

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, September 13, 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 Kevin Gillespie, President of Saint Joseph's University was introduced and offered an appropriate prayer.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL
of the meeting of June 28, 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. 120164-A, 120165-A, 120166-A, 120174, 120434 and 120556-A, which were passed by Council on June 28, 2012, was signed by the Mayor on June 29, 2012. (File No. 120690)

THE COMMUNICATION WAS READ.

☐ Transmitting a message advising Council that Bill Nos. 120175, which was passed by Council on June 28, 2012, was signed by the Mayor on June 30, 2012. (File No. 120691)

THE COMMUNICATION WAS READ.

☐ Transmitting a message advising Council that Bill Nos. 120392 and 120561, which were passed by Council on June 28, 2012, was signed by the Mayor on July 10, 2012. (File No. 120692)

THE COMMUNICATION WAS READ.

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☐ Transmitting a message advising Council that Bill Nos. 120417, 120436, 120480, 120519 and 120550, which were passed by Council on July 17, 2012, was signed by the Mayor on July 17, 2012. (File No. 120693)

THE COMMUNICATION WAS READ.

☐ Transmitting a message advising Council that Bill Nos. 1120420, 120551, 120552, 120553 and 120554, which were passed by Council on June 21, 2012, was signed by the Mayor on August 20, 2012. (File No. 120694)

THE COMMUNICATION WAS READ.

☐ Transmitting a message advising Council that Bill Nos. 120056, 120214-A, 120278, 120328, 120331, 120413, 120414, 120415, 120416, 120421, 120427, 120428-A, 120435, 120490, 120518, 120520, 120521, 120522 and 120555, which were passed by Council on June 21, 2012, was signed by the Mayor on August 27, 2012. (File No. 120695)

THE COMMUNICATION WAS READ.

☐ August 27, 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 bill:

Bill No. 120635

Respectfully,
Michael A. Nutter,
Mayor
(File No. 120696)

THE COMMUNICATION WAS READ.

☐ September 11, 2012

**To The President and Members of
The Council of the City of Philadelphia:**

Today, September 11, 2012, I have signed bills 120145 and 120274, which were passed by Council at its session on June 21, 2012. I am writing to note a legal

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issue raised by these bills.

These bills purport to re-name two park facilities: Old Line Park, to be re-named “Jack Horgan and Memorial Field;” and Cobbs Creek Playground, to be renamed “Rufus O. Williams Memorial Playground.”


Both of these facilities were formerly under the jurisdiction of the Fairmount Park Commission and, by operation of the 2008 amendment to the Home Rule Charter consolidating the Park system with the Recreation Department, they are now under the jurisdiction of the Department of Parks and Recreation. The City Solicitor has advised that the power to name facilities subject to the former Fairmount Park's jurisdiction is vested solely in the Department of Parks and Recreation and that a City Council ordinance cannot control the Department's discretion regarding the naming of such facilities. A copy of the Solicitor's Opinion is attached.

I am advised that the re-namings in the two ordinances conform to the Department of Parks and Recreation's policies regarding the renaming of facilities and that the Department is in accord with Council regarding the specific proposed re-namings. For those reasons, I am signing the two ordinances, while noting the opinion of the Solicitor provide herewith. (File No. 120697)


THE COMMUNICATION WAS READ.

 Transmitting a message advising Council that Bill No. 120144, which was passed by Council on June 21, 2012, was signed by the Mayor on September 11, 2012. (File No. 120698)

THE COMMUNICATION WAS READ.

 Transmitting a message advising Council that Bill Nos. 120108, 120483 and 120531, which was passed by Council on June 28, 2012, was signed by the Mayor on September 11, 2012. (File No. 120699)

THE COMMUNICATION WAS READ.

 September 11, 2011

**To The President and Members of
The Council of the City of Philadelphia:**

For the following reasons, I am returning herewith to your Honorable Body as disapproved Bill No. 120489, which was passed by Council at its session on June 21, 2011.

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Bill No. 120489 would impose a four dollar surcharge on all parking tickets. It would direct that half of the revenue from the surcharge be used by the City for maintenance of recreation facilities and half be directed to the Philadelphia Parking Authority for taxicab regulation.

The City Solicitor has provided an opinion advising that although Council has clear authority to set the level of fines for parking violations, including the level of any "surcharges," state law and the City Charter govern the manner in which the revenue generated from those fines and surcharges is distributed. The opinion explains that there are two separate reasons - one based in state law, the other based in the Home Rule Charter - that the bill's provisions governing the distribution of revenue from the surcharge are invalid. A copy of the Solicitor's Opinion, which sets forth a detailed analysis of the issues, is attached for your reference.

In summary, the opinion states that the bill violates state law because state law provides a very clear formula for the distribution of revenue generated by the City's on-street parking system (which comes largely from metered parking and parking enforcement fines). This basic formula was recently readopted by the General Assembly in HB 254, which was signed into law by the Governor as Act 84 on July 2, 2012. Under that formula, the City receives a base amount; amounts above the base amount must be transferred directly to the School District of Philadelphia. In recent years, parking revenues have exceeded the base amount by several million dollars per year. Therefore, any additional revenue that flows from the system of on-street parking regulation must be transferred to the School District and the City does not have the authority to re-direct such revenue for the maintenance of City recreation facilities or to the Parking Authority for taxicab enforcement. I note that, apart from this legal reality, I support the provision to the District of parking enforcement revenue in excess of the revenue guaranteed the City, particularly given the severe financial limitations the District continues to face.

The bill also, separately, violates the City Charter because, even if any of the revenues from the surcharge did belong to the City, and not the School District, Council cannot direct that such revenue be spent in any particular manner, such as for transfer to the Parking Authority for taxicab regulation or for use by the City for recreation facilities. Determinations regarding how City revenue funds are spent are within the exclusive prerogative of the Administrative and Executive Branch of government, subject to appropriations made by Council pursuant to the terms and limitations of the Charter. The Solicitor has advised that pursuant to those terms and limitations, Council cannot direct that this particular revenue source be spent on recreation facilities or provided to the

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Parking Authority for taxicab regulation.

Moreover, the bill has a provision which says that if any one part of the bill is determined to be unlawful, the intent of Council is that it would not have wanted to pass the bill at all. Under this clear expression of Council's intent, the invalidity of the bill for just one reason would cause the entire bill to be null and void. Therefore, each of the two separate problems regarding direction of use of the surcharge revenue, combined with Council's express determination that the bill should be deemed "non-severable," causes the bill to be invalid and ineffective in its entirety.

I am aware that counsel for the Parking Authority has articulated an argument, at least with respect to the first of these legal infirmities, in support of the Parking Authority's view that the distribution of the surcharge authorized in the bill is authorized by law. I am advised by the Law Department, however, that this argument is without merit and that the surcharge imposed by the bill should be considered null and void.

In my view, the government should not be proposing a fine or "surcharge" in any situation where doing so is clearly unlawful. Enforcement of an unlawful surcharge would do a disservice to the members of the public who are unfairly charged and ultimately does a disservice to government, which loses credibility and legitimacy when it acts outside of the law. Invalid surcharges can of course be remedied by a lawsuit seeking to refund the money charged. But we should not put the public in the position of having to resort to a lawsuit to remedy such a clear inequity.

I recognize the desire of many to see an increase in funding for the Parks and Recreation Department, particular for facility maintenance. During the past several years, when we have been faced with severe financial constraints, we have not been able to invest as much as I would like in our Parks and Recreation system. Our capital budget for the current fiscal year, however, includes \$9.5 million of new funding for recreation facilities. Moreover, our operating budget includes an additional \$735,000 for personnel to work on basic facility maintenance. These personnel will focus this year on Fire and Police facilities. If this new program proves successful, we will explore ways to expand the program to other areas, like Parks and Recreation facilities. Consideration of expanding the program will take place in the context of the Fiscal Year 2014 budget.

With respect to revenue for taxicab enforcement, I am not particularly in favor of raising money for the regulation of taxis by adding a surcharge onto parking

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violations for drivers in the City; there is no correlation between parking in the City and the desire for greater taxicab enforcement. The cost of regulation of taxicabs should be built into the price of using taxicabs or should come from a funding source established by the Commonwealth, which controls the regulation of taxicabs and limousines in the City.


For the foregoing reasons I am returning to you disapproved Bill No. 120489.

Respectfully,

Michael A. Nutter,

Mayor (File No. 120700)

THE COMMUNICATION WAS READ.

 September 11, 2011

**To The President and Members of
The Council of the City of Philadelphia:**

For the following reasons, I am returning herewith to your Honorable Body as disapproved Bill No. 120396 and returning Bill No. 120395 without my signature; both of these bills were passed by Council at its session on June 21, 2011.

These two bills would authorize the owners of the bar and restaurant Finnigan's Wake (FW), located at 3rd and Spring Garden streets, to make certain changes to the exterior of the property, including changes that significantly impact the public right-of-way on two sides of the property. These proposals are part of remodeling plans intended to help develop a larger in-house catering business at the facility for weddings and other large events.

FW is bordered on one side by Spring Garden street and on another by Bodine street, a small side street that is in poor condition and that is not currently used for through traffic. Pursuant to Bill 120395 (the "Bodine street striking ordinance"), FW proposes to close Bodine street for traffic purposes, use a portion of the area for outdoor seating, landscape the area and dedicate a 6-foot-wide portion to public pedestrian use. The owner of the adjoining

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property across Bodine Street has apparently agreed to deed the entire pedestrian easement on Bodine street to FW. Pursuant to the terms of the ordinance, FW would take responsibility for maintenance of, and liability in connection with, the pedestrian walkway.

Pursuant to Bill 120396 (the "Spring Garden encroachment ordinance"), FW proposes to place a variety of encroachments in the sidewalk along the northern portion of Spring Garden street between Third and Bodine streets. The most significant of these encroachments would be 61 feet long balconies on the second and third floors of FW along Spring Garden street. The balconies would project 14 feet over, and be supported by columns in, the sidewalk. A vestibule would be constructed on the first floor occupying about ten feet of the length of the sidewalk and projecting about a third of the way into the sidewalk. Bollards and planters would run the course of the sidewalk. An entrance leading to the upper floors of FW would be built on Spring Garden at the intersection of Bodine street. The sum of these encroachments would appear to be enclosure of much of the sidewalk on Spring Garden between Bodine and Third Streets for use by FW and its patrons.

At both the Philadelphia City Planning Commission meeting and the Council Streets and Services hearing concerning the proposal, the Planning Commission and Streets Department made clear that they had significant concerns regarding the Spring Garden encroachment ordinance, primarily because so much of the sidewalk of Spring Garden street would be occupied for private use with no direct public benefit. The Administration generally expressed support for the Bodine street striking ordinance, with the suggestion that the pedestrian easement should be widened. By letter dated June 6, 2012, the Planning Commission formally communicated to Council support for the two ordinances, on the condition that the easement for Bodine street be widened and the balcony authorization be removed from the encroachment ordinance.

The Northern Liberties Neighbors Association, the main community organization representing residents in the area directly affected by the proposed expansion of FW, has consistently made clear that it opposes FW's plans in their current form and that there is significant community opposition to the proposal. Although the organization has expressed concerns about the plans for Bodine streets regarding the extent to which the pedestrian access will "feel" open to local residents, the organization has expressed most of its concerns about the extent of the grant of the public right-of-way in the Spring Garden street encroachment ordinance. This was clearly expressed at that Planning Commission meeting on the subject.

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The NLNA did not appear at the Council hearing on the bill. Although representations were made at the hearing regarding the opinion of the NLNA and residents in the affected area, as well as the extent to which further negotiations with the organization would take place, it is our understanding from speaking to the parties that there have not been significant substantive discussions between FW and the NLNA in the interim and that the NLNA remains opposed to the project in its current form.

It appears that some basic level of agreement that largely satisfies all parties might be worked out regarding the Bodine street proposal. In my view, however, we should not proceed with the Spring Garden encroachment ordinance's proposed dramatic dedication of the public-right-of-way to a primarily private use, particularly in the face of the opposition of the community resident association that represents the neighborhood most affected by the proposal.

For these reasons, I am returning Bill No. 120396 to you disapproved. Although the Bodine street striking proposal is not as problematic, it may have been premature to proceed with it; I am therefore allowing Bill 120395 to become law by returning it to you without my signature.

Respectfully,

Michael A. Nutter,
Mayor
(File No. 120701)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a resolution authorizing the Director of the Office of Supportive Housing, on behalf of the City of Philadelphia, to file a proposal for 2012 Emergency Solutions Grant Program funding with the Pennsylvania Department of Community and Economic Development. (File No. 120702)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the revision of lines and grades on a portion of Cikty Plan No. 224 by striking from the City Plan and vacating "A" Street from Erie Avenue to a cu-de-sac turnaround southwardly therefrom, under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 120703)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing and approving (i) the execution and delivery of a Service Agreement between the City of Philadelphia and the Philadelphia

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Authority for Industrial Development relating to the financing of the repayment of a certain deferred funding obligation, (ii) the issuance by the Philadelphia Authority for Industrial Development of bonds, notes or other evidences of indebtedness in one or more series, to finance repayment of such deferred funding obligation; and (iii) the obligation of the City of Philadelphia to pay in full when due the Service Fee and other amounts payable under the Service Agreement; authorizing certain City officers to take certain actions required to issue bonds, notes or other evidences of indebtedness; covenanting that the City of Philadelphia will make necessary appropriations in each of the City's fiscal years to provide for the Service Fee and other amounts due under the Service Agreement; and covenanting that the City of Philadelphia will make timely payments of the Service Fee and other amounts due under the Service Agreement; all under certain terms and conditions, accompanied by an explanatory letter from the City Treasurer. (File No. 120704)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill constituting the Thirteenth Supplemental Ordinance to the Amended and Restated General Airport Revenue Bond Ordinance; authorizing the Mayor, the City Controller and the City Solicitor, or a majority of them, to issue and sell one or more series or subseries of tax-exempt or taxable airport revenue bonds or notes of the City of Philadelphia, some or all of which may be used for the implementation of a commercial paper program; setting forth the use of proceeds; determining the sufficiency of pledged Amounts Available for Debt Service; covenanting for the payment of interest and principal; authorizing the Bond Committee to take certain action with regard to the terms and conditions of the airport revenue bonds or notes and related agreements and the elections under the Amended and Restated General Airport Revenue Bond Ordinance; authorizing the Director of Finance to take certain actions with regard to the sale of such airport revenue bonds or notes, the investment of the proceeds thereof and the City's continuing disclosure obligation; amending the Amended and Restated General Airport Revenue Bond Ordinance; and specifying applicability of sections of The First Class City Revenue Bond Act and the Amended and Restated General Airport Revenue Bond Ordinance, accompanied by an explanatory letter from the City Treasurer. (File No. 120705)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by making, revising, and consolidating certain regulations regarding flood protection, and by further repealing Chapter 10-1100A of The Philadelphia Code, entitled "Development in Defined Flood Plain Areas"; all under certain terms and conditions, accompanied by an explanatory letter from the Deputy Mayor for Economic Development. (File No. 120706)

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THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by revising certain provisions and definitions, and making technical changes, all relating to stream buffers, waterfront setbacks, and certain overlay districts; and further approving a Water Department Hydrology Map designating watercourses subject to waterfront setback requirements; all under certain terms and conditions, accompanied by an explanatory letter from the Deputy Mayor for Economic Development. (File No. 120707)

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 the westerly ten feet wide portion of Twenty-First Street from Race Street to Spring Street, under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner, accompanied by an explanatory letter from the Streets Commissioner. (File No. 120708)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill amending Chapter 11-300 of the Philadelphia Code, entitled “Board of Surveyors,” by adding a new section to revise and codify the notice requirements for public hearings held by the Board of Surveyors on changes in the City Plan, under certain term and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 120709)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the revision of lines and grades on a portion of City Plan No. 9-S by striking from the City Plan and vacating Senate Street from a point approximately one-hundred six feet west of Rosewood Street to its terminus westwardly therefrom, under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 120710)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the revision of lines and grades on a portion of City Plan No. 370 by striking from the City Plan Southampton Road from Bustleton Avenue to its terminus southeastwardly therefrom, under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 120711)

THE COMMUNICATION WAS READ.

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- ☐ Transmitting a bill authorizing the revision of lines and grades on a portion of City Plan No. 271 by relocating the southeasterly curblineline of Delaware Avenue, from Spring Garden Street to Ellen Street, a variable distance northwestwardly and relocating the southeasterly curblineline of Penn Street from Delaware Avenue to Ellen Street, sixteen feet northwestwardly, thereby increasing the width of the southeasterly footway areas of said Delaware Avenue and Penn Street, accompanied by an explanatory letter from the Streets Commissioner. (File No. 120712)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill amending Section 2 of an Ordinance (Bill No. 040511) approved June 21, 2004, entitled “An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 55 in the area bounded by Aramingo Avenue, Frankford Creek, and Adams Avenue, under certain terms and conditions,” by extending the period for compliance with the terms and conditions stated therein, accompanied by an explanatory letter from the Streets Commissioner. (File No. 120713)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing and directing the changing of the name of Preston Street, from Ludwick and Warren Streets to Lancaster Avenue, to Wallace Street, accompanied by an explanatory letter from the Streets Commissioner. (File No. 120714)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing and directing the changing of the name of University Avenue, from Woodland Avenue and Thirty-Ninth Street to University Avenue Extension, to Baltimore Avenue, and the changing of the name of University Avenue Extension, from University Avenue to Spruce Street, to University Avenue, accompanied by an explanatory letter from the Street Commissioner. (File No. 120715)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing KHP II Chestnut, LLC d/b/a Kimpton Hotels & Restaurants (“Owner”) to construct, own and maintain various right-of-way encroachments at 433-441 Chestnut Street, Philadelphia, PA (“Property”) under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 120716)

THE COMMUNICATION WAS READ.

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☐ Transmitting a bill authorizing Aquinas 2021 Chestnut Street L.P. to construct, own and maintain various encroachments within the city right-of-way on Chestnut Street between 20th Street and 21st Street and on Ranstead Street between 20th Street and 21st Street, adjacent to the premises at 2017-2023 Chestnut Street, under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 120717)

THE COMMUNICATION WAS READ.

☐ Transmitting a bill authorizing 2nd Street Brew House (“Owner”) to construct, own and maintain an open air sidewalk café at 1700 South 2nd Street (“Property”), under certain terms and conditions, accompanied by an explanatory letter from the Street Commssioner. (File No. 120718)

THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS

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

☐ **Bill No. 120646:** 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 establish the “Hero's Panel” to protect the dignity and legacy of fallen police officers, firefighters and paramedics for the purpose of responsibly determining whether a police officer, firefighter or paramedic has died in the line of duty; 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 Kenney Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Kenney, Squilla and O'Neill:

☐ **Resolution No. 120662:** Resolution Honoring the extraordinary, heroic efforts of Firefighter Francis Cheney of the Philadelphia Fire Department's Ladder 10.

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

☐ **Resolution No. 120663:** Resolution Authorizing the Committee on Labor and Civil Service to hold public hearings reviewing the positive economic impact of workplace non-discrimination and equal benefits policies, which protect all

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employees, regardless of their sexual orientation, gender identity, or gender expression.

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

Resolution No. 120664: Resolution Proposing an amendment to The Philadelphia Home Rule Charter to provide within civil service regulations for the establishment of the “Hero's Panel” to protect the dignity and legacy of fallen police officers, firefighters and paramedics for the purpose of responsibly determining whether a police officer, firefighter or paramedic has died in the line of duty, 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 Blackwell Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Blackwell, Jones and Johnson:

Resolution No. 120665: Resolution Calling on the City Council Committee on Education to Hold Hearings Concerning the Boston Consulting Group's (BCG) Report to the School Reform Commission (SRC) Titled: *Transforming Philadelphia's Public Schools: Key Findings and Recommendations*, in Addition to the School District of Philadelphia's (SDP) *Five Year Financial Plan: Fiscal Years 2013-2017*.

Councilmember Henon Introduced and Referred the following Bill, Sponsored by Councilmembers Henon, Jones, Green, Greenlee, Quiñones Sánchez and Tasco:

Bill No. 120647: An Ordinance Amending Title 4 of The Philadelphia Code, entitled “The Philadelphia Building Construction and Occupancy Code,” by repealing Subcode PM, entitled “The Philadelphia Property Maintenance Code,” and adopting and incorporating, with certain additions, deletions and amendments, the 2009 International Property Maintenance Code as the Philadelphia Property Maintenance Code; further amending Title 9 of The Philadelphia Code, entitled “Regulation of Businesses, Trades, and Professions,” to recodify, consolidate, revise, modify, and set forth provisions regulating certain or all rental properties and tenants thereof and certain or all vacant properties, previously set forth by the Philadelphia Property Maintenance Code and other provisions; and further making technical and conforming amendments throughout The Philadelphia Code; all under certain terms and conditions.

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

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

- ☐ **Resolution No. 120666:** Resolution Authorizing City Council's Committee of the Whole to hold public hearings on the procedures that the City currently employs to collect delinquent taxes, the effectiveness or shortcomings of those procedures, and the additional measures and resources required to improve the system for collecting delinquent taxes.

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

- ☐ **Resolution No. 120667:** Resolution Declaring October as “Domestic Violence Awareness Month.”

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

- ☐ **Resolution No. 120668:** Resolution Authorizing the Director of the Office of Supportive Housing, on behalf of the City of Philadelphia, to file a proposal for 2012 Emergency Solutions Grant Program funding with the Pennsylvania Department of Community and Economic Development.

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

- ☐ **Bill No. 120648:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 9-S by striking from the City Plan and vacating Senate Street from a point approximately one-hundred six feet west of Rosewood Street to its terminus westwardly therefrom, under certain terms and conditions.

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

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

- ☐ **Resolution No. 120669:** Resolution Honoring, recognizing and commending Mothers In Charge, Inc. for its leadership in providing community advocacy and support in the fight to end violent crime.

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

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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 Thirty-sixth 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 improvement in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

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

Resolution No. 120672: 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 Thirty-sixth 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 improvement in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

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

Resolution No. 120673: Resolution Urging Governor Corbett to take action to address Pennsylvania's transportation funding needs by implementing the cost-saving and revenue producing provisions outlined in the Governor's Transportation Funding Advisory Commission Report of 2011.

Councilmember Quiñones Sánchez Introduced and Referred the following Bill, Sponsored by Councilmember Quiñones Sánchez:

Bill No. 120649: An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 224 by striking from the City Plan and vacating "A" Street from Erie Avenue to a cul-de-sac turnaround southwardly therefrom, under certain terms and conditions.

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

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

Resolution No. 120674: Resolution Honoring and recognizing Boxer Danny

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

Resolution No. 120675: 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 Seventh, Eighteenth, Nineteenth, Twenty-third, Thirty-seventh and Forty-third 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.

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

Bill No. 120650: An Ordinance Amending Chapter 19-200 of The Philadelphia Code, entitled "City Funds - Deposits, Investments, Disbursements," by authorizing the establishment of a Responsible Banking Review Committee; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

Bill No. 120651: An Ordinance Amending Chapter 19-1300 of The Philadelphia Code, entitled "Real Estate Taxes," by reducing the amount of real estate taxes to be exempted for certain improvements to, or construction of, certain residential, commercial, industrial or other business properties; and by reducing the duration of such exemptions; all under certain terms and conditions.

DISCUSSION - COUNCILMEMBER GOODE - BILL NO. 120651 - (SEE NOTES OF TESTIMONY).

THE BILL WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

Resolution No. 120676: Resolution Recognizing October as Parent and Family

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Councilmember Reynolds Brown Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Reynolds Brown, Johnson and Quiñones Sánchez:

- 📄 **Resolution No. 120677:** Resolution Recognizing and Congratulating the Brandywine Workshop on its 40th Anniversary and the *“Full Spectrum: Prints from the Brandywine Workshop”* Exhibit at the Philadelphia Museum of Art.

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

- 📄 **Resolution No. 120678:** Resolution Authorizing Council's Committee on Public Safety to hold hearings to investigate how to properly mitigate the proliferation of street peddling by minor children under the age of 18 in the City of Philadelphia, so as to promote a range of public objectives from traffic flow to business regulation, and most importantly of all to ensure the safety and welfare of the children of Philadelphia, while directing youthful energy toward instructive and community activities.

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

- 📄 **Resolution No. 120679:** Resolution Authorizing the Committee on Public Safety to hold hearings to investigate Human Trafficking in the City of Philadelphia.

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

- 📄 **Bill No. 120643:** An Ordinance Authorizing and approving (i) the execution and delivery of a Service Agreement between the City of Philadelphia and the Philadelphia Authority for Industrial Development relating to the financing of the repayment of a certain deferred funding obligation, (ii) the issuance by the Philadelphia Authority for Industrial Development of bonds, notes or other evidences of indebtedness in one or more series, to finance repayment of such deferred funding obligation; and (iii) the obligation of the City of Philadelphia to pay in full when due the Service Fee and other amounts payable under the Service Agreement; authorizing certain City officers to take certain actions required to issue bonds, notes or other evidences of indebtedness; covenanting that the City of Philadelphia will make necessary appropriations in each of the City's fiscal years to provide for the Service Fee and other amounts due under the Service Agreement; and covenanting that the City of Philadelphia will make

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timely payments of the Service Fee and other amounts due under the Service Agreement; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

Bill No. 120644: An Ordinance Constituting the Thirteenth Supplemental Ordinance to the Amended and Restated General Airport Revenue Bond Ordinance; authorizing the Mayor, the City Controller and the City Solicitor, or a majority of them, to issue and sell one or more series or subseries of tax-exempt or taxable airport revenue bonds or notes of the City of Philadelphia, some or all of which may be used for the implementation of a commercial paper program; setting forth the use of proceeds; determining the sufficiency of pledged Amounts Available for Debt Service; covenanting for the payment of interest and principal; authorizing the Bond Committee to take certain action with regard to the terms and conditions of the airport revenue bonds or notes and related agreements and the elections under the Amended and Restated General Airport Revenue Bond Ordinance; authorizing the Director of Finance to take certain actions with regard to the sale of such airport revenue bonds or notes, the investment of the proceeds thereof and the City's continuing disclosure obligation; amending the Amended and Restated General Airport Revenue Bond Ordinance; and specifying applicability of sections of The First Class City Revenue Bond Act and the Amended and Restated General Airport Revenue Bond Ordinance.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

Bill No. 120645: An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by making, revising, and consolidating certain regulations regarding flood protection, and by further repealing Chapter 10-1100A of The Philadelphia Code, entitled "Development in Defined Flood Plain Areas"; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.


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

Bill No. 120652: An Ordinance Amending Title 19 of The Philadelphia Code, entitled "Finance, Taxes and Collections," to increase the penalties due on certain

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THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

-  **Bill No. 120653:** An Ordinance Authorizing Aquinas 2021 Chestnut Street L.P. to construct, own and maintain various encroachments within the City right-of-way on Chestnut Street between 20th Street and 21st Street and on Ranstead Street between 20th Street and 21st Street, adjacent to the premises at 2017-2023 Chestnut Street, under certain terms and conditions.


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

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

-  **Bill No. 120654:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by revising certain provisions and definitions, and making technical changes, all relating to stream buffers, waterfront setbacks, and certain overlay districts; and further approving a Water Department Hydrology Map designating watercourses subject to waterfront setback requirements; all under certain terms and conditions.


THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

-  **Bill No. 120655:** An Ordinance Amending The Philadelphia Code to impose certain requirements on exterminators of honeybees, including certain training requirements, all under certain terms and conditions.

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

Councilmember Jones Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Jones, O'Brien, Tasco and Squilla:

-  **Resolution No. 120680:** Resolution Recognizing October 2012 as "Crime Prevention Month."

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

-  **Resolution No. 120681:** Resolution Proclaiming September 2012 as "National Alcohol and Drug Addiction Recovery Month" and encouraging participation in

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promoting the societal benefits of alcohol and drug use disorder treatment, applauding the contributions of treatment providers and promoting the message that recovery from alcohol and drug use disorders in all its forms is possible.

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

- Resolution No. 120682:** Resolution Recognizing and honoring the efforts of all our Philadelphia Area Summer Olympic Athletes for their positive contribution to national and local sports.

Councilmember Jones Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Jones, Quiñones Sánchez and Tasco:

- Resolution No. 120683:** Resolution Honoring Alaysha Claiborne, the youngest Pennsylvania Delegate to the 2012 Democratic National Convention, for her faith and commitment in the political process.

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

- Resolution No. 120684:** Resolution Supporting the National Minority Business Development Agency and recognizing October 1st through 5th, 2012 as Philadelphia Minority Enterprise Development Week which provides critical information to foster the growth and competitiveness of the minority business community.

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

- Bill No. 120657:** An Ordinance Authorizing PNC Bank, NA (“Owner”) to construct, use and maintain encroachments within the right-of-way on South Street between 10th Street and Alder Street and on Alder Street between South Street and Bainbridge Street (“Property”), under certain terms and conditions.

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

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

- Bill No. 120658:** An Ordinance Authorizing 2nd Street Brew House (“Owner”) to construct, own and maintain an open air sidewalk café at 1700 South 2nd Street (“Property”), under certain terms and conditions.

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

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

- 📄 **Bill No. 120659:** An Ordinance Authorizing KHP II Chestnut, LLC d/b/a Kimpton Hotels & Restaurants (“Owner”) to construct, own and maintain various right-of-way encroachments at 433-441 Chestnut Street, Philadelphia, PA (“Property”) under certain terms and conditions.

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

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

- 📄 **Bill No. 120660:** An Ordinance Amending Section 2 of an Ordinance (Bill No. 040511) approved June 21, 2004, entitled “An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 55 in the area bounded by Aramingo Avenue, Frankford Creek, and Adams Avenue, under certain terms and conditions,” by extending the period for compliance with the terms and conditions stated therein.

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

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

- 📄 **Bill No. 120661:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 271 by relocating the southeasterly curblines of Delaware Avenue, from Spring Garden Street to Ellen Street, a variable distance northwestwardly and relocating the southeasterly curblines of Penn Street from Delaware Avenue to Ellen Street, sixteen feet northwestwardly, thereby increasing the width of the southeasterly footway areas of said Delaware Avenue and Penn Street.

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

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

- 📄 **Resolution No. 120685:** Resolution Recognizing, Honoring, Celebrating, and Thanking Mr. Robert N.C. Nix, III, for more than 25 years of his dedicated service and leadership on the Fairmount Park Commission.

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

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- 📄 Club Valiants, Incorporated on Their 50th Anniversary and the Premiere of their Documentary, “Club Valiants, Inc. 50 Years of Keeping the Fire Burning For Justice.”

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

- 📄 **Resolution No. 120687:** Resolution Recognizing, Honoring, and Celebrating Richard L. Wade on the occasion of his being honored with the Cliveden Heritage Award.

Councilmember Oh Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution for Councilmember Council President Clarke, Sponsored by Councilmembers Oh, Greenlee, Goode, Bass, Jones, Quiñones Sánchez, Kenney, Johnson, Squilla, Blackwell, Reynolds Brown, Henon, O'Brien, Tasco, Green and O'Neill:

- 📄 **Resolution No. 120688:** Resolution Recognizing and Honoring Corporal Michael Joseph Crescenz as the only Philadelphian to receive the Congressional Medal of Honor for his service during the Vietnam War.

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

- 📄 **Resolution No. 120689:** Resolution Recognizing, Honoring, and Celebrating Marvin Barrish for his inspirational life and long-time commitment to improving the lives of others in the Philadelphia Area.

REPORTS FROM COMMITTEES

COMMITTEE ON COMMERCE AND ECONOMIC DEVELOPMENT

- 📄 **Bill No. 120616:** An Ordinance Amending Chapter 17-1500 of The Philadelphia Code, entitled “Annual Disparity Study and Participation Goals,” by requiring certain additional information to be included in the Finance Director's required annual report, under certain terms and conditions.

COUNCILMEMBER GOODE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 120616.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

SPECIAL BUSINESS

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Bill No. 120396: An Ordinance Authorizing Northern Liberties Auction, Inc. (“Owner”) to construct, use and maintain various encroachments within the right-of-way on the north sidewalk of Spring Garden Street between N. Third Street and Bodine Street (“Property”), under certain terms and conditions.

THE BILL WAS READ.

Councilmember Squilla

moved that the Council reconsider Bill No. 120396, which was approved the City Council on June 21, 2012.

THE MOTION WAS DULY SECONDED AND AGREED TO.

RECONSIDERED AT THE END OF TODAY'S CALENDAR.

INTRODUCTION OF BILLS AND RESOLUTIONS

DISCUSSION - Councilmember O'Neill introduces Bill No. 120656 on behalf of Council President Clarke - (SEE NOTES OF TESTIMONY).

Councilmember O'Neill Introduced and Referred the following Bill, Sponsored by Councilmember O'Neill:

Bill No. 120656: An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by revising lot area and parking requirements in certain districts, and making technical changes, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

CONSIDERATION OF THE CALENDAR

BILLS ON FIRST READING

Bill No. 120616: An Ordinance Amending Chapter 17-1500 of The Philadelphia Code, entitled “Annual Disparity Study and Participation Goals,” by requiring certain additional information to be included in the Finance Director's required annual report, under certain terms and conditions.

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

PUBLIC COMMENT

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The following persons provided public comment on September 13, 2012:

Name and Comment Subject


Ralanda King (None)

(See Notes of Testimony for full comment.)


BILLS AND RESOLUTIONS ON FINAL PASSAGE

-  **Resolution No. 120662:** Resolution Honoring the extraordinary, heroic efforts of Firefighter Francis Cheney of the Philadelphia Fire Department's Ladder 10.


THE RESOLUTION WAS ADOPTED.

-  **Resolution No. 120663:** Resolution Authorizing the Committee on Labor and Civil Service to hold public hearings reviewing the positive economic impact of workplace non-discrimination and equal benefits policies, which protect all employees, regardless of their sexual orientation, gender identity, or gender expression.


THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON LABOR AND CIVIL SERVICE.

-  **Resolution No. 120665:** Resolution Calling on the City Council Committee on Education to Hold Hearings Concerning the Boston Consulting Group's (BCG) Report to the School Reform Commission (SRC) Titled: *Transforming Philadelphia's Public Schools: Key Findings and Recommendations*, in Addition to the School District of Philadelphia's (SDP) *Five Year Financial Plan: Fiscal Years 2013-2017*.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON EDUCATION.

-  **Resolution No. 120666:** Resolution Authorizing City Council's Committee of the Whole to hold public hearings on the procedures that the City currently employs to collect delinquent taxes, the effectiveness or shortcomings of those procedures, and the additional measures and resources required to improve the system for collecting delinquent taxes.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE OF THE WHOLE.

-  **Resolution No. 120667:** Resolution Declaring October as "Domestic Violence Awareness Month."

THE RESOLUTION WAS ADOPTED.

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- ☐ **Resolution No. 120669:** Resolution Honoring, recognizing and commending Mothers In Charge, Inc. for its leadership in providing community advocacy and support in the fight to end violent crime.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 120670:** Resolution Authorizing City Council's Joint Committees on Public Safety and Public Health and Human Services to hold hearings to examine the effects of gun violence on Philadelphians and the City of Philadelphia's plan to reduce violent crime.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE JOINT COMMITTEES ON PUBLIC SAFETY AND PUBLIC HEALTH AND HUMAN SERVICES.

- ☐ **Resolution No. 120674:** Resolution Honoring and recognizing Boxer Danny "Swift" Garcia on his unification of the World Light Welterweight Title.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 120676:** Resolution Recognizing October as Parent and Family Appreciation Month.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 120677:** Resolution Recognizing and Congratulating the Brandywine Workshop on its 40th Anniversary and the "*Full Spectrum: Prints from the Brandywine Workshop*" Exhibit at the Philadelphia Museum of Art.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 120678:** Resolution Authorizing Council's Committee on Public Safety to hold hearings to investigate how to properly mitigate the proliferation of street peddling by minor children under the age of 18 in the City of Philadelphia, so as to promote a range of public objectives from traffic flow to business regulation, and most importantly of all to ensure the safety and welfare of the children of Philadelphia, while directing youthful energy toward instructive and community activities.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON PUBLIC SAFETY.

- ☐ **Resolution No. 120679:** Resolution Authorizing the Committee on Public Safety to hold hearings to investigate Human Trafficking in the City of Philadelphia.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON PUBLIC SAFETY.

- ☐ **Resolution No. 120680:** Resolution Recognizing October 2012 as "Crime Prevention Month."

THE RESOLUTION WAS ADOPTED.

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☐ **Resolution No. 120681:** Resolution Proclaiming September 2012 as “National Alcohol and Drug Addiction Recovery Month” and encouraging participation in promoting the societal benefits of alcohol and drug use disorder treatment, applauding the contributions of treatment providers and promoting the message that recovery from alcohol and drug use disorders in all its forms is possible.

THE RESOLUTION WAS ADOPTED.

INTRODUCTION OF BILLS AND RESOLUTIONS

DISCUSSION - COUNCILMEMBER JOHNSON - RESOLUTION ON GUN VIOLENCE - (SEE NOTES OF TESTIMONY).

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

☐ **Resolution No. 120670:** Resolution Authorizing City Council's Joint Committees on Public Safety and Public Health and Human Services to hold hearings to examine the effects of gun violence on Philadelphians and the City of Philadelphia's plan to reduce violent crime.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE JOINT COMMITTEES ON PUBLIC SAFETY AND PUBLIC HEALTH AND HUMAN SERVICES.

☐ **Resolution No. 120682:** Resolution Recognizing and honoring the efforts of all our Philadelphia Area Summer Olympic Athletes for their positive contribution to national and local sports.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 120683:** Resolution Honoring Alaysha Claiborne, the youngest Pennsylvania Delegate to the 2012 Democratic National Convention, for her faith and commitment in the political process.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 120684:** Resolution Supporting the National Minority Business Development Agency and recognizing October 1st through 5th, 2012 as Philadelphia Minority Enterprise Development Week which provides critical information to foster the growth and competitiveness of the minority business community.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 120685:** Resolution Recognizing, Honoring, Celebrating, and Thanking Mr. Robert N.C. Nix, III, for more than 25 years of his dedicated service and leadership on the Fairmount Park Commission.

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THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 120686:** Resolution Recognizing, Honoring, And Celebrating Club Valiants, Incorporated on Their 50th Anniversary and the Premiere of their Documentary, “Club Valiants, Inc. 50 Years of Keeping the Fire Burning For Justice.”

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 120687:** Resolution Recognizing, Honoring, and Celebrating Richard L. Wade on the occasion of his being honored with the Cliveden Heritage Award.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 120688:** Resolution Recognizing and Honoring Corporal Michael Joseph Crescenz as the only Philadelphian to receive the Congressional Medal of Honor for his service during the Vietnam War.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 120689:** Resolution Recognizing, Honoring, and Celebrating Marvin Barrish for his inspirational life and long-time commitment to improving the lives of others in the Philadelphia Area.

THE RESOLUTION WAS ADOPTED.

BILLS AND RESOLUTIONS ON SECOND READING AND FINAL PASSAGE

📄 **Bill No. 120562, as amended:** An Ordinance Authorizing the Bond Committee to sell bonds at public or private negotiated sale, to provide funds toward various capital municipal purposes; providing for appropriations to the Sinking Fund Commission for the payment of such bonds; authorizing agreements to provide credit or payment or liquidity sources for the bonds in connection with issuance of the bonds, and certain other actions; providing for obtaining the consent of the electors to increasing the indebtedness of the City; and fixing a day and providing for arrangements for holding the election for obtaining such consent.

DISCUSSION - COUNCIL PRESIDENT CLARKE - (SEE NOTES OF TESTIMONY).

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Nays: 0

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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

SPECIAL BUSINESS

Councilmember Squilla

moved that the vote by which Bill No. 120396 passed Council be reconsidered.


THE MOTION WAS DULY SECONDED AND AGREED TO.

 **Bill No. 120396:** An Ordinance Authorizing Northern Liberties Auction, Inc. (“Owner”) to construct, use and maintain various encroachments within the right-of-way on the north sidewalk of Spring Garden Street between N. Third Street and Bodine Street (“Property”), under certain terms and conditions.

THE BILL WAS RECONSIDERED.

THE BILL AGAIN BEING BEFORE THE COUNCIL, THE QUESTION BEING: SHALL THE BILL NO. 120396 PASS NOTWITHSTANDING THE DISAPPROVAL OF THE MAYOR?

ON THE RECONSIDERATION OF THE VOTE BY WHICH BILL NO. 120396 PASSED COUNCIL, THE CLERK WILL CALL THE ROLL.

 **Bill No. 120396:** An Ordinance Authorizing Northern Liberties Auction, Inc. (“Owner”) to construct, use and maintain various encroachments within the right-of-way on the north sidewalk of Spring Garden Street between N. Third Street and Bodine Street (“Property”), under certain terms and conditions.

THE BILL WAS READ.

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

SPEECHES

COUNCILMEMBER JONES, TASCO, BLACKWELL, HENON, JOHNSON, KENNEY, GREEN AND BASS - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.

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