilmembers Kenney, O'Neill and Kelly:

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

☐ Association of Philadelphia and Proclaiming the month of March as "Irish Month" in the City of Philadelphia.

WHEREAS, The St. Patrick's Day Observance Day Association, founded in 1952, continues to be the proud sponsor and organizer of Philadelphia's St. Patrick's Day Parade; and

WHEREAS, The theme of this year's parade is "St. Patrick, Make us a Eucharistic People," which is keeping with the theme that Pope John Paul II has designated for the year 2005; and

WHEREAS, This non-profit association sponsors the St. Patrick's Day on an annual basis and this parade continues to be the largest of any parade held in Philadelphia with well over 20,000 participants; and

WHEREAS, The Irish in Philadelphia celebrated St. Patrick's Day with a parade as early as 1771, making this the 2nd oldest parade in the United States, topped only by the New York City celebration; and

WHEREAS, This year's parade, which will be held on Sunday, March 13, will be preceded by a Mass celebrated by Cardinal Justin Rigali, at St. Patrick's Church, 20th & Locust streets at 9:30 A.M. The parade will kick off at 11:30 A.M. at Broad & Washington streets; and

WHEREAS, This Council extends our heartiest congratulations to Mr. Vincent Gallagher, the Grand Marshall of the 2005 parade; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADLEPHIA,  
That we honor the St. Patrick's Day Observance Association of Philadelphia and proclaiming the month of March as "Irish Month" in the City of Philadelphia.

FURTHER RESOLVED, That an Engrossed copy of this resolution be presented to Mr. Leonard J. Armstrong, President of the St. Patrick's Observance Day Association, as evidence of the sincere sentiments and recognition of this legislative body.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember DiCicco Introduced the following Resolution, Sponsored by Councilmembers DiCicco, Council President Verna and Kenney:

☐ **Resolution No. 050207:**Resolution congratulating the Boys Varsity Basketball

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

team of Saints John Neumann Maria Goretti High School for winning the 2005 Catholic League Basketball Championship.

WHEREAS, In their inaugural season the Neumann Goretti Saints under the leadership of senior David Burton, defeated 2003-2004 champions Saint Joseph's Prep in a tremendous 57-44 victory at LaSalle University's Tom Gola Arena where cheering Saints fans watched on, waiting to storm the court; and

WHEREAS, Neumann-Goretti, coached by Carl Arrigale and staff, had an outstanding year, finishing with a final record of 25-2, and in the playoffs were unmatched in their dominance of the Catholic League; and

WHEREAS, This championship for Neumann-Goretti is the 13th in the team's history, which is the second most in Catholic League history; and

WHEREAS, The Saints, led by senior David Burton and underclassmen Derrick Rivera, Earl Pettis, Antonio Jardine, Richard Jackson, and Connor Kennedy have shown impressive teamwork which led them to victory; and

WHEREAS, The Neumann-Goretti Saints are nationally ranked because of their skilled talent, which makes our City proud that they represent Philadelphia; and

WHEREAS, Coach Arrigale is one of the most successful coaches in the Catholic League, now having won three championships in his last five years of coaching, in 2001, 2002, and 2005; and

WHEREAS, This team of true champions deserve sincere congratulations on an outstanding job and a fantastic victory; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That we hereby honor Boys Varsity Basketball team of Saints John Neumann and Maria Goretti High School for winning the 2005 Catholic League Basketball Championship.

FURTHER RESOLVED, That an Engrossed copy of this resolution be presented to the Saints John Neumann and Marie Goretti Varsity Basketball Team Head Coach Carl Arrigale, further evidencing the sincere sentiments of this legislative body.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Councilmember Blackwell Introduced the following Resolution for Councilmember Council President Verna, Sponsored by Councilmember Blackwell:

-  **Resolution No. 050208:**Resolution also naming 29th Street at the intersection of 29th and Tasker Streets as Markey Boulevard and also naming Tasker Street at the intersection of 29th and Tasker Streets as Dean's Way.

WHEREAS, Phelim Dean, Joseph Markey and Bernard Markey were individuals who were extremely well respected in their neighborhood of Grays Ferry. These were great men who gave of themselves without selfishness or restraint and who constantly sought to enhance their neighborhood for their families and friends. They were committed to the City of Philadelphia, contributing to its culture and history, and likewise committed to their neighborhood; and

WHEREAS, Phelim Dean was a business owner who contributed to local organizations and helped support senior citizens groups and baseball leagues. Joseph and Bernard Markey, who were brothers, were long-time committeepeople dedicated to serving their constituents, especially senior citizens. All three of these men were influential community leaders dedicated to serving the city and the community they treasured so richly; and

WHEREAS, Throughout their lives, Phelim Dean, Joseph Markey and Bernard Markey, made unique and significant contributions to their neighborhood. Therefore, it is fitting and proper that the City of their birth honor Phelim Dean, Joseph Markey and Bernard Markey; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, THAT 29th Street at the intersection of 29th and Tasker Streets shall also be known as Markey Boulevard and Tasker Street at the intersection of 29th and Tasker Streets shall also be known as Dean's Way.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Cohen Introduced the following Resolution, Sponsored by Councilmember Cohen:

-  **Resolution No. 050209:**Resolution calling upon Congress to oppose any and all efforts to privatize Social Security.

WHEREAS, In 1935 President Franklin Delano Roosevelt signed the Social Security Act into law, noting that "The civilization of the past 100 years, with its

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

startling industrial changes, has tended more and more to make life insecure," and stating that "we have tried to frame a law which will give some measure of protection to the average citizen and to his family against the loss of a job and against poverty-ridden old age"; and

WHEREAS, Thirty years later, at the signing of amendments that expanded Social Security coverage, President Lyndon Baines Johnson extolled the legacy of Social Security by remarking "There are those fearing the terrible darkness of despair and poverty - despite long years of labor and expectation-who will now look up to see the light of hope and realization;" and

WHEREAS, Government has an obligation not to turn away from its duty to protect the poor, the elderly and the infirm, especially in the face of promises made and expectations held; and

WHEREAS, Economic changes over the past twenty-five years have made the job market and pension structure increasingly uncertain, yet in contrast, Social Security remains robust and dependable, as found by the nonpartisan Congressional Budget Office, which concluded that Social Security remains fiscally sound and able to pay full benefits as promised through 2052 even if no changes were made whatsoever; and

WHEREAS, Social Security is the most significant source of income for the majority of retirees over age 65, and disburses \$471 billion annually to over 47 million people, providing guaranteed benefits to retirees and their families, to the disabled, and to survivors; and

WHEREAS, Social Security pays the most to those who need it the most through its progressive structure, whereby workers with low lifetime earning receive relatively higher benefits in relation to those with higher lifetime earnings and a greater ability to prepare for retirement, and Social Security has historically been of vital importance to women, who make up 60 percent of all beneficiaries; and

WHEREAS, In Philadelphia alone, over a quarter million people are assisted through local Social Security offices annually, including 44,835 in Germantown, 23,870 in Center City, and 86,360 in Northeast Philadelphia; and

WHEREAS, The Bush Administration's push for privatization threatens the retirement security of millions of Americans and will require the government to borrow over \$4 trillion in the next 20 years, worsening an already precarious economy and saddling future generations with debt; and

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

WHEREAS, The primary champions of privatization are those who will never need Social Security in their lifetimes, and the biggest beneficiaries of Bush's proposal are Wall Street brokerage firms, who would reap billions in profits as citizens who formerly depended on Social Security gamble their future retirement; and

WHEREAS, the Center for Economic and Policy Research has concluded that a typical younger worker in 2052 would receive 19 percent greater benefits from Social Security than s/he would gain through private investment, even if no steps were taken to change the current system, and the move to privatization in the United Kingdom has been declared a failure, with workers receiving markedly less through private investment than they had through the government program; now therefore, be it

RESOLVED, THAT THE COUNCIL OF THE CITY OF PHILADELPHIA,  
Calls upon Congress to oppose any and all attempts to privatize Social Security.

FURTHER RESOLVED, That a true and correct copy of this Resolution be provided to all United States Representatives from Philadelphia and to each of the United States Senators.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

*The Ayes and Nays were as follows:*

*Ayes: 13 - Councilmembers Reynolds Brown, Cohen, Goode, Kenney, Ramos, DiCicco, Council President Verna, Blackwell, Nutter, Clarke, Mariano, Miller and Tasco*

*Nays: 3 - Councilmembers Kelly, Rizzo and O'Neill*

Councilmember Mariano Introduced the following Resolution, Sponsored by Councilmember Mariano:

**Resolution No. 050210:**Resolution authorizing the Commissioner of Public Property to execute and deliver to the Redevelopment Authority of the City of Philadelphia, without consideration, deeds conveying conditional fee simple title to certain City-owned lots or pieces of ground with the buildings and improvements thereon, situate in the Seventh, Eighteenth, Nineteenth & Twenty-third Wards of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Redevelopment Authority of the City of Philadelphia to dispose of such properties for rehabilitation and/or improvement in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

WHEREAS, Chapter 16-400 of The Philadelphia Code relating to vacant property, grants the City the power to convey certain classes of real property to the Redevelopment Authority of the City of Philadelphia, without consideration, to implement the public purpose set forth in that Chapter; and

WHEREAS, The Vacant Property Review Committee has recommended acceptance and disposition of the vacant properties listed below; now therefore

**RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA**

SECTION 1. The Commissioner of Public Property is hereby authorized to execute and deliver to the Redevelopment Authority of the City of Philadelphia, without consideration, deed conveying conditional fee simple title to 175 West Lippincott Street, 2926, 2928 and 2930 North Orianna Street, 1835 Orthodox Street, 442 West Somerset Street, 2829 North Swanson Sstreet, 1729 North Fourth Street and 2021 North Fourth Street pursuant to Chapter 16-400 of The Philadelphia Code, under certain terms and conditions.

SECTION 2. The Redevelopment Authority is hereby authorized to dispose of the aforementioned properties for rehabilitation and/or improvements under certain terms and conditions pursuant to Chapter 16-400 of The Philadelphia Code.

SECTION 3. The City Solicitor is hereby authorized to prepare or to approve all instruments and documents and to include in such instruments and documents such terms and conditions as are necessary to effectuate the purpose of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Rizzo Introduced the following Resolution, Sponsored by Councilmembers Miller, Tasco and Rizzo:

- 📄 **Resolution No. 050211:**Resolution recognizing, Honoring, And Celebrating The Ivy Leaf School-For Its Invaluable Contributions As The Oldest African American Independent School In Philadelphia- On The Occasion Of Its 40th Anniversary: 1965-2005.

WHEREAS, In 1965, William and Liller Green opened the Ivy Leaf School, with seventeen students and two teachers; and

WHEREAS, Ivy Leaf School now has grown to occupy two campuses and

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

is currently serving over 600 students from nursery through eighth grades; with 80 talented and dedicated teachers, support staff, and administrators; and

WHEREAS, Ivy Leaf School is true to its Motto of "Building Leaders of Tomorrow, Educating Youth Today" emphasizing the love of learning, hard work, respect, and services to others; and

WHEREAS, Ivy Leaf School is governed by an enlightened, capable and involved Board of Directors; and

WHEREAS, Ivy Leaf School Alumni are making significant contributions in the fields of science, education, law, medicine, public services, and others; and

WHEREAS, In the year 2005, Ivy Leaf School completed its 40th year, and continues as the oldest African-American independent school in Philadelphia; and

WHEREAS, the City of Philadelphia looks forward to 40 more years-and more-of excellent educational leadership from the Ivy Leaf School; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That it Recognizes, Honors, And Celebrates The Ivy Leaf School For Its Invaluable Contributions As The Oldest African American Independent School In Philadelphia On The Occasion Of Its 40th Anniversary: 1965-2005.

FURTHER RESOLVED, That an Engrossed copy of this resolution be presented to William and Liller Green on behalf of the Ivy Leaf School, further evidencing the sincere admiration and gratitude of this legislative body.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

**REPORTS FROM COMMITTEES**

**COMMITTEE ON LAW AND GOVERNMENT**

- 📄 **Bill No. 050107:**An Ordinance providing for the submission to the qualified electors of the City of Philadelphia of an amendment to the Philadelphia Home Rule Charter creating a new Chapter 5 entitled "Referenda Approved By The Voters" in Article VIII, Provisions of General Application, and creating a new Section 8-500 entitled "Home Rule Power to Prevent and Reduce Gun Violence" calling on the Pennsylvania General Assembly and the Governor to pass legislation that will permit Philadelphia to enact constitutionally lawful legislation

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

to prevent and reduce gun violence; fixing the date of a special election for such purpose; prescribing the form of ballot questions to be voted on; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

COUNCILMEMBER COHEN MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 050107.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE BILL WAS ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR.

- 📄 **Resolution No. 050120:**Resolution proposing an amendment to the Philadelphia Home Rule Charter creating a new Chapter 5 entitled "Referenda Approved By The Voters" in Article VIII, Provisions of General Application, and creating a new Section 8-500 entitled "Home Rule Power to Prevent and Reduce Gun Violence" calling on the Pennsylvania General Assembly and the Governor to pass legislation that will permit Philadelphia to enact constitutionally lawful legislation to prevent and reduce gun violence.

THE RESOLUTION WAS FAVORABLE RECOMMENDATION; CONSIDERATION AT NEXT STATED COUNCIL MEETING.

**COMMITTEE ON PUBLIC HEALTH AND HUMAN SERVICES**

- 📄 **Bill No. 050063, as amended:**An Ordinance amending Chapter 10-600 of The Philadelphia Code, entitled "Public Places -- Prohibited Conduct," by prohibiting smoking in public places and in the workplace, and providing for penalties, all under certain terms and conditions.

COUNCILMEMBER TASCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 050063.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE BILL WAS ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR.

**BILLS ON FIRST READING**

- 📄 **Bill No. 050063, as amended:**An Ordinance amending Chapter 10-600 of The Philadelphia Code, entitled "Public Places -- Prohibited Conduct," by prohibiting smoking in public places and in the workplace, and providing for penalties, all under certain terms and conditions.

THE BILL WAS ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR.

- 📄 **Bill No. 050107:**An Ordinance providing for the submission to the qualified electors of the City of Philadelphia of an amendment to the Philadelphia Home

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

Rule Charter creating a new Chapter 5 entitled "Referenda Approved By The Voters" in Article VIII, Provisions of General Application, and creating a new Section 8-500 entitled "Home Rule Power to Prevent and Reduce Gun Violence" calling on the Pennsylvania General Assembly and the Governor to pass legislation that will permit Philadelphia to enact constitutionally lawful legislation to prevent and reduce gun violence; fixing the date of a special election for such purpose; prescribing the form of ballot questions to be voted on; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

THE BILL WAS ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR.

**"DISAPPROVED"**

- 📄 **Resolution No. 050176, as amended:**Resolution proposing an amendment to the Philadelphia Home Rule Charter creating a new Chapter 5 entitled "Referenda Approved By The Voters" in Article VIII, Provisions of General Application, and creating a new Section 8-500 entitled "Smoking in Public Places and in the Workplace" calling on the Council of the City of Philadelphia to pass no legislation that will prohibit smoking in public places and in the workplace.

**"WITHDRAWN"**

- 📄 **Bill No. 050165, as amended:**An Ordinance providing for the submission to the qualified electors of the City of Philadelphia of an amendment to the Philadelphia Home Rule Charter creating a new Chapter 5 entitled "Referenda Approved By The Voters" in Article VIII, Provisions of General Application, and creating a new Section 8-500 entitled "Smoking in Public Places and in the Workplace" calling on the Council of the City of Philadelphia to pass no legislation that will prohibit smoking in public places and in the workplace; fixing the date of a special election for such purpose; prescribing the form of ballot questions to be voted on; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

WHICH WAS READ.

**BILLS ON SECOND READING AND FINAL PASSAGE**

- 📄 **Bill No. 040133-A, as amended:**An Ordinance amending Section 17-104 entitled "Prerequisites to the Execution of City Contracts" by adding a new subsection (2) entitled "Slavery Era Business/Corporate Insurance Disclosure" to promote full and accurate disclosure to the public about any slavery policies sold by any companies or profits from slavery by other industries (or their predecessors) who are doing business with the City of Philadelphia and recodifying Section 17-104

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

by incorporating various technical changes; all under certain terms and conditions.

THE BILL WAS READ.

COUNCILMEMBER BROWN MOVED TO AMEND BILL NO. 040133 AS FOLLOWS:

\* \* \*

PROPOSED AMENDMENT TO BILL NO. 040133

\* \* \*

(b) DELETE THE WORDS: within the first 90 days after the contract's execution,

(b) ADD AFTER THE WORD SHALL: , immediately following execution of the contract,

(d) DELETE THE WORDS: Any contract between a City Agency and REPLACE WITH: If a contractor fails to provide the affidavit when required or includes materially false information on such affidavit, the contract shall be voidable.

\* \* \*

THE AMENDMENT WAS READ

COUNCILMEMBER BROWN MOVED FOR THE ADOPTION OF THE AMENDMENT

THE MOTION WAS DULY SECONDED AND AGREED TO

THE AMENEMENT TO BILL NO. 040133 WAS ADOPTED.

 **Bill No. 040133-A, as amended:**An Ordinance amending Section 17-104 entitled "Prerequisites to the Execution of City Contracts" by adding a new subsection (2) entitled "Slavery Era Business/Corporate Insurance Disclosure" to promote full and accurate disclosure to the public about any slavery policies sold by any companies or profits from slavery by other industries (or their predecessors) who are doing business with the City of Philadelphia and recodifying Section 17-104 by incorporating various technical changes; all under certain terms and conditions.

THE BILL WAS AMENDED.

THE BILL WAS ORDERED PLACED ON FINAL PASSAGE CALENDAR FOR NEXT MEETING..

 **Resolution No. 040818, as amended:**Resolution proposing an amendment to the Philadelphia Home Rule Charter relating to City leases, contracts, concessions and the provision of financial assistance, and providing for the submission of the amendment of the electors of Philadelphia.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE RESOLUTION WAS READ.

COUNCILMEMBER NUTTER MOVED TO AMEND BILL NO. 040818 AS FOLLOWS:

PROPOSED AMENDMENT TO BILL NO. 040818

\* \* \*

(1) DELETE WORD: approval REPLACE WITH: authorization

Contracts

(1) DELETE AFTER THE WORD COUNCIL: approval REPLACE WITH: authorization  
DELETE AFTER THE WORD AUTHORIZATION: by ordinance DELETE AFTER THE WORD  
COUNCIL: approval REPLACE WITH: authorization

Concessions.

DELETE AFTER THE WORD COUNCIL: approval REPLACE WITH: authorization

\* \* \*

THE AMENDMENT WAS READ.

COUNCILMEMBER NUTTER MOVED FOR THE ADOPTION OF THE AMENDMENT

THE MOTION WAS DULY SECONDED AND AGREED TO

THE AMENDMENT TO BILL NO. 040818 WAS ADOPTED.

 **Resolution No. 040818, as amended:** Resolution proposing an amendment to the Philadelphia Home Rule Charter relating to City leases, contracts, concessions and the provision of financial assistance, and providing for the submission of the amendment of the electors of Philadelphia.

DISCUSSION - COUNCILMEMBER TASCO - RESOLUTION NO. 040818 - ASKS WHETHER THIS RESOLUTION IS THAT ONE THAT ACCOMPANIES THE BILL FOR NEXT WEEK  
BILL NO. 040772

COUNCILMEMBER NUTTER RESPONSE "YES"

COUNCIL PRESIDENT VERNA CALL FOR ROLL CALL VOTE

THE RESOLUTION WAS AMENDED.

*The Ayes and Nays were as follows:*

*Ayes: 11 - Councilmembers Reynolds Brown, Cohen, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco, Council President Verna, Nutter and O'Neill*

*Nays: 5 - Councilmembers Blackwell, Clarke, Mariano, Miller and Tasco*

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE AMENDMENTS ONLY ARE ADOPTED.

📄 **Resolution No. 040818, as amended:**Resolution proposing an amendment to the Philadelphia Home Rule Charter relating to City leases, contracts, concessions and the provision of financial assistance, and providing for the submission of the amendment of the electors of Philadelphia.

THE RESOLUTION WAS ORDERED PLACED ON NEXT WEEK'S CALENDAR.

📄 **Bill No. 040772-A, as amended:**An Ordinance amending Title 17 of The Philadelphia Code, entitled "Contracts and Procurement," by adding provisions regulating the process by which the City awards professional services contracts and other non-competitively bid contracts, and prohibiting persons from entering into such contracts or from receiving City financial assistance if they or certain related parties have made certain contributions to elected City officers or candidates for City offices, all under certain terms and condition.

THE BILL WAS READ.

DISCUSSION - COUNCILMEMBERS NUTTER, TASCO, CLARKE, BROWN, KENNEY, GOODE, COHEN, KELLY, MILLER AND RIZZO - BILL NO. 040772 - VARIOUS CONVERSTIONS REGARDING THIS BILL - (SEE NOTES OF TESTIMONY)

COUNCILMEMBER NUTTER MOVED TO AMEND BILL NO. 0404772 AS FOLLOWS:

PROPOSED AMENDMENT TO BILL NO. 040772

\* \* \*

Bill No. 0404772 text was replaced in it entirety. (See file for amended text version on Floor)

\* \* \*

THE AMENDMENT WAS READ.

COUNCILMEMBER NUTTER MOVED FOR THE ADOPTION OF THE AMENDMENT

THE MOTION WAS DULY SECONDED AND AGREED TO

THE AMENDMENT TO BILL NO. 040772 WAS ADOPTED.

📄 **Bill No. 040772-A, as amended:**An Ordinance amending Title 17 of The Philadelphia Code, entitled "Contracts and Procurement," by adding provisions regulating the process by which the City awards professional services contracts and other non-competitively bid contracts, and prohibiting persons from entering into such contracts or from receiving City financial assistance if they or certain related parties have made certain contributions to elected City officers or

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

candidates for City offices, all under certain terms and condition.

DISCUSSION - COUNCIL PRESIDENT VERNA CALLS FOR A ROLL VOTE

THE BILL WAS AMENDED.

*The Ayes and Nays were as follows:*

*Ayes: 11 - Councilmembers Reynolds Brown, Cohen, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco,  
Council President Verna, Nutter and O'Neill*

*Nays: 5 - Councilmembers Blackwell, Clarke, Mariano, Miller and Tasco*

THE AMENDMENTS ONLY ARE ADOPTED.

**Bill No. 040772-A, as amended:** An Ordinance amending Title 17 of The Philadelphia Code, entitled "Contracts and Procurement," by adding provisions regulating the process by which the City awards professional services contracts and other non-competitively bid contracts, and prohibiting persons from entering into such contracts or from receiving City financial assistance if they or certain related parties have made certain contributions to elected City officers or candidates for City offices, all under certain terms and condition.

THE BILL WAS ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR.

*The Ayes and Nays were as follows:*

*Ayes: 11 - Councilmembers Reynolds Brown, Cohen, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco,  
Council President Verna, Nutter and O'Neill*

*Nays: 5 - Councilmembers Blackwell, Clarke, Mariano, Miller and Tasco*

**SPEECHES**

COUNCILMEMBER BROWN - COMMENDS COUNCILMEMBER NUTTER - LOWER MERION SCHOOL DISTRICT - (SEE NOTES OF TESTIMONY)

COUNCILMEMBER TASCO - MINORITY BUSINESS ENTERPRISE COUNCIL - (SEE NOTES OF TESTIMONY)

COUNCILMEMBER TASCO MOVED TO ADJOURN.

THE MOTION WAS DULY SECONDED AND AGREED TO.