

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



**Thursday, February 4, 2010**

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

Council met, a quorum being present.

Father Michael Oliviri of Divine Mercy was introduced and offered an appropriate prayer.

COUNCILMEMBER TASCOS MOVED TO APPROVE THE JOURNAL

of the meeting of January 28, 2010.

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. 090467 and 090844, which were passed by Council on January 28, 2010, were signed by the Mayor on February 3, 2010. (File No. 100076)

THE COMMUNICATION WAS READ.

- February 3, 2010

To The President and Members  
Of the City of Philadelphia:

Pursuant to Sections 4-604 and 2-307 of the Home Rule Charter, I am today transmitting to the Council the recommendations of the City Planning Commission regarding the following bills:

Bill No. 090905  
Bill No. 090908

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Bill No. 090924

Bill No. 090925

Bill No. 090927

Respectfully,  
Michael A. Nutter  
Mayor (File No. 100077)

THE COMMUNICATION WAS READ.

DISCUSSION - COUNCILMEMBER JONES - (SEE NOTES OF TESTIMONY).

**INTRODUCTION OF BILLS AND RESOLUTIONS**

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

- ☐ **Resolution No. 100064:** Resolution Honoring the LaSalle College High School Explorers Football Team on winning the City Catholic League and District XII State Championship.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 100065:** 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 Sixth and Twenty-seventh 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 Blackwell Introduced the following Resolution, Sponsored by  
Councilmembers Blackwell and Reynolds Brown:

- ☐ **Resolution No. 100066:** Resolution Recognizing and Congratulating the School

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District of Philadelphia, the Philadelphia Federation of Teachers, and the School Reform Commission on Adopting a New Three-Year Agreement.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 100067:** Resolution Honoring the Life and Legacy of Carole I. Smith and Recognizing February 14th - 20th as the 11th Annual Black Family Technology Awareness Week.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 100068:** Resolution Recognizing, Honoring, And Celebrating Chestnut Hill - For receiving the Prestigious National Trust for Historic Preservation's Dozen Distinctive Destinations for 2010.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Miller Introduced the following Resolution, Sponsored by Councilmembers Miller, Council President Verna, Tasco and Green:

- ☐ **Resolution No. 100069:** Resolution Proclaiming February 2010 as “American Heart Month” and Proclaiming February 5, 2010 as “Wear Red Day in the City of Philadelphia.”

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 100070:** 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 Nineteenth and Forty-third Wards of the

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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 Green Introduced the following Bill, Sponsored by Councilmembers Green, Reynolds Brown, Jones, Sanchez, Kelly and Goode:

- ☐ **Bill No. 100061:** 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 to The Philadelphia Home Rule Charter to create the position of Chief Information Officer, a member of the Mayor's Cabinet who shall direct an office to be known as the Division of Technology, 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 Green Introduced the following Resolution, Sponsored by Councilmembers Green, Jones, Goode, Sanchez, Kelly and Reynolds Brown:

- ☐ **Resolution No. 100071:** Resolution Proposing an amendment to the Philadelphia Home Rule Charter to create the position of Chief Information Officer, a member of the Mayor's Cabinet who shall direct an office to be known as the Division of Technology, and providing for the submission of the amendment to the electors of Philadelphia.

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

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

- ☐ **Bill No. 100062:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by 59th Street, Lancaster Avenue, 52nd Street, Woodbine Avenue, and Upland Way.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- ☐ **Resolution No. 100072:** Resolution Recognizing and congratulating the League

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THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 100073:** Resolution Calling on the Board of Revision of Taxes to withdraw all assessment increase notices issued in 2009, and to assess all properties for tax year 2010 at the same assessed value used for tax year 2009.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 100074:** Resolution Declaring February 14, 2010 "Firefighters Recognition Day."

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Bill No. 100063:** An Ordinance Amending Chapter 21-1700 of The Philadelphia Code, entitled "Publication of Notices by City," by revising provisions concerning how and when required notices shall be published and advertised; all under certain terms and conditions.

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

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

- ☐ **Resolution No. 100075:** Resolution Also naming 33rd Street from Girard Avenue to Cecil B. Moore Avenue "John Coltrane Street".

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

## CONSIDERATION OF THE CALENDAR

### BILLS ON FINAL PASSAGE

 **Bill No. 090568-AAA:** An Ordinance Amending Title 4 of The Philadelphia Code, entitled “The Philadelphia Building Construction and Occupancy Code,” by amending Subcode “PM” (The Philadelphia Property Maintenance Code), by requiring the periodic inspection of the exterior walls and appurtenances of certain buildings, the filing of reports of such inspections, and the repair and maintenance of certain conditions discovered during such inspections, all under certain terms and conditions.

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. 090691-AAA:** An Ordinance Amending Section 9-605 of The Philadelphia Code, entitled “Towing,” and Section 12-2405, entitled “Removal or Immobilization of Parked Vehicles; Notice,” to prohibit the towing of vehicles identified as reported stolen unless an attempt has been made by the Police to give the vehicle owner an opportunity to recover the vehicle before the vehicle is towed; and adding Section 10-839 to require the reporting of stolen vehicles to the Police; all under certain terms and conditions.

THE BILL WAS READ.

THE BILL WAS PASSED.

*The Ayes and Nays were as follows:*

*Nays: 0*

*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*

 **Bill No. 090777-A:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled “Regulation Of Businesses, Trades And Professions,” to eliminate and revise various licensing and enforcement requirements, and to revise fees for

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various licenses and permits, including with respect to commercial vending activities on streets, telephone booths, newsstands, farmer's markets, solid fuels, garages, parking lots, auto sales lots, auto sales showrooms, valet parking, refuse collection vehicles, self-service laundries, massage businesses, dealers in precious metals, sale of spray paint, indelible markers and etching acid, athletic contests, special assembly occupancies, motion pictures, ticket agents, use of weighing or measuring devices, and the use of electronic scanners for customer check out; and to make technical changes; all under certain terms and conditions.

THE BILL WAS READ.

THE BILL WAS PASSED.

*The Ayes and Nays were as follows:*

*Nays: 0*

*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*

**Bill No. 090841-A:** An Ordinance Amending Title 4 of The Philadelphia Code, entitled “The Philadelphia Building Construction and Occupancy Code,” by adopting the “2009 Pennsylvania Uniformed Construction Code” through adoption of the 2009 edition of certain International Codes as published by the International Code Council, with amendments thereto, all under certain terms and conditions.

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*

**SPEECHES**

COUNCILMEMBERS BLACKWELL AND MILLER - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER CLARKE MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.