Thursday, September 23, 2010

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.

Bishop Benjamin Fisher of Greater Bethel Temple Was introduced and offered an appropriate prayer.

COUNCILMEMBER TASCO MOVED TO APPROVE THE JOURNAL

of the meeting of September 16, 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 No. 100362, which was passed by Council on September 16, 2010, was signed by the Mayor on September 17, 2010. (File No. 100630)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Commissioner of Public Property, on behalf of The City of Philadelphia, to amend an existing sublease agreement between the Philadelphia Municipal Authority as landlord and The City of Philadelphia as tenant, for use of certain office space located at 1327-39 Chestnut Street, under certain terms and conditions, accompanied by an explanatory letter from the Commissioner of Public Property. (File No. 100631)

THE COMMUNICATION WAS READ.

- Transmitting a bill amending Chapter 19-200 of The Philadelphia Code, entitled "City Funds - Deposits, Investment, Disbursements," by amending Section

19-201, entitled "City Depositories," by authorizing the City Treasurer to deposit funds in Wells Fargo Bank, National Association, under certain terms and conditions, accompanied by an explanatory letter from the City Treasurer. (File No. 100632)

THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS

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

- **Bill No. 100610:** An Ordinance Amending Section 12-917 of The Philadelphia Code, entitled "Valet Parking Zones," by revising the Valet Parking Zone permit fees, all under certain terms and conditions.

THE BILL WAS REFFERED TO THE COMMITTEE ON RULES.

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

- **Bill No. 100611:** An Ordinance Amending Section 9-601 of The Philadelphia Code, entitled "Garages, Parking Lots, Sales Lots and Sales Showrooms," by requiring Public Parking Lots and Public Garages to accept credit cards and debit cards in payment of parking rates, by conditioning all licenses and permits issued under that Section on the authority of City and Philadelphia Parking Authority enforcement officers to enter public garages and parking lots to enforce the provisions of the Section, by revising the provisions governing the permitting and regulation of valet parking operators, and by making certain technical changes, all under certain terms and conditions.

THE BILL WAS REFFERED TO THE COMMITTEE ON RULES.

Councilmember Blackwell Introduced, Read and Adopted the following Resolution, Sponsored by Councilmember Blackwell:

- **Resolution No. 100617:** 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 Twenty-fourth 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.

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

- **Bill No. 100612:** An Ordinance Amending Chapter 19-200 of The Philadelphia Code, entitled "City Funds - Deposits, Investments, Disbursements," by amending Section 19-201, entitled "City Depositories," by authorizing the City Treasurer to deposit funds in Wells Fargo Bank, National Association, under certain terms and conditions.

THE BILL WAS REFFERED TO THE COMMITTEE ON FINANCE.

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

- **Resolution No. 100618:** 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 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.

Councilmember Miller Introduced, Read and Adopted the following Resolution, Sponsored by Councilmembers Miller and Krajewski:

- **Resolution No. 100619:** Resolution Recognizing September 2010 as Childhood Cancer Awareness Month in honor of childhood cancer patients, care givers, survivors and those children who have succumbed to the disease.

Councilmember Miller Introduced, Read and Adopted the following Resolution, Sponsored by Councilmember Miller:

- **Resolution No. 100620:** Resolution The City Council Of Philadelphia Calls Upon the Pennsylvania Senate to pass House Bill 712 And Further Calls Upon the Governor to immediately sign it into law.

Councilmember Sanchez Introduced, Read and Adopted the following Resolution, Sponsored by Councilmember Sanchez:

- **Resolution No. 100621:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Redevelopment Authority of the City of Philadelphia, without consideration, deeds conveying conditional fee simple title

to certain City-owned lots or pieces of ground with the buildings and improvements thereon, situate in the Seventh and Thirty-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.

Councilmember Jones Introduced and Referred the following Bill, Sponsored by Councilmembers Jones and Clarke:

- **Bill No. 100613:** An Ordinance Amending Chapter 9-2800 of The Philadelphia Code, entitled "Universities, Property Owners or Managers and Students," by amending Section 9-2805, entitled "Zoning Compliance," by providing for additional penalties for certain violations with respect to properties located within Educational Housing Districts, all under certain terms and conditions.

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

Councilmember Jones Introduced, Read and Adopted the following Resolution, Sponsored by Councilmembers Jones and Tasco:

- **Resolution No. 100622:** Resolution Recognizing and honoring Milligan and Company on the occasion of their 25th Anniversary of providing exceptional service in the areas of accounting, auditing and management consulting.

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

- **Resolution No. 100623:** Resolution Recognizing and Congratulating the Epsilon Delta Chapter of Delta Sigma Theta Sorority Incorporated at Temple University on the 50th Anniversary.

Councilmember Reynolds Brown Introduced, Read and Adopted the following Resolution, Sponsored by Councilmembers Reynolds Brown and DiCicco:

- **Resolution No. 100624:** Resolution Recognizing and Congratulating Ibn Snell, Malika Ghilyard, Bria Robertson-Sanford and Carly Rutizer, students at the High School for the Creative and Performing Arts, on their performance at the White House for First Lady Michelle Obama in honor of longtime artistic director of Alvin Ailey American Dance Theater, Judith Jameson.

Councilmember Reynolds Brown Introduced, Read and Adopted the following Resolution, Sponsored by Councilmembers Reynolds Brown and Miller:

- **Resolution No. 100625:** Resolution Recognizing September as National

Councilmember Reynolds Brown Introduced, Read, Adopted & Referred the following Resolution, Sponsored by Councilmembers Reynolds Brown, Tasco and Sanchez:

- **Resolution No. 100626:** Resolution Authorizing the Committee on Public Health and Human Services to investigate current procedures and training for emergency personnel who render aid to children and adults with Autism in an effort to develop a training program for first responders who provide treatment to Children and Adults with Autism.

THE RESOLUTION WAS REFFERED TO THE COMMITTEE ON PUBLIC HEALTH AND HUMAN SERVICES.

Councilmember Reynolds Brown Introduced, Read, Adopted & Referred the following Resolution, Sponsored by Councilmembers Reynolds Brown, Greenlee, Jones and Miller:

- **Resolution No. 100627:** Resolution Authorizing the Joint Committees on Law and Government and Public Safety to hold hearings to investigate how the various agencies that comprise the Criminal Justice System in Philadelphia can better operate, collaborate and cooperate in an effort to increase efficiencies and reduce costs in order to lessen the burden on City taxpayers.

THE RESOLUTION WAS REFFERED TO THE COMMITTEE ON LAW & GOVERNMENT AND PUBLIC SAFETY.

Councilmember DiCicco Introduced and Referred the following Bill, Sponsored by Councilmember DiCicco:

- **Bill No. 100614:** An Ordinance Authorizing the Commissioner of Public Property, on behalf of The City of Philadelphia, to amend an existing sublease agreement between the Philadelphia Municipal Authority as landlord and The City of Philadelphia as tenant, for use of certain office space located at 1327-39 Chestnut Street, under certain terms and conditions.

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

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

- **Resolution No. 100628:** Resolution Designating the week of Monday, October 4 through Monday, October 11, 2010 as "Christopher Columbus/Italian American Heritage Week" in the City of Philadelphia. This is done in celebration of the festivities commemorating Columbus'

historic voyage to the New World and honoring Jerry Blavat as the Grand Marshall of the 2010 Philadelphia Columbus Day Parade.

Councilmember Clarke Introduced and Referred the following Bill, Sponsored by Councilmembers Clarke, Jones, Sanchez, DiCicco, Blackwell, Miller, Tasco, Goode, Rizzo and Kelly:

Bill No. 100615: An Ordinance Amending Title 21 of The Philadelphia Code, entitled "Miscellaneous," by adding a new Chapter, entitled "Neighborhood Blight Reclamation and Revitalization," providing remedies for the remediation of neighborhood blight as authorized by the General Assembly of Pennsylvania; all under certain terms and conditions.

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

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

Bill No. 100616: An Ordinance Amending subcode "PM," entitled "The Philadelphia Property Maintenance Code," by amending Chapter 1, entitled "Administration," to require owners of certain vacant properties to designate agents for service, managing agents, and property managers, all under certain terms and conditions.

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

Councilmember Clarke Introduced, Read and Adopted the following Resolution for Councilmember Council President Verna, Sponsored by Councilmembers Clarke, Kenney, Rizzo, Goode, Reynolds Brown, Greenlee, Green and Kelly:

Resolution No. 100629: Resolution Deploring the actions of the Zoning Board of Adjustment in granting a zoning variance to double the size of the Forum XXX Theater so that the enlarged second floor would now feature live nude dancing, peep shows and sales of adult novelty items and deploring the support of the Planning Commission for this terribly misguided decision and further expressing this Council's strong support for the legal challenge brought by the Center City Residents Association (CCRA) to overturn the Zoning Board's action and for the efforts of members of this Council, led by Council President Verna, and the Logan Square Neighborhood Association (LSNA) to file an amicus curiae brief in support of CCRA in the litigation.

REPORTS FROM COMMITTEES

COMMITTEE ON LAW AND GOVERNMENT

- **Bill No. 100360:** An Ordinance Amending Title 2 of The Philadelphia Code, entitled "City-County Consolidation," by abolishing the Office of the Clerk of Quarter Sessions and reassigning its powers, functions and duties; amending Title 22 of The Philadelphia Code, entitled "Public Employees Retirement Code," by providing for pension and retirement rights for certain employees of the Office; and making conforming, technical changes to The Philadelphia Code; all under certain terms and conditions.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 100360.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- **Bill No. 100487, as amended:** An Ordinance Amending Chapter 2-200 of The Philadelphia Code, entitled "Recording of Deeds," by modifying the requirements for the recording of deeds, providing for certain fees and making certain technical changes, all under certain terms and conditions.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 100487.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON LICENSES AND INSPECTIONS

- **Bill No. 100288, as amended:** An Ordinance Amending Chapter 9-600 of The Philadelphia Code, entitled "Service and Other Businesses," by amending Section 9-613, entitled "Junk Dealers," by requiring Junk Dealers to obtain from each customer a photocopy of valid government issued photo identification pursuant to each business transaction.

COUNCILMEMBER SANCHEZ MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 100288.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

CONSIDERATION OF THE CALENDAR

BILLS ON FIRST READING

Bill No. 100288, as amended: An Ordinance Amending Chapter 9-600 of The Philadelphia Code, entitled "Service and Other Businesses," by amending Section 9-613, entitled "Junk Dealers," by requiring Junk Dealers to obtain from each customer a photocopy of valid government issued photo identification pursuant to each business transaction.

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

Bill No. 100360: An Ordinance Amending Title 2 of The Philadelphia Code, entitled "City-County Consolidation," by abolishing the Office of the Clerk of Quarter Sessions and reassigning its powers, functions and duties; amending Title 22 of The Philadelphia Code, entitled "Public Employees Retirement Code," by providing for pension and retirement rights for certain employees of the Office; and making conforming, technical changes to The Philadelphia Code; all under certain terms and conditions.

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

Bill No. 100487: An Ordinance Amending Chapter 2-200 of The Philadelphia Code, entitled "Recording of Deeds," by modifying the requirements for the recording of deeds, providing for certain fees and making certain technical changes, all under certain terms and conditions.

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

BILLS ON FINAL PASSAGE

Bill No. 100267-AA: An Ordinance Amending Section 9-703 of The Philadelphia Code, entitled "Special Assembly Occupancies," by imposing various requirements on promoters of events at special assembly occupancies; 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 JONES, MILLER, BROWN, SANCHEZ AND CLARKE - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER CLARKE MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.