Thursday, November 3, 2011

EXCUSED: 1 - Councilmember Krajewski

PRESENT: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Council met, a quorum being present.

Father Dennis Witalec of Epiphany of Our Lord Parish was introduced and offered an appropriate prayer.

COUNCILMEMBER TASCO MOVED TO APPROVE THE JOURNAL

of the meeting of October 27, 2011.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Councilmember Tasco requested leave of absence for

for Councilmember Krajewski.

THE REQUEST WAS GRANTED.

COMMUNICATIONS

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

- Transmitting a message advising Council that Bill Nos. 110612, 110613 and 110660, which were passed by Council on October 27, 2011, were signed by the Mayor on November 2, 2011. (File No. 110809)

THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill No. 100200-AAA, which was passed by Council on October 20, 2011, was signed by the Mayor on November 2, 2011. (File No. 110810)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2011 within the Water Fund from certain or all City offices, departments, boards and commissions to certain or all City offices, departments, boards and commissions, accompanied by an explanatory letter from the Director of Finance. (File No. 110811)

THE COMMUNICATION WAS READ.

- afs24 Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2011 within the Water Fund from certain or all City offices, departments, boards and commissions to certain or all City offices, departments, boards and commissions. (File No. 110812)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing Vientiane Cafe ("Owner") to construct, own and maintain an open air sidewalk café at 4728 Baltimore Avenue ("Property"), under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 110813)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing Aksum, LLC ("Owner") to construct, own and maintain an open air sidewalk café at 4630-4632 Baltimore Avenue ("Property"), under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 110814)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing Caffe Italia ("Owner") to construct, own and maintain auxiliary seating at 1424 Snyder Avenue ("Property"), under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 110815)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing Sanjay Patel, owner and operator of the newsstand located on the southeast corner of Eleventh Street and Market Street, to construct, use and maintain conduits in, under and across the southeast corner of Eleventh Street and Market Street for the purpose of supplying electrical service and telephone service to the newsstand, under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 110816)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the revision of lines and grades on a portion of City Plan No. 307 by striking from the City Plan and vacating Ridge Avenue from Vine Street to the intersection of Eighth Street and Race Street, reserving and placing on the City Plan a right of way for various purposes within the lines of Ridge Avenue being stricken; and authorizing acceptance of the grant to the City of the said right of way, under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 110817)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the revision of lines and grades on a portion of City Plan No. 307 by striking from the City Plan and vacating the southerly forty feet five inches (40' 5") wide portion of Race Street from Christopher Columbus Boulevard to Water Street and placing on the City Plan a right of way for various utility purposes such as may be necessary within the lines of the portion of Race Street being stricken, accompanied by an explanatory letter from the Streets Commissioner. (File No. 110818)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Philadelphia Municipal Authority, incorporated pursuant to the Municipality Authorities Act (the "Act"), 53 Pa. C. S. Ch. 56, to enter into agreements for programs, evaluations, facility alterations or upgrades designed to reduce energy, water, wastewater or other consumption or operating costs at specified City properties, and under certain terms and conditions, accompanied by an explanatory letter from the Director of the Mayor's Office of Sustainability. (File No. 110819)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Procurement Commissioner, on behalf of the City of Philadelphia, to enter into a guaranteed energy savings contract with the Philadelphia Municipal Authority for the implementation and evaluation of energy conservation measures designed to reduce energy, water, wastewater or other consumption or operating costs at specified City properties, and under certain terms and conditions, accompanied by an explanatory letter from the Director of the Mayor's Office of Sustainability. (File No. 110820)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Director of Finance and the Commissioner of Public Property on behalf of the City, in cooperation with The Philadelphia Municipal Authority (the "Authority"), to undertake a project relating to the evaluation and implementation of energy conservation measures at City Hall, the Criminal Justice Center, the Municipal Services Building and the One Parkway

Building; authorizing and approving: (i) the issuance by the Authority of revenue bonds in connection with the project, (ii) the entering into, execution and delivery of a Service Agreement between the City and the Authority providing for payment by the City to the Authority of amounts necessary to pay the costs of the Project, (iii) the provisions for establishment of credit enhancement, and (iv) the assignment of the Service Agreement by the Authority to a trustee, covenanting that the City will make necessary appropriations in each of the City's fiscal years to provide for payments due under the Service Agreement, and will make such payments, all under certain terms and conditions; and making certain related determinations and authorizations, accompanied by an explanatory letter from the Director of the Mayor's Office of Sustainability. (File No. 110821)

THE COMMUNICATION WAS READ.

- Transmitting a bill approving the tenth amendment of the redevelopment proposal for the Haddington Urban Renewal Area, Unit No. 2 and Unit No. 3, being the area beginning at the northwest corner of Parrish and Fifty-second street, including the sixth amendment to the urban renewal plan and the third amendment to the relocation plan, which provides, inter alia, for the additional land acquisition of one (1) property for commercial and residential uses; the provision of certain relocation services, as required by law; and declaring that condemnation is not imminent with respect to the Project, accompanied by an explanatory letter from the Executive Director of the Redevelopment Authoroity. (File No. 110822)

THE COMMUNICATION WAS READ.

- Transmitting a bill approving the fortieth amendment of the redevelopment proposal for the Model Cities Urban Renewal Area, being the area beginning at the northwest corner of Front street and Spring Garden street, including the thirty-second amendment to the urban renewal plan and the twenty-eighth amendment to the relocation plan, which provides, inter alia, for the additional land acquisition of approximately forty-nine (49) properties for residential, institutional and related uses; the provision of certain relocation services, as required by law and declaring that condemnation is not imminent with respect to the Project, accompanied by an explanatory letter from the Executive Director of the Redevelopment Authority. (File No. 110823)

THE COMMUNICATION WAS READ.

- Transmitting a bill 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 Mantua Urban Renewal Area, designated as Parcel Nos. 286, 287 and 288 and also sometimes identified by house numbers and street addresses for Parcel No. 286 as 3923 Brandywine street, Parcel No. 287 as 3933-3937 Brandywine street and for Parcel No. 288 as 3811-3813 Haverford avenue; authorizing the Redevelopment Authority to execute the redevelopment contract with People's Emergency Center Community Development Corporation and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement, accompanied by an explanatory letter from the Redevelopment Authority. (File No. 110824)

THE COMMUNICATION WAS READ.

- 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 Mantua Urban Renewal Area, designated as Parcel Nos. 73 and 74 and also sometimes identified by house numbers and street addresses for Parcel No. 73 as 3726 Melon street and for Parcel No. 74 as 3730-3744 Melon street; authorizing the Redevelopment Authority to execute the redevelopment contract with WPRE III, LP and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement, accompanied by an explanatory letter from the Executive Director of the Redevelopment Authority. (File No. 110825)

THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS

Councilmember Kenney Introduced and Referred the following Bill for Councilmember Council President Verna, Sponsored by Councilmember Kenney:

- **Bill No. 110781:** An Ordinance Amending Chapter 14-600 of The Philadelphia Code, entitled "Food Distribution Center District," by revising the height restrictions, all under certain terms and conditions.

THE BILL WAS REFFERED TO THE COMMITTEE ON RULES.

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

- **Bill No. 110782:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2011 within the General Fund from certain or all City offices, departments, boards and commissions to certain or all City offices, departments, boards and

THE BILL WAS REFFERED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 110783:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2011 within the Water Fund from certain or all City offices, departments, boards and commissions to certain or all City offices, departments, boards and commissions.

THE BILL WAS REFFERED TO THE COMMITTEE ON APPROPRIATIONS.

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

- **Bill No. 110784:** An Ordinance Repealing Chapter 21-1100 of The Philadelphia Code, entitled "Community Development," and replacing it with a new Chapter 21-1100 that restates and revises the policy of the City of Philadelphia regarding its Community Development Block Grant Program; expands the scope of the Chapter to incorporate related housing and community development programs; requires the preparation of an annual Consolidated Plan for the City that covers, not only Community Development Block Grant funds that the City receives under the Housing and Community Development Act of 1974, as amended, but also all other funds from other sources that the City receives for housing and community development activities and programs; and establishes requirements and procedures relating to the preparation, content, publication, amendment, approval, oversight, administration and implementation of the Consolidated Plan; all under certain terms and conditions.

THE BILL WAS REFFERED TO THE COMMITTEE ON HOUSING, NEIGHBORHOOD DEVELOPMENT AND THE HOMELESS.

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

- **Bill No. 110785:** An Ordinance Authorizing Vientiane Café ("Owner") to construct, own and maintain an open-air sidewalk café at 4728 Baltimore Avenue ("Property"), under certain terms and conditions.

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

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

- construct, own and maintain an open-air sidewalk café at 4630-4632 Baltimore Avenue ("Property"), under certain terms and conditions.

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

Councilmember Blackwell Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Blackwell:

- **Resolution No. 110799:** 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 Mantua Urban Renewal Area, designated as Parcel Nos. 73 and 74 and also sometimes identified by house numbers and street addresses for Parcel No. 73 as 3726 Melon street and for Parcel No. 74 as 3730-3744 Melon street; authorizing the Redevelopment Authority to execute the redevelopment contract with WPRE III, LP and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement.

Councilmember Blackwell Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Blackwell:

- **Resolution No. 110800:** 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 Mantua Urban Renewal Area, designated as Parcel Nos. 286, 287 and 288 and also sometimes identified by house numbers and street addresses for Parcel No. 286 as 3923 Brandywine street, Parcel No. 287 as 3933-3937 Brandywine street and for Parcel No. 288 as 3811-3813 Haverford avenue; authorizing the Redevelopment Authority to execute the redevelopment contract with People's Emergency Center Community Development Corporation and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement.

Councilmember Blackwell Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Blackwell:

- **Resolution No. 110801:** Resolution Calling for the City Council Committee on Education to hold Hearings on the School District of Philadelphia Plan to Close Certain Schools Facilities and to Make Grade Changes in Others.

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

- **Bill No. 110787:** An Ordinance Authorizing the Procurement Commissioner, on behalf of the City of Philadelphia, to enter into a guaranteed energy savings

contract with the Philadelphia Municipal Authority for the implementation and evaluation of energy conservation measures designed to reduce energy, water, wastewater or other consumption or operating costs at specified City properties, all under certain terms and conditions.

THE BILL WAS REFFERED TO THE COMMITTEE ON FINANCE.

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

- **Bill No. 110788:** An Ordinance Authorizing the Director of Finance and the Commissioner of Public Property on behalf of the City, in cooperation with The Philadelphia Municipal Authority (the "Authority"), to undertake a project relating to the evaluation and implementation of energy conservation measures at City Hall, the Criminal Justice Center, the Municipal Services Building and the One Parkway Building; authorizing and approving: (i) the issuance by the Authority of revenue bonds in connection with the project, (ii) the entering into, execution and delivery of a Service Agreement between the City and the Authority providing for payment by the City to the Authority of amounts necessary to pay the costs of the Project, (iii) the provisions for establishment of credit enhancement, and (iv) the assignment of the Service Agreement by the Authority to a trustee, covenanting that the City will make necessary appropriations in each of the City's fiscal years to provide for payments due under the Service Agreement, and will make such payments, all under certain terms and conditions; and making certain related determinations and authorizations.

THE BILL WAS REFFERED TO THE COMMITTEE ON FINANCE.

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

- **Bill No. 110789:** An Ordinance Authorizing the Philadelphia Municipal Authority, incorporated pursuant to the Municipality Authorities Act (the "Act"), 53 Pa. C. S. Ch. 56, to enter into agreements for programs, evaluations, facility alterations or upgrades designed to reduce energy, water, wastewater or other consumption or operating costs at specified City properties, all under certain terms and conditions.

THE BILL WAS REFFERED TO THE COMMITTEE ON FINANCE.

Councilmember Tasco Introduced and Referred the following Bill for Councilmember Council President Verna, Sponsored by Councilmember Tasco:

- **Bill No. 110790:** An Ordinance To amend the Philadelphia Zoning Maps by

changing the zoning designations of certain areas of land located within an area bounded by 84th Street, Lindbergh Boulevard and Mario Lanza Boulevard.

THE BILL WAS REFFERED TO THE COMMITTEE ON RULES.

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

- **Bill No. 110791:** An Ordinance Authorizing Caffe Italia ("Owner") to construct, own and maintain auxiliary seating at 1424 Snyder Avenue ("Property"), under certain terms and conditions.

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

Councilmember Miller Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Miller:

- **Resolution No. 110802:** Resolution Proclaiming November 2011 as "American Diabetes Month."

Councilmember Miller Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Miller:

- **Resolution No. 110803:** Resolution Celebrating November 14th 2011 as "World Diabetes Day" and encouraging all to participate in the "Believe in Blue" Campaign.

Councilmember Miller Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Miller:

- **Resolution No. 110804:** 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 Thirteenth 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 Sanchez Introduced and Referred the following Bill, Sponsored by Councilmember Sanchez:

- **Bill No. 110792:** An Ordinance Amending Section PM 306 of the Philadelphia Maintenance Code, entitled "Vacant Property," by requiring owners of long term vacant properties to secure their properties against blight, all under certain terms

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

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

- **Bill No. 110793:** An Ordinance Approving the tenth amendment of the redevelopment proposal for the Haddington Urban Renewal Area, Unit No. 2 and Unit No. 3, being the area beginning at the northwest corner of Parrish and Fifty-second street, including the sixth amendment to the urban renewal plan and the third amendment to the relocation plan, which provides, inter alia, for the additional land acquisition of one (1) property for commercial and residential uses; the provision of certain relocation services, as required by law; and declaring that condemnation is not imminent with respect to the Project.

THE BILL WAS REFFERED TO THE COMMITTEE ON RULES.

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

- **Bill No. 110794:** An Ordinance Granting permission to All Seasons Car Wash & Lube, LLC, owner of the real estate located at 6722 Ridge Avenue, to relocate, use and maintain a thirty-five feet high aluminum flagpole within the public right-of-way of Ridge Avenue, being approximately one hundred eighty-three and ninety-one hundredths feet (183.91') from the curbline of the northwesterly side of Cinnaminson Street and within the unimproved portion of Ridge Avenue west of the westerly curbline of said Ridge Avenue; and to construct, use and maintain a pole-mounted, interior-lighted accessory sign, with an electrical service line conduit in and under the public right-of-way of Ridge Avenue, being the same distance from the curbline of the northwesterly side of Cinnaminson Street and within the same unimproved portion of Ridge Avenue west of the westerly curbline of said Ridge Avenue, for the purpose of supplying electrical service to the accessory sign, all under certain terms and conditions.

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

Councilmember Jones Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Jones and Sanchez:

- **Resolution No. 110805:** Resolution Urging the Pennsylvania General Assembly to reject House Bill 934, which imposes unnecessary and restrictive voter ID requirements that would disproportionately impact African-American and Latino voters, senior citizens, people with disabilities, the homeless, low-income citizens, and young voters, and thereby disenfranchise law-abiding citizens from exercising their right to vote.

Councilmember Jones Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Jones:

- **Resolution No. 110806:** 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 Fifty-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.

Councilmember Goode Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Goode:

- **Resolution No. 110807:** Resolution Appointing a five (5) person committee entitled the "Living Wage and Benefits Review Committee" pursuant to §17-1311 of the Philadelphia Code, the purpose of which shall be to review the implementation and effectiveness of Chapter 17-1300 of the Philadelphia Code entitled, "Philadelphia 21st Century Minimum Wage and Benefits Standard", and to make recommendations to Council regarding the adoption of resolutions calling for debarment of certain contractors and recipients of City financial assistance under §17-1312.

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

- **Bill No. 110795:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 307 by striking from the City Plan and vacating Ridge Avenue from Vine Street to the intersection of Eighth Street and Race Street, reserving and placing on the City Plan a right-of-way for various purposes within the lines of Ridge Avenue being stricken; and authorizing acceptance of the grant to the City of the said right-of-way, under certain terms and conditions.

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

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

- **Bill No. 110796:** An Ordinance Authorizing Sanjay Patel, owner and operator of the newsstand located on the southeast corner of Eleventh Street and Market Street, to construct, use and maintain conduits in, under and across the southeast corner of Eleventh Street and Market Street for the purpose of supplying electrical service and telephone service to the newsstand, under certain terms and

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

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

- **Bill No. 110797:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 307 by striking from the City Plan and vacating the southerly forty feet five inches (40' 5") wide portion of Race Street from Christopher Columbus Boulevard to Water Street and placing on the City Plan a right-of-way for various utility purposes such as may be necessary within the lines of the portion of Race Street being stricken.

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

Councilmember DiCicco Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember DiCicco:

- **Resolution No. 110808:** 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 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 Clarke Introduced and Referred the following Bill, Sponsored by Councilmember Clarke:

- **Bill No. 110798:** An Ordinance Approving the fortieth amendment of the redevelopment proposal for the Model Cities Urban Renewal Area, being the area beginning at the northwest corner of Front street and Spring Garden street, including the thirty-second amendment to the urban renewal plan and the twenty-eighth amendment to the relocation plan, which provides, inter alia, for the additional land acquisition of approximately forty-nine (49) properties for residential, institutional and related uses; the provision of certain relocation services, as required by law and declaring that condemnation is not imminent with respect to the Project.

THE BILL WAS REFFERED TO THE COMMITTEE ON RULES.

REPORTS FROM COMMITTEES

COMMITTEE OF THE WHOLE

Bill No. 110661: An Ordinance Amending Chapter 20-500 of The Philadelphia Code, entitled "Councilmanic Districts," by revising the boundaries of the Councilmanic Districts as they were established by Bill No. 110547 (approved September 23, 2011), and by clarifying how and when the revision of Councilmanic Districts set forth in this Ordinance and in Bill No. 110547 affects the interpretation of other provisions of The Philadelphia Code and other ordinances that reference specific Councilmanic Districts, all under certain terms and conditions.

COUNCILMEMBER TASCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 110661.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON RULES

Bill No. 110307, as amended: An Ordinance Establishing a neighborhood improvement district in an area that generally includes, with the exception of those properties having frontage on north Broad Street, the area bounded by the northeast corner of Broad and Vine streets, the southeast corner of Broad and Spring Garden streets, the southwest corner of 8th and Spring Garden streets, the northwest corner of 8th and Vine streets and the northeast corner of Broad and Vine streets and certain blocks of intersecting streets, within such area, to be known as the Callowhill Reading Viaduct Neighborhood Improvement District, and for which Callowhill Reading Viaduct Neighborhood Improvement District, Inc., a Pennsylvania nonprofit corporation, would serve as the Neighborhood Improvement District Management Association; approving a plan for the District, including a list of proposed improvements and their estimated cost, and providing for assessment fees to be levied on property owners within the District; authorizing the Director of Commerce, on behalf of the City, to execute an agreement with Callowhill Reading Viaduct Neighborhood Improvement District, Inc. relating to the District; and authorizing Callowhill Reading Viaduct Neighborhood Improvement District, Inc. to assess property owners within the District a special property assessment fee to be used in accordance with the approved plan; all in accordance with the provisions of the Community and Economic Improvement Act, all under certain terms and conditions.

COUNCILMEMBER KENNEY MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 110307.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- **Bill No. 110341, as amended:** An Ordinance Amending Chapter 9-600 of The Philadelphia Code, entitled "Service and Other Businesses," by adding a new Section regulating an employer's treatment of gratuities left by patrons for employees, including, but not limited to, a requirement that all gratuities be paid over to employees without deduction, including, in the case of a gratuity paid by credit card, any deduction for credit card processing fees; providing penalties for violations; and providing for a private right of action for employees aggrieved by violations of the Section; all under certain terms and conditions.

COUNCILMEMBER KENNEY MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 110341.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- **Bill No. 110563, as amended:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by amending Section 14-1604, entitled "Outdoor Advertising and Non-Accessory Advertising Controls," by permitting certain non-accessory outdoor advertising signs within the area bounded by 7th Street, Spring Garden Street, 6th Street, and Willow Street, under certain terms and conditions.

COUNCILMEMBER KENNEY MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 110563.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON PUBLIC PROPERTY AND PUBLIC WORKS

- **Bill No. 110517:** An Ordinance Authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to enter into a lease agreement with the Philadelphia Municipal Authority for a certain portion of a parcel of ground located at the Northeast Water Pollution Control Plant, 3899 Richmond Street, Philadelphia, Pennsylvania; all 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. 110517.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

CONSIDERATION OF THE CALENDAR

PUBLIC COMMENT

The following persons provided public comment on November 3, 2011:

Name and Comment Subject

Christina Kobland (110565)
Jenny Robinson (110631)
Deb Welter (110565)
Joseph Mahoney (110548-A, 110554)
Dr. Robert Cauoto (110631)
Aliya N. Williams (110565)
Mary Tracy (110563)
Beverly Ann Jordan (110565)

See Notes of Testimony for full comment.

DISCUSSION: COUNCILMEMBER CLARKE - RACOON BILL- (SEE NOTES OF TESTIMONY).

BILLS AND RESOLUTIONS ON FINAL PASSAGE

Resolution No. 110769: Resolution Also naming Haverford Avenue from Fifty-second Street to Fifty-eighth Street "Geneva Black Way."

THE RESOLUTION WAS ADOPTED.

Resolution No. 110770: 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 Sixtieth 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

THE RESOLUTION WAS ADOPTED.

Resolution No. 110771: Resolution Honoring veterans of the United States Armed Forces, in Philadelphia and across the country, in accordance with the observation of Veterans Day on November 11, 2011.

THE RESOLUTION WAS ADOPTED.

Resolution No. 110772: 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.

THE RESOLUTION WAS ADOPTED.

Councilmember Sanchez

moved to withdraw Bill No. 110773.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Resolution No. 110773: Resolution Approving the filing of Articles of Amendment with the Pennsylvania Department of State and Department of Community and Economic Affairs to change the name of the "Redevelopment Authority of the City of Philadelphia" to "Philadelphia Redevelopment Authority."

THE RESOLUTION WAS WITHDRAWN.

Resolution No. 110774: Resolution Authorizing Council's Committee on the Disabled and Handicapped to hold public hearings for the purpose of examining and investigating the incidences involving Linda Ann Weston and three additional persons suspected of holding four mentally disabled adults and several juveniles captive with the intent to commit fraud by cashing the Social Security checks of those held in captivity.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON THE DISABLED AND THE HANDICAPPED.

Bill No. 110548-A, as amended: An Ordinance Amending The Philadelphia Code, principally Title 19, entitled "Finance, Taxes and Collections," and such other provisions as may be appropriate, to reduce the tax burden on existing and

new businesses; and to eliminate, waive, or reduce certain fees and permit charges, all for the purpose of generating growth in existing businesses, the birth of new businesses, and the creation of jobs; all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: *16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

BILLS AND RESOLUTIONS ON SECOND READING AND FINAL PASSAGE

Bill No. 110518-A, as amended: An Ordinance Authorizing the Procurement Commissioner, on behalf of the City of Philadelphia, to enter into a lease and related agreements with the Philadelphia Municipal Authority, for use by the City of certain cogeneration facilities to be located at the Northeast Water Pollution Control Plant, 3899 Richmond Street, Philadelphia, Pennsylvania, all under certain terms and conditions.

THE BILL WAS READ.

DISCUSSION: COUNCILMEMBER GREEN AND O'NEILL - BILL NO. 110518 - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER GREEN MOVED TO AMEND BILL NO. 110518 (SEE FILE).

COUNCILMEMBER KRAJEWSKI MOVED FOR THE ADOPTION OF THE AMENDMENT.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE AMENDMENT TO BILL NO. 110518 WAS ADOPTED.

Bill No. 110518-A, as amended: An Ordinance Authorizing the Procurement Commissioner, on behalf of the City of Philadelphia, to enter into a lease and related agreements with the Philadelphia Municipal Authority, for use by the City of certain cogeneration facilities to be located at the Northeast Water Pollution Control Plant, 3899 Richmond Street, Philadelphia, Pennsylvania, all under certain terms and conditions.

THE BILL WAS AMENDED.

The Ayes and Nays were as follows:

Abstain: *1 - Councilmember O'Neill*

Nays: *0*

Ayes: *15 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Miller, Reynolds Brown, Rizzo, Sanchez and Tasco*

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

Bill No. 110611: An Ordinance Authorizing the revision of lines and grades on a portion of City Plan Nos. 292 and 321 by striking from the City Plan Delaware Avenue from Pennypack Street to its terminus approximately five-thousand five-hundred feet southwestwardly therefrom.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: *16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

Bill No. 110648: An Ordinance Authorizing and directing the revision of lines and grades on a portion of City Plan Nos. 305 and 306 by placing on the City Plan Delaware Avenue from Lewis Street to Buckius Street and authorizing the opening thereof; authorizing the opening of certain portions of Delaware Avenue from the northeast side of Lewis Street to a point approximately 205 feet southwest, and the opening of certain portions of Buckius Street from Delaware Avenue to Bath Street; and authorizing the acquisition of certain slope easements adjacent to the right-of-way lines of Delaware Avenue to be placed on the City Plan hereunder, all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: *16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

Bill No. 110649: An Ordinance Establishing a no truck parking regulation on Bath Street, between Hedley Street and Orthodox Street, both sides.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: *16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

Bill No. 110554: An Ordinance Amending Chapter 1-2600 of The Philadelphia Code, entitled "Business Privilege Taxes," by providing certain exclusions, modifying certain definitions, and revising certain tax rates, all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: *16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

Bill No. 110632: An Ordinance Authorizing the Philadelphia Authority for Industrial Development ("PAID") to purchase a certain tract of land with the improvements thereon situate at 9470 Ashton Road, under and subject to the terms and conditions of the Philadelphia Industrial and Commercial Development Agreement among the City, PAID, and the Philadelphia Industrial Development Corporation, all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: *16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

Bill No. 110650: An Ordinance Authorizing the Commissioner of Public Property, on behalf of the City, to acquire the beds of certain portions of Delaware Avenue and Buckius Street, under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: *16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

Bill No. 110669: An Ordinance Authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to convey a parcel of land with the improvements thereon, located at 921-27 Ellsworth Street, under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Nays: *0*

Ayes: *16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Bill No. 110552: An Ordinance Amending Section 10-602 of The Philadelphia Code, known as the "Clean Indoor Air Worker Protection Law," by providing a limited period of time, expiring January 1, 2012, during which certain Drinking Establishments, as defined, may apply for and obtain a waiver of the provisions of the Section prohibiting smoking in certain places, under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: *16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

Bill No. 110565, as amended: An Ordinance Amending Chapter 10-100 of The Philadelphia Code, entitled "Animals," to establish provisions for the reporting of wild raccoons, and to provide for the manner of their abatement, all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: *14 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Greenlee, Jones, Kenney, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *2 - Councilmembers Green and Kelly*

Bill No. 110442: An Ordinance Amending Chapter 19-2600 of The Philadelphia Code, entitled "Business Privilege Taxes," by changing the reporting requirement related to the Sustainable Business Tax Credit; all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: *16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

Bill No. 110533: An Ordinance Amending Subcode "A" (The Philadelphia Administrative Code) of Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," by providing for the manner of payment of electrical permit fees for the installation of solar electric

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: *16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

Nays: *0*

SPEECHES

COUNCILMEMBER JONES - (SEE REPORT).

COUNCILMEMBER CLARKE MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.