Thursday, March 27, 2008

PRESENT: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Council met, a quorum being present.

Father Bongard of Roman Catholic High School was introduced and offered an appropriate prayer

COUNCILMEMBER TASCO MOVED TO APPROVE THE JOURNAL

of the meeting of March 13, 2008

THE MOTION WAS DULY SECONDED AND AGREED TO.

COMMUNICATIONS

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

- Transmitting a message advising Council that Bill Nos. 080023, 080081, 080086, 080131, 080132 and 080136, which were passed by Council on March 13, 2008, were signed by the Mayor on March 26, 2008. (File No. 080343)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2008 within the Aviation Fund from the City Representative and the Director of Commerce to the Director of Finance - Fringe Benefits, accompanied by an explanatory letter from the Budget Director. (File No. 080345)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from the Council and the Auditing Department to the Department of Human Services and the Auditing Department. (File No. 080346)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Director of Finance to charge against appropriations made to the District Attorney in the Fiscal Year 2008 Operating Budget, the compensation of Police Department employees being used by the District Attorney pursuant to Section 8-401 of the Philadelphia Home Rule Charter, under certain terms and conditions, accompanied by an explanatory letter from the Budget Director. (File No. 080347)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Director of Finance to charge against appropriations made to the Department of Public Health - Office of Behavioral Health / Mental Retardation Services in the Fiscal Year 2008 Operating Budget, the compensation of District Attorney employees being used by the Department of Public Health - Office of Behavioral Health / Mental Retardation Services pursuant to Section 8-401 of the Philadelphia Home Rule Charter, under certain terms and conditions, accompanied by an explanatory letter from the Budget Director. (File No. 080348)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Director of Finance to charge against appropriations made to the Department of Human Services in the Fiscal Year 2008 Operating Budget, the compensation of District Attorney employees being used by the Department of Human Services pursuant to Section 8-401 of the Philadelphia Home Rule Charter, under certain terms and conditions, accompanied by an explanatory letter from the Budget Director. (File No. 080349)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Director of Finance to charge against the authorization made to the Board of Pensions and Retirement in the Fiscal Year 2008 Operating Budget, the compensation of Office of the Director of Finance employees being used by the Board of Pensions and Retirement pursuant to Section 8-401 of the Philadelphia Home Rule Charter, under certain terms and conditions, accompanied by an explanatory letter from the Budget Director. (File No. 080350)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Director of Finance to charge against the authorization made to the Board of Pensions and Retirement in the Fiscal Year 2008 Operating Budget, the compensation of Mayor's Office of Information Services employees being used by the Board of Pensions and Retirement pursuant to Section 8-401 of the Philadelphia Home Rule Charter, under certain terms and conditions, accompanied by an explanatory letter from the Budget

Director. (File No. 080351)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2008 within the Water Fund from the Water Department to the Department of Public Property, the Director of Finance, the Managing Director, the Police Department, and the Department of Recreation - Fairmount Park Commission, accompanied by an explanatory letter from the Budget Director. (File No. 080352)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2008 within the Hotel Room Rental Tax Fund from the City Representative and the Director of Commerce to the Managing Director, accompanied by an explanatory letter from the Budget Director. (File No. 080353)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2008 within the Aviation Fund from the City Representative and the Director of Commerce to the Director of Finance, the Procurement Department, and the Managing Director, accompanied by an explanatory letter from the Budget Director. (File No. 080354)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2008 within the Community Development Fund from the Mayor - Office of Housing and Community Development to the Law Department, accompanied by an explanatory letter from the Budget Director. (File No. 080355)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from the Streets Department, the Department of Public Health, the Department of Human Services and the Board of Revision of Taxes to the Mayor's Office of Information Services, accompanied by an explanatory letter from the Budget Director. (File No. 080356)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from the Managing Director and the Department of Public Health to the Department of Recreation - Fairmount Park Commission, the Department of Human Services - Office of Supportive Housing, the Department of Licenses and Inspections and the Department of Revenue,

accompanied by an explanatory letter from the Budget Director. (File No. 080357)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from the Department of Revenue to the Director of Finance, accompanied by an explanatory letter from the Budget Director. (File No. 080358)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from the Managing Director, the Police Department and the Director of Finance to the Law Department, accompanied by an explanatory letter from the Budget Director. (File No. 080359)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from the Police Department, the Department of Streets, the Fire Department, the Department of Public Health, the Department of Recreation, the Department of Human Services, the Department of Human Services - Office of Supportive Housing, the Director of Finance and the City Representative and the Director of Commerce to the Managing Director, accompanied by an explanatory letter from the Budget Director. (File No. 080360)

THE COMMUNICATION WAS READ.

INTRODUCTION OF ORDINANCES AND RESOLUTONS

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

- **Bill No. 080301:** An Ordinance Amending Section 9-613 of The Philadelphia Code, entitled "Junk Dealers," by prohibiting junk dealers from transacting business with respect to certain items, making certain technical changes and providing for penalties, all under certain terms and conditions.

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

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

- **Bill No. 080302:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the Water Fund from the Water Department to the Department

of Public Property, the Director of Finance, the Managing Director, the Police Department, and the Department of Recreation - Fairmount Park Commission.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 080303:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the Community Development Fund from the Mayor - Office of Housing and Community Development to the Law Department.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 080304:** An Ordinance Authorizing the Director of Finance to charge against appropriations made to the Department of Public Health - Office of Behavioral Health / Mental Retardation Services in the Fiscal Year 2008 Operating Budget, the compensation of District Attorney employees being used by the Department of Public Health - Office of Behavioral Health / Mental Retardation Services pursuant to Section 8-401 of the Philadelphia Home Rule Charter, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 080305:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the Hotel Room Rental Tax Fund from the City Representative and the Director of Commerce to the Managing Director.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 080306:** An Ordinance Authorizing the Director of Finance to charge against appropriations made to the Department of Human Services in the Fiscal Year 2008 Operating Budget, the compensation of District Attorney employees being used by the Department of Human Services pursuant to Section 8-401 of the Philadelphia Home Rule Charter, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 080307:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from the Streets Department, the Department of Public Health, the Department of Human Services and the Board of Revision of Taxes to the Mayor's Office of Information Services.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 080308:** An Ordinance Authorizing the Director of Finance to charge against the authorization made to the Board of Pensions and Retirement in the Fiscal Year 2008 Operating Budget, the compensation of Office of the Director of Finance employees being used by the Board of Pensions and Retirement pursuant to Section 8-401 of the Philadelphia Home Rule Charter, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 080309:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from the Police Department, the Department of Streets, the Fire Department, the Department of Public Health, the Department of Recreation, the Department of Human Services, the Department of Human Services - Office of Supportive Housing, the Director of Finance and the City Representative and the Director of Commerce to the Managing Director.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 080310:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the Aviation Fund from the City Representative and the Director of Commerce to the Director of Finance - Fringe Benefits.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- Year 2008 within the General Fund from the Managing Director, the Police Department and the Director of Finance to the Law Department.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 080312:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from the Council and the Auditing Department to the Department of Human Services and the Auditing Department.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 080313:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from the Managing Director and the Department of Public Health to the Department of Recreation - Fairmount Park Commission, the Department of Human Services - Office of Supportive Housing, the Department of Licenses and Inspections and the Department of Revenue.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 080314:** An Ordinance Authorizing the Director of Finance to charge against the authorization made to the Board of Pensions and Retirement in the Fiscal Year 2008 Operating Budget, the compensation of Mayor's Office of Information Services employees being used by the Board of Pensions and Retirement pursuant to Section 8-401 of the Philadelphia Home Rule Charter, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 080315:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from the Department of Revenue to the Director of Finance.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 080316:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the Aviation Fund from the City Representative and the Director of Commerce to the Director of Finance, the Procurement Department, and the Managing Director.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 080317:** An Ordinance Authorizing the Director of Finance to charge against appropriations made to the District Attorney in the Fiscal Year 2008 Operating Budget, the compensation of Police Department employees being used by the District Attorney pursuant to Section 8-401 of the Philadelphia Home Rule Charter, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 080318:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled "Regulation of Businesses, Trades and Professions," by adding a section requiring a permit for the placement of drop-off bins for the receipt of donations of clothing and household items and establishing maintenance requirements in connection with such bins, under certain terms and conditions.

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

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

- **Bill No. 080319:** An Ordinance Naming and designating Public Health Center 9 located at 131 E. Chelten Avenue as the "Mattie L. Humphrey Health Center."

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

Councilmember Goode Introduced the following Bill, Sponsored by Councilmembers Goode, Jones, Krajewski, Blackwell, Kenney, Sanchez, Tasco, Miller, Greenlee, Rizzo, Council President Verna, Kelly, Green, DiCicco, O'Neill, Reynolds Brown and Clarke:

- **Bill No. 080320:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution

approved by Council proposing an amendment of the Philadelphia Home Rule Charter relating to civil service regulations to provide that, when eligible lists for appointments and promotions are established, those persons who have maintained a bona fide residence in Philadelphia for at least one year prior to the date of the examination shall prevail over all others who receive the identical test score; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

THE BILL WAS REFERRED TO THE COMMITTEE ON LAW AND GOVERNMENT.

Councilmember Clarke Introduced the following Bill, Sponsored by Councilmembers Clarke, Green, Blackwell, Sanchez, Goode, Miller, Jones and Reynolds Brown:

Bill No. 080321: An Ordinance Amending Bill No. 080156, entitled "An Ordinance adopting the Operating Budget for Fiscal Year 2009," by increasing Housing Trust Fund appropriations for affordable housing to an amount that is $5 million greater than that provided for affordable housing in Fiscal Year 2008.

THE BILL WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

RESOLUTIONS

Councilmember Greenlee Introduced the following Resolution for Councilmember Kenney, Sponsored by Councilmembers Greenlee, Goode, Sanchez, Jones, DiCicco, Rizzo, Kelly, Green, Krajewski, Miller and Tasco:

Resolution No. 080322: Resolution Resolution calling upon the United States House of Representatives to pass and the United States Senate to introduce and pass the James Zadroga 9/11 Health and Compensation Act (H.R. 3543).

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

Resolution No. 080323: Resolution Congratulating and recognizing Carl R. Greene for his achievements during ten years as Executive Director of the Philadelphia Housing Authority-over which time he has transformed the agency from one of the lowest rated housing authorities in the nation to among the most respected for property development and management, financial innovation and strength, and customer satisfaction. He has dramatically changed the look and condition of public housing in Philadelphia as well as the public image of PHA.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- **Resolution No. 080324:** Resolution Recognizing the week of April 20 through April 27, 2008 as *RICHARD WRIGHT WEEK IN PHILADELPHIA*.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- **Resolution No. 080325:** Resolution Congratulating and Recognizing the AARP for 50 years of service to our community and our nation, and for its efforts to help everyone make the most of life as they age - today and for generations to come.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- **Resolution No. 080326:** Resolution Honoring Bridesburg Elementary School for achieving the prestigious National Center for Urban School Transformation Excellence in Education Award.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- **Resolution No. 080327:** Resolution Urging the Pennsylvania General Assembly to pass House Bill 0001, which will allow the Pennsylvania Energy Development Authority to issue bonds, loans, and grants for alternative and renewable energy projects.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Tasco Introduced the following Resolution, Sponsored by Councilmembers Tasco and Reynolds Brown:

Resolution No. 080328: Resolution ..Title

Recognizing and acknowledging Delta Sigma Theta Sorority on the occasion of its first Philadelphia City Council Delta Day.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

Resolution No. 080329: Resolution Urging the Pennsylvania Department of Public Welfare to re-open the federally-funded Low Income Home Energy Assistance Program ("LIHEAP") and use the approximately $13 million dollars in unused grants this year.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

Resolution No. 080330: 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 Thirtieth and Thirty-sixth 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.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Tasco Introduced the following Resolution, Sponsored by Councilmembers Tasco, Jones, Sanchez, Green and Kenney:

Resolution No. 080331: Resolution Calling on Sheriff John Green and President

Judge C. Darnell Jones to impose a moratorium on residential foreclosure sales in Philadelphia.

THE RESOLUTION WAS READ.

DISCUSSION - COUNCILMEMBER TASCO - RESOLUTION NO. 080331 - PREDATORY LENDING AND MORTGAGE FORECLOSURES - (SEE NOTES OF TESTIMONY)

Resolution No. 080331: Resolution Calling on Sheriff John Green and President Judge C. Darnell Jones to impose a moratorium on residential foreclosure sales in Philadelphia.

THE RESOLUTION WAS ADOPTED.

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

Resolution No. 080332: Resolution Urging the Pennsylvania General Assembly to pass Senate Bill 1137, which extends the Medical Care Availability and Reduction of Error Program and establishes the Pennsylvania Access to Basic Care Program Fund and the Continuing Access with Relief for Employers Fund to assist physicians and provide health care coverage for employees and employers.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

Resolution No. 080333: Resolution Proclaiming the Week of April 13th, 2008 as "National Crime Victims' Rights Week".

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

Resolution No. 080334: 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 Twelfth and Thirteenth 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.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Goode Introduced the following Resolution, Sponsored by Councilmembers Goode, Green, Sanchez, Jones, Blackwell, Kenney, Tasco, Miller, Greenlee, Rizzo, Council President Verna, DiCicco, Kelly, Reynolds Brown, Krajewski, O'Neill and Clarke:

Resolution No. 080336: Resolution Proposing an amendment to the Philadelphia Home Rule Charter relating to civil service regulations to provide that, when eligible lists for appointments and promotions are established, those persons who have maintained a bona fide residence in Philadelphia for at least one year prior to the date of the examination shall prevail over all others who receive the identical test score; and providing for the submission of the amendment to the electors of Philadelphia.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE ON LAW AND GOVERNMENT.

Councilmember Reynolds Brown Introduced the following Resolution, Sponsored by Councilmembers Reynolds Brown and Goode:

Resolution No. 080337: Resolution Authorizing the Committee on Parks, Recreation, and Cultural Affairs and the Committee on Commerce and Economic Development to hold joint hearings regarding Philadelphia's Creative Economy, with a focus on young professionals (25 to 34), and to explore potential methods and strategies to retain this demographic for the future of Philadelphia's economic growth.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE JOINT COMMITTEES ON PARKS, RECREATION & CULTURAL AFFAIRS AND COMMERCE & ECONOMIC DEVELOPMENT.

Councilmember Reynolds Brown Introduced the following Resolution, Sponsored by Councilmember Reynolds Brown:

Resolution No. 080338: Resolution Authorizing the Committee of Health to investigate and conduct hearings on how to increase access to the Children's Health Insurance program -CHIP and to explore potential methods and strategies to raise awareness of the need for insurance.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON PUBLIC HEALTH AND HUMAN SERVICES.

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

- **Resolution No. 080339:** 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 First and Twenty-fifth 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.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- **Resolution No. 080340:** 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 Second 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.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- **Resolution No. 080341:** Resolution In solemn recognition during the week of May 2 through May 9, 2008 as the Annual Remembrance of the Six Million Jewish Martyrs, who perished during the Holocaust.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED BY STANDING VOTE.

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

- **Resolution No. 080342:** Resolution Approving the redevelopment contract and disposition supplement of the Redevelopment Authority of the City of Philadelphia for the redevelopment and urban renewal of a portion of the American Street Industrial Corridor Urban Renewal Area, designated as Parcel Nos. 13 & 14 also sometimes identified by respective house numbers and street addresses for Parcel No. 13 as 1421-1423 North American street and for Parcel No. 14 as 1416 North Philip street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Tammi Investments, L.P. to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

REPORTS FROM COMMITTEES

COMMITTEE ON RULES

- **Bill No. 080082:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Delaware Avenue, former Marlborough Street Right-of-way, the Delaware River and the former Shackamaxon Street.

COUNCILMEMBER KENNEY MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080082.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON PUBLIC SAFETY

- **Bill No. 080015:** An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section to prohibit the possession or acquisition of firearms by persons charged with certain criminal offenses, during the pendency of such charges, under certain terms and conditions.

COUNCILMEMBER MILLER MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080015.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- **Bill No. 080016:** An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section, entitled "Acquisition or Transfer of Firearms," to regulate the acquiring or transferring of any firearm within the City of Philadelphia; all under certain terms and conditions.

COUNCILMEMBER MILLER MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080016.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- **Bill No. 080017:** An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section, entitled "Temporary Removal of Firearms of Persons Posing a Risk of Imminent Personal Injury to Self or Others."

COUNCILMEMBER MILLER MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080017.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- **Bill No. 080018-A:** An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section, entitled "Prohibited Possession, Sale and Transfer of Firearms by Persons Subject to Protection From Abuse Orders."

COUNCILMEMBER MILLER MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080018-A.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- **Bill No. 080032-A:** An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section, entitled "Failure to Report Lost or Stolen Firearm," by requiring prompt notification of lost or stolen firearms and imposing penalties.

COUNCILMEMBER MILLER MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080032-A.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- **Bill No. 080033:** An Ordinance Amending Section 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section 10-821a, entitled "Contraband Weapons, Accessories and Ammunition," providing for the prohibition and registration of certain assault weapons and imposing penalties.

COUNCILMEMBER MILLER MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080033.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- **Bill No. 080034:** An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section 10-834, entitled "Sale or Transfer of Ammunition," to require all sales of ammunition for firearms to be reported to the City of Philadelphia Police Department and to require that Department to maintain a registry of such reports; all under certain terms and conditions.

COUNCILMEMBER MILLER MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080034.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- **Bill No. 080035-A:** An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section 10-831, entitled "Straw and Multiple Handgun Purchase Reduction," to limit purchases of handguns by Philadelphia residents to one a month, and to prohibit "straw purchases" of handguns utilized by criminals for the purpose of evading the one handgun a month limitation; all under certain terms and conditions.

COUNCILMEMBER MILLER MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080035-A.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- **Bill No. 080036:** An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section, entitled "Reporting Requirements Upon the Application for or Renewal of a License to Carry a Firearm," to provide for certain reporting requirements for the issuance or renewal of licenses to carry firearms within the City of Philadelphia; all under certain terms and conditions.

COUNCILMEMBER MILLER MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080036.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

SPECIAL BUSINESS

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

- **Resolution No. 080335:** Resolution Requesting the Mayor to return to Council Bill No. 080133, entitled "An Ordinance Authorizing and directing the revision of lines and grades on a portion of City Plan Nos. 361 and 367 by placing on the City Plan a fifteen feet wide right-of-way for drainage purposes adjacent to the northwesterly side of Bustleton Avenue and extending from Scotchbrook Drive to a point approximately six-hundred seventy-one feet northeastwardly therefrom, under certain terms and conditions," for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

THE RESOLUTION WAS READ.

Councilmember Sanchez

Moved For The Adoption Of Resolution No. 080335

THE MOTION WAS DULY SECONDED AND AGREED TO.

- **Resolution No. 080335:** Resolution Requesting the Mayor to return to Council Bill No. 080133, entitled "An Ordinance Authorizing and directing the revision of lines and grades on a portion of City Plan Nos. 361 and 367 by placing on the City Plan a fifteen feet wide right-of-way for drainage purposes adjacent to the northwesterly side of Bustleton Avenue and extending from Scotchbrook Drive to a point approximately six-hundred seventy-one feet northeastwardly therefrom, under certain terms and conditions," for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

THE RESOLUTION WAS ADOPTED.

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

- To The President And Member Of The

Council Of The City Of Philadelphia:

I am returning herewith as requested by your Resolution adopted today Bill No. 080133, entitled "An Ordinance Authorizing and directing the revision of lines and grades on a portion of City Plan Nos. 361 and 367 by placing on the City Plan a fifteen feet wide right-of-way for drainage purposes adjacent to the northwesterly side of Bustleton Avenue and extending from Scotchbrook Drive to a point approximately six-hundred seventy-one feet northeastwardly therefrom, under certain terms and conditions," for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

Respectfully submitted,
Michael A. Nutter (File No. 080344)

THE COMMUNICATION WAS READ.

Councilmember Sanchez

Moved That The Vote By Which Bill No. 080133 Passed Council Be Reconsidered

THE MOTION WAS DULY SECONDED AND AGREED TO.

Bill No. 080133: An Ordinance Authorizing and directing the revision of lines and grades on a portion of City Plan Nos. 361 and 367 by placing on the City Plan a fifteen feet wide right-of-way for drainage purposes adjacent to the northwesterly side of Bustleton Avenue and extending from Scotchbrook Drive to a point approximately six-hundred seventy-one feet northeastwardly therefrom, under certain terms and conditions.

THE BILL WAS RECONSIDERED.

The Ayes and Nays were as follows:

Ayes: *17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: *17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

CONSIDERATION OF THE CALENDAR

DISCUSSION - COUNCILMEMBER TASCO CALL FOR A POINT A ORDER - COUNCILMEMBER TASCO ANNOUNCES THAT SHERRIFF JOHN GREEN IS GOING TO POSTPONE THE APRIL SHERIFF'S SALES IMMEDIATELY AND THEN HE'S GOING TO COURT TO SEEK A LONGER TIME FOR THE MORATORIUM - (SEE NOTES OF TESTIMONY)

BILLS ON FIRST READING

Bill No. 080082: An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Delaware Avenue, former Marlborough Street Right-of-way, the Delaware River and the former Shackamaxon Street.

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

Bill No. 080015: An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section to prohibit the possession or acquisition of firearms by persons charged with certain criminal offenses, during the pendency of such charges, under certain terms and conditions.

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

Bill No. 080016: An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section, entitled "Acquisition or Transfer of Firearms," to regulate the acquiring or transferring of any firearm within the City of Philadelphia; all under certain terms and conditions.

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

Bill No. 080017: An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section, entitled "Temporary Removal of Firearms of Persons Posing a Risk of Imminent Personal Injury to Self or Others."

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

Bill No. 080018-A: An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section, entitled "Prohibited Possession, Sale and Transfer of Firearms by Persons Subject to Protection From Abuse Orders."

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

Bill No. 080032-A: An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section, entitled "Failure to Report Lost or Stolen Firearm," by requiring prompt notification of lost or

stolen firearms and imposing penalties.

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

Bill No. 080033: An Ordinance Amending Section 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section 10-821a, entitled "Contraband Weapons, Accessories and Ammunition," providing for the prohibition and registration of certain assault weapons and imposing penalties.

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

Bill No. 080034: An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section 10-834, entitled "Sale or Transfer of Ammunition," to require all sales of ammunition for firearms to be reported to the City of Philadelphia Police Department and to require that Department to maintain a registry of such reports; all under certain terms and conditions.

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

Bill No. 080035-A: An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section 10-831, entitled "Straw and Multiple Handgun Purchase Reduction," to limit purchases of handguns by Philadelphia residents to one a month, and to prohibit "straw purchases" of handguns utilized by criminals for the purpose of evading the one handgun a month limitation; all under certain terms and conditions.

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

Bill No. 080036: An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by adding a new Section, entitled "Reporting Requirements Upon the Application for or Renewal of a License to Carry a Firearm," to provide for certain reporting requirements for the issuance or renewal of licenses to carry firearms within the City of Philadelphia; all under certain terms and conditions.

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

BILLS ON SECOND READING AND FINAL PASSAGE

Bill No. 080024-A, as amended: An Ordinance Amending Chapter 9-200 of The Philadelphia Code, entitled "Commercial Activities on Streets," by adding a new section providing for the certification of tour guides in certain areas of the city, establishing requirements for such certification, and providing for penalties for violations, all under certain terms and conditions.

THE BILL WAS READ.

COUNCILMEMBER BROWN MOVED TO AMEND BILL NO. 080024 AS FOLLOWS:

PROPOSED AMENDMENT TO BILL NO. 080024

* * *

Proposed Amendments to Bill No. 080024

Matter deleted is indicated by ~~strikethrough.~~
New matter added is indicated by ***bold italics*.**

AN ORDINANCE

Amending Chapter 9-200 of The Philadelphia Code, entitled "Commercial Activities on Streets," by adding a new section providing for the certification of tour guides in certain areas of the city, establishing requirements for such certification, and providing for penalties for violations, all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Chapter 9-200 of The Philadelphia Code is hereby amended to read as follows:

CHAPTER 9-200. COMMERCIAL ACTIVITIES ON STREETS.

* * *

§ 9-214. Tours on the Public Right-of-Way in the Center City Tourist Area.

*(1) Purpose. It is the purpose of this Section to ens*ure *that tour guides, conducting tours for compensation on any public right-of-way in the Center City Tourist Area, have adequate knowledge of the geography, history, historic sites, historic structures, historic objects and other places of interest within that area, by requiring that such tour guides become certified. This Section is not intended to regulate persons offering or conducting tours in that area as volunteers, teachers providing information while sightseeing with their students, or persons offering or conducting tours on private property.*

(2) Definitions. In this Section, the following definitions shall apply:

(a) Center City Tourist Area. The area of the City extending from the Delaware River to the Schuylkill River from Vine Street to South Street.

(b) Department. The department, office, agency or other entity designated by the

Mayor to administer the provisions of this Section.

(c) Employee. An individual employed by a tour service company, including independent contractors.

(d) Public Right-of-Way. Property to which the public has a legal right of access including, but not limited to, public streets, highways, sidewalks, alleys, parks and squares.

*(e) Tour Guide**.** Any person, whether self employed or an employee of a tour service company, who for compensation, offers to guide and direct or guides and directs one or more persons within the City and provides information on the City's geography, history, historic sites, historic structures, historic objects or other places of interest.*

(f) Tour Service Company. Any sole proprietorship, firm, association, partnership, limited liability company, or corporation that operates tours in the City for compensation.

(3) Tour Guide Certificate.

(a) No person shall act as a tour guide on any public right-of-way within the Center City Tourist Area unless such person possesses a tour guide certificate issued in accordance with this Section.

(b) In order to secure a tour guide certificate, a person shall:

(.1) Submit a written application to the Department with such information as the Department shall require;

(.2) Be at least sixteen (16) years of age;

(.3) Take and pass a written examination, as required by Section 9-214(4), or provide proof of exemption under Section 9-214(4)(g); ~~and~~

(.4) Pay a non-refundable application fee to the Department in the amount of twenty-five (25) ~~dollars.~~ ***dollars; and***

(.5) Provide proof of general liability insurance, obtained by the applicant's employer or the applicant, if self employed, in an amount determined by the Office of Risk Management. Such proof of insurance shall be accompanied with a power of attorney instructing the insurance agency to notify the Department of any default or interruption of coverage for any reason, within ten business days of such default or interruption.

(4) Written Examination.

(a) The examination shall be administered, at least once a month, on a schedule published by the Department in a newspaper of general circulation and on the City's official website, and shall be designed to test the applicant's knowledge of the geography, history, historic sites, historic structures, historic objects and other places of interest in the Center City Tourist Area. ***After consulting with any group or agency the Department deems appropriate,*** *~~The~~* ***the*** *Department shall itself or, by contract, prepare and administer the examination.* ***In determining the groups or agencies to be consulted, the Department shall give consideration to ensuring that they represent the racial, gender, ethnic and cultural diversity of the City.***

*(b) At the time of application, the Department shall provide the applicant with a syllabus, list of source materials***,** *or both, from which examination questions shall be taken. The Department shall itself or, by contract, prepare the syllabus or list of source materials.*

(c) The Department is authorized to charge an examination fee to the applicant, in addition to the application fee, in order to cover the reasonable costs associated with the preparation of materials and preparation and administration of the written examination.

(d) The grade necessary to pass the written examination shall be determined by the Department. There shall be no limit to the number of times an applicant may take an examination in order to receive a passing grade. Applicants shall be notified, in writing, of the grade received on the examination.

(e) If an applicant receives a passing grade on the examination and satisfies all other requirements of this Section and any other applicable laws, the Department shall:

(.1) Issue a tour guide certificate to the applicant, indicating that the applicant is a certified tour guide for the Center City Tourist Area; and

(.2) Issue an identification badge to the applicant that shall be designed to be worn on the person of the applicant and shall include a photograph of the applicant and such other information the Department deems necessary to identify the applicant as a certified tour guide.

(f) If an applicant fails to receive a passing grade on the examination, the Department shall, in addition to the notification required by Section 9-214(4)(d), notify the applicant that he or she may retake the examination on the next scheduled examination date, without filing a new application and application fee. The applicant shall, however, pay an examination fee for any examination that the applicant retakes.

(g) Exemption from written examination. Any tour service company, having an educational program through which it instructs and evaluates its tour guide employees who conduct tours within the Center City Tourist Area, may request an exemption for such tour guides from the written examination requirement. Such request shall be made, in writing, to the Department, after which the Department shall evaluate the educational program. If the Department determines that the educational program and method of evaluating tour guides is equivalent to or exceeds the written examination required by this Section, then it shall exempt the tour guide employees of such company from the written examination. Such tour guides, however, remain subject to all other requirements of this Section.

The educational programs of tour service companies that have received exemptions from the Department shall be reevaluated by the Department every two (2) years.

(5) Duration of Certificate. Any certification issued to a tour guide under this Section shall be valid for a period of two (2) years from the date of issuance.

(6) Recertification. Any tour guide subject to the requirements of this Section shall be recertified every two (2) years by complying with either of the following:

(a) Completing four (4) hours of continuing education provided by the Department, itself, or by contract; or

(b) Completing a continuing education program provided by a tour service company that has been approved for continuing education by the Department in the manner set forth for exemptions under Section 9-214(4)(g).

(7) Certificate non-transferable. A tour guide certificate shall be specific to the person to whom it is issued and shall not be transferable. Any person who has been issued a certificate shall notify the Department of any change of address or employer address within thirty (30) days of such change.

(8) Identification Badge. Any tour guide, required to be certified by this Section, shall wear the identification badge, issued by the Department, on his or her person in a visible manner, at all times, while offering to conduct or conducting any tour in the Center City Tourist Area.

(9) ***Certified*** *Tour Guide List. The Department shall maintain a current list of all certified tour guides and shall publish such list on the City's official website.*

(10) Exemptions. The provisions of this Section shall not apply to persons offering to conduct or conducting tours as volunteers, teachers providing information while

*sightseeing with their students**,** or persons offering or conducting tours on private property.*

(11) Regulations. The Department is authorized to promulgate such regulations as are necessary or appropriate to implement the provisions of this Section.

*(12) Enforcement. The provisions of this Section shall be enforced in accordance with the provisions of Section 1-112 of this Code. In the case where the person, violating the provisions of this Section**,** is an employee of a tour service company, the tour service company and the employee shall be jointly and severally liable for such violation.*

(13) Penalties. In addition to the penalties set forth in Section 1-109(1) of this Code, the Department of Licenses and Inspections may revoke the business privilege license of any person, including any tour service company, for a period of not less than six (6) months nor more than one (1) year, upon his or her third violation of the provisions of this ~~section~~ ***Section*** *within a period not to exceed three years.*

(14) Reporting Requirement. No later than 24 months after the effective date of this Section, the Department, ***after consulting with any group or agency it deems appropriate,*** *shall issue a report to Council regarding its assessment of the tour guide certification program and shall include in such report any recommendations it may have regarding ~~the program~~.* ***such program, including expanding the program to include the entire City. In determining the groups or agencies to be consulted, the Department shall give consideration to ensuring that they represent the racial, gender, ethnic and cultural diversity of the City.***

SECTION 2. This Ordinance shall become effective 180 days after enactment.

Explanation:
Italics indicate new matter added.

* * *

THE AMENDMENT WAS READ

COUNCILMEMBER BROWN MOVED FOR THE ADOPTION OF THE AMENDMENT

THE MOTION WAS DULY SECONDED AND AGREED TO

THE AMENDMENT TO BILL NO. 080024 WAS ADOPTED

Bill No. 080024-A, as amended: An Ordinance Amending Chapter 9-200 of The Philadelphia Code, entitled "Commercial Activities on Streets," by adding a new section providing for the certification of tour guides in certain areas of the city, establishing requirements for such certification, and providing for penalties for violations, all under certain terms and conditions.

THE BILL WAS AMENDED.

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

Bill No. 080150: An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the Grants Revenue Fund from the Director of Finance - Provision for Other Grants to the Law Department and the Board of Trustees of the Free Library of Philadelphia.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: *17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

Bill No. 080151: An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 from the General Fund, certain or all City offices, departments, boards and commissions and from the Grants Revenue Fund, the Director of Finance - Provision for Other Grants to the General Fund, certain or all City offices, departments, boards and commissions.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: *17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

Bill No. 080152: An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the Aviation Fund from the Managing Director - Office of Fleet Management to the Managing Director - Office of Fleet Management.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: *17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

Bill No. 080153: An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the Water Fund from the Managing Director - Office of Fleet Management to the Managing Director - Office of Fleet Management.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: *17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

Bill No. 080202: An Ordinance Authorizing the issuance of one or more series of general obligation bonds to provide funds to refund certain outstanding general obligation bonds of the City of Philadelphia; authorizing the Mayor, City Controller and City Solicitor or a majority of them to sell the bonds at public or private negotiated sale; setting forth the purposes for which the proceeds of the bonds will be expended; providing for the maturities and for other terms and conditions and for the form of the bonds; providing that 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 enhancement or payment or liquidity sources for the bonds, and agreements to manage interest costs and certain other actions.

THE BILL WAS READ.

DISCUSSION - COUNCIL PRESIDENT VERNA - BILL NO. 080202 AUTHORIZES THE INCURRING OF ANEW GENERAL OBLIGATION DEBT, ITS PASSAGE REQUIRES THE VOTES OF TWO-THIRDS OF ALL COUNCILMEMBERS - (SEE NOTES OF TESTIMONY)

DISCUSSION - COUNCILMEMBER GREEN - BILL NO. 080202 - COUNCILMEMBER GREEN SPEAKS TO RESPONSE HE RECEIVED FOR THE FINANCE DEPARTMENT - (SEE NOTES OF TESTIMONY)

DISCUSSION - COUNCILMEMBER O'NEILL - BILL NO. 080202 - SPEAKS TO THE NUMBERS BEING SCARY - (SEE NOTES OF TESTIMONY)

DISCUSSION - COUNCILMEMBER GREEN - BILL NO. 080202 - WANTED THE FACTS SPOKEN TO THE RECORD TO HAVE THE ADMINISTRATION ON RECORD THAT IF THE MARKET CONDITION STABLIZED THEY WOULD CONSIDER NOT GOING THROUGH WITH THIS OFFERING - (SEE NOTES OF TESTIMONY)

Bill No. 080202: An Ordinance Authorizing the issuance of one or more series of general obligation bonds to provide funds to refund certain outstanding general obligation bonds of the City of Philadelphia; authorizing the Mayor, City Controller and City Solicitor or a majority of them to sell the bonds at public or private negotiated sale; setting forth the purposes for which the proceeds of the bonds will be expended; providing for the maturities and for other terms and conditions and for the form of the bonds; providing that 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 enhancement or payment or liquidity sources for the bonds, and agreements to manage interest costs and certain other actions.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: *17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

COUNCILMEMBER CLARKE MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.