

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, April 6, 2006

EXCUSED: 1 - Councilmember Mariano

PRESENT: 15 - Councilmembers Reynolds Brown, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco, Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Miller, Tasco and O'Neill

Council met, a quorum being present.

Elder Robert J. Johnson of New Life Temple Church was introduced and offered an appropriate prayer.

COUNCILMEMBER BLACKWELL MOVED TO APPROVE THE JOURNAL OF THE MEETING OF MARCH 30, 2006.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Councilmember Blackwell requested leave of absence for Councilmember Mariano.

THE REQUEST WAS GRANTED.

COMMUNICATIONS

The Sergeant-at-Arms presented messages from the Mayor as follows:

- Transmitting a message advising Council that Bill No. 060051, which was passed by Council March 30, 2006, was signed by the Mayor on April 6, 2006. (File No. 060279)

THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill Nos. 060044, 060054, 060055, 060107 and 060117, which were passed by Council on March 23, 2006, were signed by the Mayor on April 6, 2006. (File No. 060280)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to acquire from the School District of Philadelphia, fee

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simple title to the properties known as 4800-4802 Fairmount Avenue and 4927-4931 Chestnut Street and transfer them to the Redevelopment Authority of the City of Philadelphia, under certain terms and conditions. (File No. 060281)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Authority for Industrial Development a deed conveying, for nominal consideration, fee simple title to all or a part of the parcel measuring approximately 95, 103 square feet which is located on the southwesterly side of the 3000 block of E. Tioga Street, with the buildings and improvements thereon, for further conveyance at fair market value. (File No. 060282)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Philadelphia Authority for Industrial Development ("PAID") to file an application with the Office of the Budget, Commonwealth of Pennsylvania, under the Redevelopment Assistance Capital Program, in an amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000) to assist in the relocation of the Family Practice and Counseling Network; and authorizing the City to enter into an agreement with PAID in furtherance of grant requirements; all under certain terms and conditions, accompanied by an explanatory letter from the Director of Commerce. (File No. 060283)

THE COMMUNICATION WAS READ.

- Transmitting a bill amending Title 22 of The Philadelphia Code, entitled "Public Employees Retirement Code," by amending various provisions to incorporate benefit enhancements provided under recent labor arbitration awards, under certain terms and conditions. (File No. 060284)

THE COMMUNICATION WAS READ.

INTRODUCTION OF ORDINANCES AND RESOLUTONS

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 O'Neill Introduced the following Bill, Sponsored by Councilmembers O'Neill, Miller, Blackwell, Kelly, Tasco, Krajewski, Kenney, DiCicco, Nutter, Rizzo and Clarke:

- Bill No. 060260:**An Ordinance amending Title 14 of The Philadelphia Code,

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entitled "Zoning and Planning," by amending Section 14-104, entitled "Non-Conforming Structures and Uses," by amending provisions relating to the reconstruction of non-conforming structures, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

Councilmember Blackwell Introduced (By Request) the following Bill for Councilmember Council President Verna, Sponsored by Councilmember Blackwell:

- 📄 **Bill No. 060261:**An Ordinance authorizing the Philadelphia Authority for Industrial Development ("PAID") to file an application with the Office of the Budget, Commonwealth of Pennsylvania, under the Redevelopment Assistance Capital Program, in an amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000) to assist in the relocation of the Family Practice and Counseling Network; and authorizing the City to enter into an agreement with PAID in furtherance of grant requirements; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

- 📄 **Bill No. 060262:**An Ordinance authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to acquire from the School District of Philadelphia, fee simple title to the properties known as 4800-4802 Fairmount Avenue and 4927-4931 Chestnut Street and transfer them to the Redevelopment Authority of the City of Philadelphia, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC PROPERTY AND PUBLIC WORKS.

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

- 📄 **Bill No. 060263:**An Ordinance to amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Bridge Street, Tacony Street, a line 245 feet north of Sanger Street, the Delaware River and the Frankford Creek.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Bill No. 060264:**An Ordinance authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Authority for Industrial Development a

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deed conveying, for nominal consideration, fee simple title to all or a part of the parcel measuring approximately 95,103 square feet which is located on the southwesterly side of the 3000 block of E. Tioga Street, with the buildings and improvements thereon, for further conveyance at fair market value.

THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC PROPERTY AND PUBLIC WORKS.

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

- ☐ **Bill No. 060265:**An Ordinance amending Title 22 of The Philadelphia Code, entitled "Public Employees Retirement Code," by amending various provisions to incorporate benefit enhancements provided under recent labor arbitration awards, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON LABOR AND CIVIL SERVICE.

RESOLUTIONS

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

- ☐ **Resolution No. 060266:**Resolution honoring Charles Barkley on the occasion of his election to the Basketball Hall of Fame.

WHEREAS, Charles Barkley was the fifth player selected by Philadelphia in the 1984 NBA draft, which included such standouts as Michael Jordan, Hakeem Olajuwon and John Stockton; and

WHEREAS, The charismatic Charles Barkley made an immediate impact as a Sixer and became a fan favorite as a result of his formidable skills and work ethic; and

WHEREAS, Although listed as 6'6", Charles could rebound with the elite of the NBA and scored 14,184 points during his eight year career as a Sixer; and

WHEREAS, After averaging 14 points per game as a rookie, Charles would lead the Sixers over the next seven seasons with a 24.7 points per game average. He also averaged 12 rebounds and 4 assists per game during this time; and

WHEREAS, Charles averaged a career high of 28.3 points per game during the 1987-88 season when he established himself as one of the top players in professional basketball; and

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WHEREAS, After eight stellar seasons as a Sixer, Charles suited up with the Phoenix Suns where he won the Most Valuable Player Award in the 1992-93 season; and

WHEREAS, Charles spent four extremely productive seasons with the Suns as he continued to average well over 20 points per game. In fact, he averaged at least 20 points a game for 11 consecutive years during his 16 year career; and

WHEREAS, In April 2000, Charles Barkley announced his retirement as a member of the Houston Rockets where he spent the last four years of his professional basketball career; and

WHEREAS, Charles was selected as an NBA All-Star on 11 occasions. He made 1st team all-NBA five times and was also selected to the 2nd team five times. Mr. Barkley was an Olympic Gold Medalist in 1992 and 1996. In 1992, he was a member of the "Dream Team," arguably the best collection of basketball talent ever assembled; and

WHEREAS, In 1996, Charles Barkley was named as one of the greatest 50 players in the history of the National Basketball Association; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That Council does hereby honor Charles Barkley on the occasion of his election to the Basketball Hall of Fame.

FURTHER RESOLVED, That an Engrossed copy of this resolution be presented to Charles Barkley as evidence of the sincere sentiments and recognition of this legislative body.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Kenney Introduced the following Resolution for Councilmember Council President Verna, Sponsored by Councilmembers Kenney, Goode, Blackwell, DiCicco, Tasco, Miller, Rizzo, Reynolds Brown, Krajewski, Kelly, Ramos, Nutter and O'Neill:

- ☐ **Resolution No. 060267:**Resolution recognizing and Celebrating the Preparatory Charter School of Mathematics, Science, Technology and Careers, and its Boys Basketball Team on winning the Pennsylvania Interscholastic Athletic Association's State Championship.

WHEREAS, The Preparatory Charter School of Mathematics, Science, Technology and Careers (PCS) was established in 1998 by its founder and CEO,

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John Badagliacco, and is presently located at 1928 Point Breeze Avenue, Philadelphia, Pennsylvania; and

WHEREAS, The Preparatory Charter School of Mathematics, Science, Technology and Careers' mission is to provide a nurturing and challenging atmosphere in which students in grades nine through twelve will acquire the knowledge and experience they need to prepare them for college, and for productive and fulfilling lives in their communities. The PCS also strives to simultaneously help its students achieve high academic standards and develop essential career skills, while also giving them extensive experiences in service to their community; and

WHEREAS, The Preparatory Charter School of Mathematics, Science, Technology and Careers entered into the City of Philadelphia Public League sports competition in the 2000-01 season, providing a variety of programs for both boys and girls. In the year 2004, the City of Philadelphia joined the Pennsylvania Interscholastic Athletic Association (PIAA) as District XII; and

WHEREAS, On March 25, 2006, at Giant Center in Hershey, Pennsylvania, the Preparatory Charter School of Mathematics, Science, Technology and Careers, in only its second year of state competition, became the first school representing the City of Philadelphia and District XII to win a state championship, specifically, the PIAA Boys Basketball Class AA Championship. This makes them the first and only Philadelphia Public/Charter School to achieve this distinct honor; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That we hereby recognize and celebrate the wonderful accomplishment of this school and its Boys Basketball Team, whose members consist of Cullen Askew, Doug Davis, Parrish Grant, Rodney Green, Paris Griffin, Tyree "Chuckie" Harris, Qu'Ran Hughes, Josh "Scrap" Martin, Marcus Morris, Markieff Morris, Kevin Radford, Ernest Wilkerson, Head Coach, Dan Brinkley, Assistant Coaches, Rahim Washington and Edwin "Skip" Robinson and Athletic Director Chuck Pearsall.

FURTHER RESOLVED, That an Engrossed copy of this resolution be presented to the school and team as evidence of the sincere congratulations and warm wishes of this legislative body. We are proud of your accomplishments both on and off the court.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

Resolution No. 060268: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 Thirty-sixth & Fortieth 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.

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 1518 Dickinson Street, 2559 S. Millick Street, 1901 Wharton Street, 1937 Wilder Street, 1426 South Twenty-second Street and 1236 South Twenty-third 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.

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THE RESOLUTION WAS ADOPTED.

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

 **Resolution No. 060269:**Resolution recognizing the Achievements of the Saint Katherine of Siena Varsity Girls Grade School CYO Basketball Team.

WHEREAS, The Saint Katherine Varsity Girls Basketball Team was blessed with tremendous talent this season; and

WHEREAS, That talent translated into the team finishing its' regular season undefeated; and

WHEREAS, The momentum of an undefeated season carried over to the District One playoffs, where the girls captured the District One crown; and

WHEREAS, This achievement earned them the right to represent Northeast Philadelphia in the City Archdiocesan Tournament; and

WHEREAS, Saint Katherine continued its' winning ways, capping their playoff run with a victory in the City championship game, thereby earning an invitation to the state tournament; and

WHEREAS, The team fought hard in the state playoffs, finishing in fifth place in Pennsylvania; and

WHEREAS, Saint Katherine became the first team in five years to advance to the state tournament; and

WHEREAS, The teams' success was also the first time in school history that a sports team advanced to a CYO state tournament; and

WHEREAS, The team finished with an overall record of 36-4. In addition to Coach Jim Matthews, five seventh graders will return to the team next year, ensuring more future success for the team; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That we hereby recognize the achievements of the Saint Katherine of Siena Varsity Girls Grade School CYO Basketball Team.

FURTHER RESOLVED, That an Engrossed copy of this resolution be presented to head coach Jim Matthews and members of the Saint Katherine team, further

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evidencing the sincere respect and admiration of this legislative body.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

 **Resolution No. 060270:**Resolution declaring April 2006 as Autism Awareness Month.

WHEREAS, Autism was first identified by Dr. Leo Kanner in 1943; and

WHEREAS, This disease is now estimated to occur in 1 out of every 500 births, and research further indicates that Autism is four times more prevalent in boys than girls and

knows no racial, ethnic, or social boundaries. Over one half million people in the United States today have Autism or some form of pervasive developmental disorder; and

WHEREAS, The prevalence rate of Autism makes the disease one of the most common developmental disabilities, yet most of the public, and professionals in the medical, educational, and vocational fields are still unaware of how Autism affects people and how they can effectively work with individuals with the disability; and

WHEREAS, With appropriate intervention, many of the associated behaviors can be positively changed, even in some cases, that the child or adult may appear to the untrained person to no longer have autism. The majority of children and adults will, however, continue to exhibit some degree of the disability throughout their entire lives. Although there are still no medical tests for diagnosing autism, and a cure has yet to be found, a better understanding of the disorder has led to a host of strategies to deal with the disability; and

WHEREAS, Under the Childrens Health Act of 2000, the Pediatric Autism Research Act provides an additional \$40 million annually to research this disability and hopefully find a cure; and

WHEREAS, Founded in 1995, the Cure Autism Now (CAN) Foundation is an organization of parents, clinicians and leading scientists committed to accelerating the pace of biomedical research in autism through research, education and outreach; and

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WHEREAS, Since its founding, Cure Autism Now has committed over \$12 million in research, the establishment and ongoing support of the Autism Genetic Resource Exchange (AGRE), and numerous outreach and awareness activities aimed at families, physicians, governmental officials and the general public; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That we hereby declare April 2006 as Autism Awareness Month in the City of Philadelphia.

FURTHER RESOLVED, That an Engrossed copy of this resolution be presented to
The Autism/PDD Parent Group of Philadelphia as evidence of the respect and appreciation of this legislative body for the work they do in their fight to find a cure for Autism.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 060271:**Resolution declaring May 2006 As Stroke Awareness Month and Recognizing Nazareth Hospital for their Stroke Awareness Program.

WHEREAS, Nazareth Hospital has committed itself to educating people about stroke awareness; its signs, symptoms, risk factors and prevention in an effort to provide potentially life saving information; and

WHEREAS, In 2001, Nazareth Hospital was designated as a Stroke Treatment Enhancement Plan (STEP) program by the American Stroke Association. Nazareth's Stroke Prevention and Treatment Program has made great progress in providing enhanced emergency treatment to stroke victims along with extensive community based education; and

WHEREAS, Nazareth Hospital has been ranked Number One in Pennsylvania and among the top 5 percent nationwide for stroke treatment for the past three years by Health Grades; and

WHEREAS, Nazareth was also the recipient of a 2004 Achievement Award by Hospital and Healthsystem Association of Pennsylvania for quality and innovation in stroke education. It was also the first hospital in Northeast Philadelphia to be awarded a certificate of distinction in the management of a

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primary stroke center; and

WHEREAS, Nazareth Hospital is one of only seven hospitals nationwide to receive the American Stroke Association's Get with the Guidelines-Stroke Initial Performance Achievement Award recognizing the commitment to a higher standard of stroke care according to nationally accepted standards and recommendations; and

WHEREAS, In September 2005, Nazareth Hospital was awarded a grant by the Department of Health and Human Services to expand its stroke education and screening outreach to the African American senior community by collaborating with churches, senior groups, civic groups and workplaces in Philadelphia; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That we hereby declare May 2006 as Stroke Awareness Month and recognize Nazareth Hospital for their Stroke Awareness Program.

FURTHER RESOLVED, That an Engrossed copy of this resolution be presented to Patricia DeAngelis, President and CEO of Nazareth Hospital further evidencing the sincere respect and admiration of this legislative body.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

 **Resolution No. 060272:**Resolution honoring the Urban Youth Racing School.

WHEREAS, Founded and based in Philadelphia since 1998 by Executive Director Anthony Martin, the Urban Youth Racing School ("UYRS") is dedicated to providing inner-city children, ages 8 to 18, an opportunity to enhance their education and life skills by using motorsports as a magnet towards education and student achievement; and

WHEREAS, Selected from a pool of applicants, approximately 140 UYRS students attend, for free, 10-week and year round programs consisting of classroom and track sessions, which provide exposure to science, math, chemistry, technology, mechanics, and business and instill positive self esteem, focus, passion, drive, determination, team collaboration, and leadership skills; and

WHEREAS, Through its various partners including GM Racing, GMAC,

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Craftsman Motorsports, XBOX, NASCAR, Universal Technical Institute, MBNA, Joe Gibbs Racing, SUNOCO, Team Rensi Motorsports, Audiobahn, Art Asylum, and the Philadelphia School District, UYRS, which has been called the Underground Railroad of Motorsports, exposes students to the wide variety of jobs, careers, and small business opportunities in the world of motorsports, which many students would not have been aware of or thought possible; and

WHEREAS, Various athletes including but not limited to Jeff Gordon and Donovan McNabb have supported and visited with UYRS students to encourage them to stay in UYRS and school and to pursue their goals and dreams; and

WHEREAS, In May 2005, UYRS held its first Annual Urban Youth Racing School Grand Prix of Philadelphia where 20 UYRS participants competed in a race on the Parkway for the chance to advance to the East Coast finals of Red Bull's national "Driver Search" and students were racing miniature versions of Formula One cars that reached up to 90 miles per hour; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That we hereby honor the Urban Youth Racing School for its unique program and for providing Philadelphia's youth with an opportunity to achieve in the classroom and life through motorsports.

FURTHER RESOLVED, That an Engrossed copy of this resolution be presented to representatives of the Urban Youth Racing School as evidence of the sincere sentiments of this legislative body.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

 **Resolution No. 060273:**Resolution declaring May 2006 as Mental Health Month in the City of Philadelphia.

WHEREAS, Founded in 1979, the National Alliance on Mental Illness ("NAMI") is the nation's largest grassroots mental health organization dedicated to improving the lives of persons living with serious mental illness and their families and has become the nation's voice on mental illness with over 1,000 affiliate chapters across the country, which join together to meet the organization's mission through support, education, advocacy, and research; and

WHEREAS, NAMI just released Grading the States: A Report on America's

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Health Care System for Serious Mental Illnesses, 2006, the first state-by-state report on the nation's mental health care system in more than 15 years, which comes as President Bush releases the FY 2007 federal budget with proposed cuts for mental health; and

WHEREAS, From the NAMI report, the national average per state for mental health care was a D and Pennsylvania's grade for helping adults with serious mental illness was a D+; and

WHEREAS, To address this problem of accessible mental health care, Philadelphia's three affiliate NAMI chapters will host a three-part Open House and Membership Drive in May, as part of Mental Health Month, to bring together families and individuals, living with mental illness, and caregivers and professionals for practical support and information as well as to raise awareness, combat stigma, and coordinate outreach -- all with the goal of improving the quality of life of all people affected directly or indirectly by mental illness; and

WHEREAS, On Saturday May 6th, from 1 to 4 p.m., NAMI PA Northwest Philadelphia will host their open house and membership drive at the Joseph E. Coleman Northwest Regional Library at 68 West Cheltenham Avenue, on Thursday May 18th, from 6 to 8 p.m., NAMI PA North Central Philadelphia will host their open house and membership drive at the Warren E. Smith Health Center at 1315 Windrim Avenue, and on Sunday, May 21st, from 2 to 4 p.m., NAMI PA Northeast Philadelphia will host their open house and membership drive at Friends Hospital at 4641 Roosevelt Boulevard; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That we hereby proclaim the month of May as Mental Health Month in the City of Philadelphia and we call upon men and women in the City of Philadelphia and the Commonwealth of Pennsylvania to take proactive measures to raise awareness regarding mental illness and to provide accessible mental health care.

FURTHER RESOLVED, That an Engrossed copy of this resolution be presented to representatives of the National Alliance on Mental Illness further evidencing the sincere sentiment and high esteem of this legislative body.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

 **Resolution No. 060274:**Resolution declaring April 15, 2006 as George Clinton

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Day in the City of Philadelphia.

WHEREAS, Born in Kannapolis, North Carolina on July 22, 1941, George Clinton became interested in doo wop music in his teenage years while living in Plainfield, New Jersey during the early 50's; and

WHEREAS, Out of the back room of a barbershop where he straightened hair and inspired by Frankie Lymon & the Teenagers, he formed the vocal group, the Parliaments, in 1955 and they had their first hit "(I Wanna) Testify" in 1967; and

WHEREAS, During the late 60's, George Clinton began listening to the new wave of psychedelic rock by bands such as Cream, Vanilla Fudge, and Sly and the Family Stone and fused this new wave of rock with cutting-edge soul to form a new band called Funkadelic; and

WHEREAS, In 1970, he dropped the "s" from his original band and soon after began dividing time between Parliament, his horn-based soul group, and Funkadelic, his guitar-based rock group, and the music called "P-Funk" was born; and

WHEREAS, During the latter half of the 70's, Parliament and Funkadelic dominated and revolutionized the music scene with such songs as "Flash Light," "One Nation Under A Groove," "Aqua Boogie," "(Not Just) Knee Deep," and "Give Up The Funk," and classic albums entitled "Funkadelic" and "Mothership Connection"; and

WHEREAS, Through P-Funk, a number of groups and artists including Parliament, Funkadelic, P-Funk All-Stars, Parlet, Brides of Funkenstein, Bootsy Collins, and Bernie Worrell were developed due to George Clinton's vision and Mothership Connection; and

WHEREAS, In the 80's, George Clinton recorded as a solo artist and had various hits including but not limited to "Atomic Dog," "Loopzilla," "Last Dance," and "Do Fries Go with that Shake"; and

WHEREAS, A new generation of young listeners discovered P-Funk via rap and hip-hop records that heavily sampled George Clinton's vast body of work, and today, he is widely recognized as a soul music patriarch and pioneer whose contributions were recognized by his induction into the Rock and Roll Hall of Fame on May 6, 1997; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA,

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That we hereby declare April 15, 2006 as George Clinton Day in the City of Philadelphia and that an Engrossed copy of this resolution be presented to him as evidence of the sincere sentiments of this legislative body.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

 **Resolution No. 060275:**Resolution urging the U.S. Congress to Restore Federal Funding for the Corporation for National and Community Service to its Fiscal Year 2004 Level.

WHEREAS, The Corporation for National and Community Service was established in 1993 as the central organization to oversee a broad range of domestic community service programs including, but not limited to: VISTA, the National Civilian Community Corps, AmeriCorps, Senior Corps, Learn and Serve America, and the Martin Luther King Jr. Day of Service; and

WHEREAS, Since the inception of the Corporation, more than one billion volunteer hours have been generated by Senior Corps volunteers; more than 400,000 individuals have served in AmeriCorps; and, more than one million high school students participate annually in service-learning initiatives funded by Learn and Serve America; and

WHEREAS, Through these national community service programs, millions of volunteers tutor at-risk youth, build homes for low-income people, respond to natural disasters, and care for homebound seniors; and

WHEREAS, The proposed federal budget presented by President Bush calls for a 5.4% reduction which represents a \$48.5 million cut for Fiscal Year 2007 and continues the unfortunate trend of cuts to these critically important programs which began in FY 2004; and

WHEREAS, The current proposed reduction will mean a 5% cut to AmeriCorps, an 8% cut to Learn and Serve, and a complete elimination of the National Civilian Community Corps; and

WHEREAS, In Pennsylvania, there are nearly 2300 active AmeriCorps members, and over 22,400 Learn and Serve participants; and

WHEREAS, In Philadelphia, the City benefits from hundreds of volunteers in

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these programs, including, but not limited to: City Year Greater Philadelphia, Youthbuild, Teach for America, Habitat for Humanity, Education Works, and the Red Cross; and

WHEREAS, AmeriCorps funds are critically important to these programs as demonstrated by the fact this funding stream provides 44% of the annual budget for City Year Greater Philadelphia; and

WHEREAS, City Year Greater Philadelphia is in its 9th year of service to our City and will have over 1,000 graduates with this year's class of corps members who will have performed 1.7 million hours of service ranging from tutoring in the public schools, cleaning neighborhoods, and assisting an array of non-profit organizations; and

WHEREAS, Graduates of City Year are 45% more likely to vote than others in their age group, continue to volunteer an average of ten hours a month (a rate 65% higher than their peers), and 80% go on to complete additional schooling after their year of service; and

WHEREAS, The federal dollars invested in these national service programs is very small compared to the major return received through the thousands of participants and countless hours of community service throughout the country, and the lasting impact these service programs have on the lives of the participants; and

WHEREAS, Voices for National Service is urging Congress to restore AmeriCorps, Learn and Serve, and the National Civilian Community Corps to their Fiscal Year 2004 levels which would be an overall increase to the Corporation for National and Community Service of \$88 million to the proposed FY 2007 Federal Budget; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That we hereby urge the U.S. Congress to restore federal funding for the Corporation for National and Community Service to its Fiscal Year 2004 Level.

RESOLVED FURTHER, That a copy of this resolution be sent to the members of the Philadelphia Congressional Delegation.

THE RESOLUTION WAS READ.

DISCUSSION - COUNCILMEMBER NUTTER - FEDERAL FUNDING FOR CORPORATION FOR NATIONAL AND COMMUNITY SERVICE - (SEE NOTES OF TESTIMONY)

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☐ **Resolution No. 060275:**Resolution urging the U.S. Congress to Restore Federal Funding for the Corporation for National and Community Service to its Fiscal Year 2004 Level.

THE RESOLUTION WAS ADOPTED.

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

☐ **Resolution No. 060276:**Resolution authorizing the Committee on Commerce and Economic Development to hold hearings to receive a programmatic update on the Urban Industry Initiative.

WHEREAS, The Urban Industry Initiative (UII) has been providing proactive outreach and comprehensive business assistance to manufacturers in the lower Northeast and lower Northwest sections of the City over the past six years; and

WHEREAS, This area includes 425 manufacturing businesses, representing over 22,000 jobs; and

WHEREAS, The UII has focused on a wide range of business concerns, and has targeted specific neighborhoods through an aggressive calling program to deliver a broad set of business assistance resources, build connections among companies, and address the "external" issues (crime, trash, graffiti) that drive out businesses; and

WHEREAS, These pieces come together as a unified retention strategy that strengthens businesses and neighborhoods; and

WHEREAS, In 2003, UII was incorporated into the Department of Commerce, which serves as a program partner; and

WHEREAS, This unique program is open only to manufacturers and focuses exclusively on sharing ideas, information and business opportunities among manufacturers; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That the Committee on Commerce and Economic Development is hereby authorized to hold hearings to receive a programmatic update on the Urban Industry Initiative.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON COMMERCE & ECONOMIC DEVELOPMENT.

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

☐ **Resolution No. 060277:**Resolution recognizing and Honoring Philadelphia's own Karen Slack who on March 17, 2006 made her Metropolitan Opera debut.

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WHEREAS, Karen Slack grew up in North Philadelphia and attended Baldi Middle School and the High School for Creative and Performing Arts and currently lives in Northern Liberties with her father Leonard and calico cat Nassie; and

WHEREAS, Karen has never forgotten the city of her birth, as she continues performing at the Bright Hope Baptist Church located at 12TH and Cecil B. Moore; and

WHEREAS, Karen grew up wanting to be a veterinarian but was encouraged by her teachers from Baldi Middle School who recognized at an early age her soprano talent; and

WHEREAS, Karen won the Rosa Ponselle International Competition for Vocal Arts which helped her land a position in the San Francisco Opera's Merola Program; and

WHEREAS, Through her work at the San Francisco Opera Merola Program, Karen was invited to audition at the Curtis Institute of Music where she earned her bachelor and master degrees; and

WHEREAS, After earning her degrees, Karen sang minor roles at the Opera Company of Philadelphia and helped push the sale of opera recordings at the now-defunct HMV records in Center City; and

WHEREAS, Having made the finals in the 2004 Metropolitan Opera National Council Auditions, she went back to sing for scholarship money offered for audition tours of Europe which led to a "house audition" for roles at the Metropolitan Opera in February 2005; and

WHEREAS, Karen was the third soprano scheduled for the title role of the broadcast of Verdi's Luisa Miller but because of circumstances she was elevated to lead; and

WHEREAS, On March 17, 2006, Karen Slack made her Metropolitan Opera debut; now therefore

RESOLVED BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That we hereby recognize and honor Philadelphia's own Karen Slack who on March 17, 2006 made her Metropolitan Opera debut in the title role of Verdi's, Luisa Miller.

FURTHER RESOLVED, That an Engrossed copy of this resolution be presented to Karen Slack as an expression of the sincere sentiments and admiration of this

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legislative body.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

Resolution No. 060278: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 Fourteenth Ward 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.

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 property 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 a portion of the Premises conveyed by the RDA to the City of Philadelphia by deed dated March 4, 1968 (see attached legal)/14 AKA 973 N. 7th 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 property 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

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Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

REPORTS FROM COMMITTEES

COMMITTEE ON PUBLIC PROPERTY AND PUBLIC WORKS

☐ **Bill No. 060012:**An Ordinance authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to acquire fee simple title to, and all other real property interests in, approximately 2.75 acres of real estate known as 3000 and 3030 E. Castor Avenue, under certain terms and conditions.

COUNCILMEMBER CLARKE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 060012.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

☐ **Bill No. 060056:**An Ordinance authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Authority for Industrial Development a deed for nominal consideration conveying fee simple title to three adjacent parcels, situate 105-09 Reed Street in the City of Philadelphia, with the buildings and improvements thereon, for further conveyance at fair market value.

COUNCILMEMBER CLARKE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 060056.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

☐ **Bill No. 060058:**An Ordinance amending Bill No. 990728, approved December 6, 1999, entitled "An Ordinance authorizing the Commissioner of Public Property to convey to the Redevelopment Authority of Philadelphia certain premises located at 1823-35 Callowhill street, and authorizing the Commissioner of Public Property to enter into or execute such other instruments as may be necessary or desirable to effectuate the provisions of this Ordinance; all under certain terms and conditions," by extending the time for compliance with the conditions until December 31, 2006.

COUNCILMEMBER CLARKE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 060058.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 060144:**An Ordinance amending the Ordinance approved June 28, 1966 (Bill No. 1845), as amended, known as the "Philadelphia Housing Development Agreement Ordinance," and entitled "An Ordinance authorizing the Commissioner of Public Property on behalf of the City to enter into an agreement with the Philadelphia Housing Development Corporation to provide for low cost residential development and redevelopment in the City and to cooperate in certain housing programs, including the transfer of certain parcels of land, under certain terms and conditions," by requiring the express approval of Council by ordinance prior to the transfer of any City-owned property pursuant to that Ordinance or pursuant to the agreement authorized by that Ordinance.

COUNCILMEMBER CLARKE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 060144.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

SPECIAL BUSINESS

Councilmember O'Neill Moved That The Vote By Which Bill No. 051144-A Passed Council Be Reconsidered.

THE MOTION WAS DULY SECONDED AND AGREED TO.

📄 **Bill No. 051144-A, as amended:**An Ordinance amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by amending Section 14-104, entitled "Non-Conforming Structures and Uses," by amending provisions relating to the reconstruction of non-conforming structures, all under certain terms and conditions.

THE BILL WAS RECONSIDERED.

THE BILL AGAIN BEING BEFORE THE COUNCIL, THE QUESTION BEING: SHALL THE BILL NO. 051144-A PASS NOTWITHSTANDING THE DISAPPROVAL OF THE MAYOR?

ON THE RECONSIDERATION OF THE VOTE BY WHICH BILL NO. 051144-A PASSED COUNCIL, THE CLERK WILL CALL THE ROLL.

📄 **Bill No. 051144-A, as amended:**An Ordinance amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by amending Section 14-104, entitled "Non-Conforming Structures and Uses," by amending provisions relating to the reconstruction of non-conforming structures, all under certain terms and conditions.

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THE BILL WAS READ.

DISCUSSION - COUNCILMEMBER O'NEILL - NON CONFORMING STRUCTURES IN THE 10TH CUNCILMANIC DISTRICT - (SEE NOTES OF TESTIMONY)

Bill No. 051144-A, as amended:An Ordinance amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by amending Section 14-104, entitled "Non-Conforming Structures and Uses," by amending provisions relating to the reconstruction of non-conforming structures, all under certain terms and conditions.

THE BILL WAS VETO OVERRIDDEN.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Reynolds Brown, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco, Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Miller, Tasco and O'Neill

Nays: 0

CONSIDERATION OF THE CALENDAR

BILLS ON FIRST READING

Bill No. 060012:An Ordinance authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to acquire fee simple title to, and all other real property interests in, approximately 2.75 acres of real estate known as 3000 and 3030 E. Castor Avenue, under certain terms and conditions.

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

Bill No. 060056:An Ordinance authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Authority for Industrial Development a deed for nominal consideration conveying fee simple title to three adjacent parcels, situate 105-09 Reed Street in the City of Philadelphia, with the buildings and improvements thereon, for further conveyance at fair market value.

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

Bill No. 060058:An Ordinance amending Bill No. 990728, approved December 6, 1999, entitled "An Ordinance authorizing the Commissioner of Public Property to convey to the Redevelopment Authority of Philadelphia certain premises located at 1823-35 Callowhill street, and authorizing the Commissioner of Public Property to enter into or execute such other instruments as may be necessary or desirable to effectuate the provisions of this Ordinance; all under certain terms and conditions," by extending the time for compliance with the conditions until December 31, 2006.

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

☐ **Bill No. 060144:**An Ordinance amending the Ordinance approved June 28, 1966 (Bill No. 1845), as amended, known as the "Philadelphia Housing Development Agreement Ordinance," and entitled "An Ordinance authorizing the Commissioner of Public Property on behalf of the City to enter into an agreement with the Philadelphia Housing Development Corporation to provide for low cost residential development and redevelopment in the City and to cooperate in certain housing programs, including the transfer of certain parcels of land, under certain terms and conditions," by requiring the express approval of Council by ordinance prior to the transfer of any City-owned property pursuant to that Ordinance or pursuant to the agreement authorized by that Ordinance.

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

BILLS ON SECOND READING AND FINAL PASSAGE

☐ **Bill No. 050661, as amended:**An Ordinance 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 or private negotiated sale; setting forth the capital purposes and the amounts for which the proceeds of the loan or loans will be expended, including reimbursement of City capital expenditures; 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 interest rate swaps in connection with issuance of the bonds, and certain other actions; providing for obtaining the consent of the electors to increasing the indebtedness of the City of Philadelphia; and fixing a day for holding the election for obtaining such consent and providing for the arrangements for holding such election.

THE BILL WAS READ.

DISCUSSION - COUNCILMEMBER TASCO, NUTTER, O'NEILL. AND KELLY - COUNCIL DISTRICT BUDGET DOLLARS - (SEE NOTES OF TESTIMONY)

☐ **Bill No. 050661, as amended:**An Ordinance 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 or private negotiated sale; setting forth the capital purposes and the amounts for which the proceeds of the loan or loans will be expended, including reimbursement of City capital expenditures; providing for the maturities and for other terms and conditions and for the form of the bonds; providing that

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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 interest rate swaps in connection with issuance of the bonds, and certain other actions; providing for obtaining the consent of the electors to increasing the indebtedness of the City of Philadelphia; and fixing a day for holding the election for obtaining such consent and providing for the arrangements for holding such election.

THE BILL WAS DULY SECONDED, BUT DID NOT CARRY.

Ayes: 10 - Councilmembers Reynolds Brown, Goode, Kenney, Ramos, DiCicco, Council President Verna, Blackwell, Clarke, Krajewski and Miller

Nays: 5 - Councilmembers Kelly, Rizzo, Nutter, Tasco and O'Neill

 **Bill No. 060086:**An Ordinance authorizing Evangelissona of Theotokos Greek Orthodox Church to construct, operate and maintain an existing raised platform entrance which consists of two (2) exterior stairs, a handicapped entrance ramp and a raised platform landing providing ingress/egress from the church located on the eastern part of 6501-05 Bustleton Avenue, Philadelphia, PA 19149, under certain terms and conditions.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Reynolds Brown, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco, Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Miller, Tasco and O'Neill

Nays: 0

 **Bill No. 060112:**An Ordinance amending Section 2 of an Ordinance (Bill No. 040763) approved October 27, 2004, entitled "An Ordinance authorizing the revision of lines and grades on a portion of City Plan No. 187 by striking from the City Plan and vacating a portion of Salmon Street between Castor Avenue and Butler Street, and reserving and placing on the City Plan a right-of-way for drainage purposes and water main purposes, within the bed of Salmon Street, under certain terms and conditions," by extending the time for compliance with the conditions stated therein.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Reynolds Brown, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco, Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Miller, Tasco and O'Neill

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Nays: 0

Bill No. 060158:An Ordinance establishing a no parking anytime regulation on the east side of Keystone Street, between Unruh Avenue and Longshore Avenue.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Reynolds Brown, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco, Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Miller, Tasco and O'Neill

Nays: 0

Bill No. 060159:An Ordinance to amend the Institutional Development District Master Plan of Holy Family University by allowing for the construction of a new student residence building.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Reynolds Brown, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco, Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Miller, Tasco and O'Neill

Nays: 0

SPEECHES

COUNCILMEMBER KELLY - IRISH HUNGER STRIKE - (SEE NOTES OF TESTIMONY)

COUNCILMEMBER RAMOS - PASSING OF HOUSING ACTIVIST ROSEMARY CUBAS - (SEE NOTES OF TESTIMONY)

COUNCILMEMBER TASCO - SMOKE FREE PHILADELPHIA - (SEE NOTES OF TESTIMONY)

COUNCILMEMBER TASCO MOVED TO ADJOURN.

THE MOTION WAS DULY SECONDED AND AGREED TO.