

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, October 25, 2012

PRESENT: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Council met, a quorum being present.

Father Ed Brady, Pastor of St. Anne's Roman Catholic Church was introduced and offered an appropriate prayer.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL
of the meeting of October 18, 2012.

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. 120644 and 120723, which were passed by Council on October 18, 2012, were signed by the Mayor on October 9, 2012. (File No. 120867)

THE COMMUNICATION WAS READ.

- ☐ October 23, 2012

To The President and Members of
The Council 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 recommendation of the City Planning Commission regarding the following bills:

Bill No. 120654

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Bill No. 120656
Bill No. 120658
Bill No. 120724
Bill No. 120774
Bill No. 120778
Bill No. 120781
Bill No. 120798

Respectfully,
Michael A. Nutter
Mayor (File No. 120868)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the revision of lines and grades on a portion of City Plan No. 340 by striking from the City Plan Woodbine Avenue from Belmont Avenue to Hayes Avenue and Forty-Ninth Street, under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 120869)

THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS

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

- Bill No. 120854:** An Ordinance Amending Chapter 10-700 of The Philadelphia Code, entitled "Refuse and Littering," by revising certain provisions on liability, enforcement and penalties, relating to handbills that litter public places, and making technical changes, all under certain terms and conditions.

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

Councilmember Kenney Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Kenney:

- Resolution No. 120857:** Resolution Honoring the extraordinary efforts and contributions of Pennsylvania State Representative John Taylor, at the conclusion of the 2011-2012 legislative session.

Councilmember Kenney Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Kenney and Oh:

- Resolution No. 120858:** Resolution Calling for the City Council Committee on

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Transportation and Public Utilities to hold hearings on the economic opportunities available to the Philadelphia Gas Works resulting from the Marcellus Shale find and other developments in the natural gas industry.

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

- 📄 **Resolution No. 120859:** Resolution Recognizing the West Philadelphia Alliance for Children (WePAC) for Their Steadfast Dedication to Philadelphia's Public Schools as They Initiate Literacy Programs and Open School Libraries.

Councilmember Greenlee Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Greenlee:

- 📄 **Resolution No. 120860:** Resolution Honoring PathWays PA as the winner of the Greater Philadelphia Chamber of Commerce's Annual Excellence Award as the non-profit of the year.

Councilmember Greenlee Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution for Councilmember Council President Clarke, Sponsored by Councilmember Greenlee:

- 📄 **Resolution No. 120861:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, 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 Sixteenth, Twentieth and Thirty-seventh Wards of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

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

- 📄 **Bill No. 120855:** An Ordinance Amending Chapter 19-2600 of The Philadelphia Code, entitled "Business Income and Receipts Taxes," by revising the total amount of all tax credits available in any year for new job creation, under certain terms and conditions.

DISCUSSION - COUNCILMEMBER GOODE - BILL NO. 120855 - (SEE NOTES OF TESTIMONY).

THE BILL WAS REFERRED TO THE COMMITTEE ON COMMERCE & ECONOMIC DEVELOPMENT.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

- 📄 **Bill No. 120856:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 340 by striking from the City Plan Woodbine Avenue from Belmont Avenue to Hayes Avenue and Forty-Ninth Street, under certain terms and conditions.

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

Councilmember Jones Introduced and Referred the following Resolution for Councilmember Council President Clarke, Sponsored by Councilmember Jones:

- 📄 **Resolution No. 120862:** Resolution Confirming the re-appointment of Judge Phyllis W. Beck as a member of the Board of Ethics, to serve in the term ending November 16, 2017.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

- 📄 **Resolution No. 120863:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, 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 Fourth Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

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

- 📄 **Resolution No. 120864:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, 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-fifth Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

- ☐ **Resolution No. 120865:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, 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-fifth and Thirty-first Wards of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

Councilmember Oh Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Kenney, Oh, Tasco, Squilla, Henon, Bass, O'Neill, O'Brien, Blackwell, Quiñones Sánchez and Johnson:

- ☐ **Resolution No. 120866:** Resolution Honoring Veterans of the United States Armed Forces who have bravely served our country and protected our freedom and way of life in accordance with the observation of Veterans Day on November 11, 2012.

REPORTS FROM COMMITTEES

COMMITTEE ON FINANCE

- ☐ **Bill No. 120009:** An Ordinance Amending Title 17 of The Philadelphia Code, entitled “Contracts and Procurement,” by adding a new Chapter, entitled “First Source Jobs Policy,” requiring the creation of a registry of City residents for the purpose of employment referral and further requiring that Beneficiaries of certain City Financial Assistance use such registry as the first source for all hiring related to any new, entry-level job created as a result of such Financial Assistance, all under certain terms and conditions.

COUNCILMEMBER GREEN MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 120009.

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. 120009:** An Ordinance Amending Title 17 of The Philadelphia Code, entitled “Contracts and Procurement,” by adding a new Chapter, entitled “First Source Jobs Policy,” requiring the creation of a registry of City residents for the purpose of employment referral and further requiring that Beneficiaries of certain City Financial Assistance use such registry as the first source for all hiring related to any new, entry-level job created as a result of such Financial Assistance, all under certain terms and conditions.

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

PUBLIC COMMENT

The following persons provided public comment on October 25, 2012:

Name and Comment Subject

Carole Haas Gravagno (120835)

(See Notes of Testimony for full comment.)

BILLS AND RESOLUTIONS ON FINAL PASSAGE

- 📄 **Resolution No. 120832:** Resolution Approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the Model Cities Urban Renewal Area, identified by house number and street address as 2305 North Smedley street; authorizing the Redevelopment Authority to execute the redevelopment contract with Julian Nix and to take such action as may be necessary to effectuate the redevelopment contract.

THE RESOLUTION WAS ADOPTED.

- 📄 **Resolution No. 120833:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, 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 Twentieth and Thirty-seventh Wards of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvement in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE RESOLUTION WAS ADOPTED.

Resolution No. 120835: Resolution Adopting the report issued by Council's Committee on Public Safety on how Youth Courts could reduce juvenile recidivism rates, violence in schools, bullying and the costs of incarceration by engaging previously disconnected youth in a participatory and democratic system.

THE RESOLUTION WAS ADOPTED.

Resolution No. 120836-A: Resolution Initiating action to: continue the Roxborough District (“District”), a neighborhood improvement district, beyond its termination date in an area that generally includes both sides of Ridge Avenue from Main Street to 7220 Ridge Avenue and certain blocks of streets that intersect that portion of Ridge Avenue; continue the designation of the Roxborough Development Corporation, a Pennsylvania nonprofit corporation, as the Neighborhood Improvement District Management Association for the District; approve a preliminary plan for and report concerning the District; and authorize and direct the Committee on Rules and the Clerk of Council to take all actions that are required by the Community and Economic Improvement Act prior to enactment of an ordinance that would formally continue the District.

THE RESOLUTION WAS READ.

COUNCILMEMBER JONES MOVED TO AMEND RESOLUITON NO. 120836 (SEE FILE).

COUNCILMEMBER JONES MOVED TO FOR THE ADOPTION OF THE AMENDMENT.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE AMENDMENT TO RESOLUTION NO. 120836 WAS ADOPTED.

Resolution No. 120836-A, as amended: Resolution Initiating action to: continue the Roxborough District (“District”), a neighborhood improvement district, beyond its termination date in an area that generally includes both sides of Ridge Avenue from Main Street to 7220 Ridge Avenue and certain blocks of streets that intersect that portion of Ridge Avenue; continue the designation of the Roxborough Development Corporation, a Pennsylvania nonprofit corporation, as the Neighborhood Improvement District Management Association for the District; approve a preliminary plan for and report concerning the District; and authorize and direct the Committee on Rules and the Clerk of Council to take all actions that are required by the Community and Economic Improvement Act prior to enactment of an ordinance that would formally continue the District.

THE RESOLUTION WAS AMENDED.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Councilmember Jones

moved for a roll call vote on Resolution No. 120836.

THE MOTION WAS DULY SECONDED AND AGREED TO.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

Resolution No. 120836-A, as amended: Resolution Initiating action to: continue the Roxborough District (“District”), a neighborhood improvement district, beyond its termination date in an area that generally includes both sides of Ridge Avenue from Main Street to 7220 Ridge Avenue and certain blocks of streets that intersect that portion of Ridge Avenue; continue the designation of the Roxborough Development Corporation, a Pennsylvania nonprofit corporation, as the Neighborhood Improvement District Management Association for the District; approve a preliminary plan for and report concerning the District; and authorize and direct the Committee on Rules and the Clerk of Council to take all actions that are required by the Community and Economic Improvement Act prior to enactment of an ordinance that would formally continue the District.

THE RESOLUTION WAS ADOPTED.

Bill No. 120725-A: An Ordinance Amending Title 12 of The Philadelphia Code, entitled “Traffic Code,” by providing for prohibitions relating to all-terrain vehicles, and for penalties and enforcement, all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Council President Clarke, Squilla, Johnson, Jones, Henon, Quiñones Sánchez, Bass, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 2 - Councilmembers Blackwell and Tasco

Councilmember Squilla

moved to withdraw Bill No. 120563.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Bill No. 120563: An Ordinance Establishing a parking regulation on Brill street, both sides, Frankford avenue to Darrah street.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE BILL WAS WITHDRAWN.

Councilmember Squilla

moved to withdraw Bill No. 120564.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Bill No. 120564: An Ordinance Establishing a parking regulation on Ellsworth street, north side, 2nd street to Front street.

THE BILL WAS WITHDRAWN.

Resolution No. 120857: Resolution Honoring the extraordinary efforts and contributions of Pennsylvania State Representative John Taylor, at the conclusion of the 2011-2012 legislative session.

THE RESOLUTION WAS ADOPTED.

Resolution No. 120858: Resolution Calling for the City Council Committee on Transportation and Public Utilities to hold hearings on the economic opportunities available to the Philadelphia Gas Works resulting from the Marcellus Shale find and other developments in the natural gas industry.

THE RESOLUTION WAS ADOPTED.

Resolution No. 120859: Resolution Recognizing the West Philadelphia Alliance for Children (WePAC) for Their Steadfast Dedication to Philadelphia's Public Schools as They Initiate Literacy Programs and Open School Libraries.

THE RESOLUTION WAS ADOPTED.

Resolution No. 120860: Resolution Honoring PathWays PA as the winner of the Greater Philadelphia Chamber of Commerce's Annual Excellence Award as the non-profit of the year.

THE RESOLUTION WAS ADOPTED.

Resolution No. 120866: Resolution Honoring Veterans of the United States Armed Forces who have bravely served our country and protected our freedom and way of life in accordance with the observation of Veterans Day on November 11, 2012.

THE RESOLUTION WAS ADOPTED.

SPEECHES

COUNCILMEMBERS OH, JONES, BLACKWELL, GREEN, JOHNSON, TASCO, BROWN AND BLACKWELL - (SEE NOTES OF TESTIMONY).

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.