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COUNCIL OF THE CITY OF PHILADELPHIA
STATED MEETING

Room 400, City Hall
Philadelphia, Pennsylvania
Thursday, November 17, 2011
10:10 a.m.

PRESENT:

- COUNCIL PRESIDENT ANNA C. VERNA
- COUNCILWOMAN JANNIE BLACKWELL
- COUNCILMAN DARRELL CLARKE
- COUNCILMAN FRANK DiCICCO
- COUNCILMAN W. WILSON GOODE, JR.
- COUNCILMAN BILL GREEN
- COUNCILMAN WILLIAM K. GREENLEE
- COUNCILMAN CURTIS JONES, JR.
- COUNCILMAN JACK KELLY
- COUNCILMAN JAMES KENNEY
- COUNCILWOMAN JOAN L. KRAJEWSKI
- COUNCILWOMAN DONNA REED MILLER
- COUNCILMAN BRIAN J. O'NEILL
- COUNCILWOMAN BLONDELL REYNOLDS BROWN
- COUNCILMAN FRANK RIZZO, JR.
- COUNCILWOMAN MARIAN B. TASCO

MICHAEL A. DECKER, CHIEF CLERK

- - -

1

2

COUNCIL PRESIDENT VERNA: Good

3

morning. I note that the hour has come

4

and that a quorum of this Council is

5

present.

6

Council will come to order.

7

Members will take their seats, and

8

visitors will retire to the seats outside

9

the rails.

10

To give our invocation this

11

morning, the Chair recognizes Bishop Mary

12

Floyd Palmer of Samaritan Temple. She is

13

here today as the guest of Councilwoman

14

Blackwell.

15

I would ask all members and

16

guests to please rise.

17

(Members and guests rise.)

18

BISHOP PALMER: I'm excited

19

this morning to be able to give the

20

invocation and was dubiously told to let

21

you all know that I bring you greetings

22

from my father and he wishes his

23

blessings as well, Reverend Dr. Melvin

24

Floyd, and we are happy to be

25

representing and give the prayer for City

1 11/17/11 - STATED - INVOCATION

2 Council this morning.

3 May we bow our heads.

4 Oh God, our help in ages past,
5 our hope for years to come, a shelter
6 from the stormy blast and our eternal
7 home. God, our creator, Jesus, our
8 Redeemer, the Holy Ghost, our keeper, we
9 are grateful to be alive today to even
10 come into this place.

11 Now we ask, God, that you will
12 touch each Councilmember, each elected
13 official and those that are assisting
14 them in their daily duties. We ask that
15 you will pour into them wisdom as they
16 make decisions that will impact not only
17 decisionry, but the spirit of this great
18 city.

19 We thank you for them and for
20 what they plan to bring, but, more
21 importantly, we thank you for allowing
22 them to be able to serve.

23 Now we ask that the proceedings
24 today will be done decently and in order,
25 and at the end of the day, we'll be able

1 11/17/11 - STATED - APPROVAL OF JOURNAL

2 to say thank you, God, in this festive
3 season of holiday cheer.

4 Touch each one, and we will be
5 able to give you the glory, the honor and
6 the praise. And it's in your name,
7 Jesus, we do pray.

8 Amen.

9 (Amen.)

10 COUNCIL PRESIDENT VERNA: The
11 Chair thanks the Bishop for her
12 invocation.

13 Council will be at ease.

14 (Council at ease.)

15 COUNCIL PRESIDENT VERNA: The
16 next order of business is the approval of
17 the Journal of the meeting of Thursday,
18 November 3rd, 2011.

19 The Chair recognizes
20 Councilwoman Tasco.

21 COUNCILWOMAN TASCO: Thank you,
22 Madam President. I move that the Journal
23 of the meeting of Thursday, November the
24 3rd be approved.

25 (Duly seconded.)

1 11/17/11 - STATED - LEAVES

2 COUNCIL PRESIDENT VERNA: It
3 has been moved and properly seconded that
4 the Journal of the meeting of Thursday,
5 November 3rd, 2011 stand approved.

6 All in favor will indicate by
7 saying aye.

8 (Aye.)

9 COUNCIL PRESIDENT VERNA: Those
10 opposed?

11 (No response.)

12 COUNCIL PRESIDENT VERNA: The
13 ayes have it, and the Journal is
14 approved.

15 The next order of business is
16 requests for leaves of absence, and the
17 Chair recognizes Councilwoman Tasco.

18 COUNCILWOMAN TASCO: Thank you,
19 Madam President. On behalf of the
20 majority, a leave of absence is requested
21 by Councilwoman Maria Quinones-Sanchez.

22 COUNCIL PRESIDENT VERNA: The
23 Chair thanks the Councilwoman. Leave
24 will be granted.

25 The Chair recognizes Councilman

1 11/17/11 - STATED - PRESENTATIONS

2 O'Neill.

3 COUNCILMAN O'NEILL: Madam
4 President, on behalf of the republicans,
5 there are no requests for leave of
6 absence.

7 COUNCIL PRESIDENT VERNA: The
8 Chair thanks the gentleman.

9 The Chair will dispense with
10 the regular order of business to
11 recognize the guests and visitors joining
12 us in Chambers this morning. On behalf
13 of all members of City Council, I welcome
14 you to our Council session. We
15 appreciate your taking the time to join
16 us as we attend to the legislative
17 affairs of our city.

18 The Chair now recognizes
19 Councilwoman Miller, who will present a
20 resolution proclaiming November 2011 as
21 American Diabetes Month. Would Ms. Renee
22 Cozart and those accompanying her please
23 join the Councilwoman at the podium.

24 I see that Councilwoman Miller
25 is being accompanied by Councilwoman

1 11/17/11 - STATED - PRESENTATIONS

2 Tasco.

3 The Chair recognizes

4 Councilwoman Miller.

5 COUNCILWOMAN MILLER: Thank
6 you. Thank you, Madam President.

7 Proclaiming November 2011 as
8 "American Diabetes Month."

9 The City Council of
10 Philadelphia designates the month of
11 November 2011 as "American Diabetes
12 Month" in Philadelphia and reminds
13 Philadelphians that there are steps that
14 they can take to reduce the risk of
15 becoming diabetic.

16 Whereas, the number of
17 individuals with diabetes continues to
18 rise, making the disease a serious and
19 expensive health problem in Philadelphia;
20 and

21 Whereas, studies show many
22 cases of diabetes can be delayed or
23 prevented if people adopt some basic
24 healthy behaviors; and

25 Whereas, we want every

1 11/17/11 - STATED - PRESENTATIONS

2 Philadelphian to know the risk factors,
3 the impacts on their health and how the
4 disease can be managed; and

5 Whereas, diabetes is a chronic
6 disease that occurs when a person's
7 pancreas does not produce or stops
8 producing insulin (Type 1 diabetic), or
9 is not producing enough insulin and/or
10 the body cannot use it (Type 2 diabetes);
11 and

12 Whereas, although the causes of
13 diabetes are not certain, genetics and
14 life-style factors such as obesity and a
15 lack of physical activity are related to
16 its development; and

17 Whereas, diabetes affects 24
18 million people in the United States,
19 including nearly 800,000 in Pennsylvania;
20 and

21 Whereas, new federal data shows
22 a 90 percent increase in the number of
23 diabetic cases reported nationally over
24 the past decade; and

25 COUNCILWOMAN TASCO: Whereas,

1 11/17/11 - STATED - PRESENTATIONS

2 this growth is a key contributor to
3 rising health care costs. According to a
4 recent report by the American Diabetes
5 Association, diabetes cost \$174 billion
6 nationally in 2007 in direct costs and
7 productivity losses, up from \$132 billion
8 the previous year; and

9 Whereas, the Pennsylvania
10 Diabetes Action Partnership, convened by
11 the Pennsylvania Department of Health,
12 focuses on increasing the quality of life
13 for individuals with diabetes and
14 preventing its onset by working through a
15 partnership of more than 300
16 organizations and individuals across the
17 state to implement the objectives of the
18 statewide Pennsylvania Diabetes Action
19 Plan; and

20 Therefore, in order to work
21 toward achieving this goal here in
22 Philadelphia, we do hereby declare the
23 month of November as "American Diabetes
24 Month" and remind Philadelphians that
25 there are steps that they can take to

1 11/17/11 - STATED - PRESENTATIONS

2 reduce the risk of becoming diabetic; and

3 COUNCILWOMAN MILLER: Be it
4 resolved, by the City Council of
5 Philadelphia, that the month of November
6 2011 be declared "American Diabetes
7 Month" in Philadelphia; and

8 Further resolved, that an
9 engrossed copy of this resolution be
10 presented to the American Diabetic
11 Association as further evidencing the
12 sincere admiration and gratitude of this
13 legislative body.

14 Thank you.

15 (Applause.)

16 COUNCIL PRESIDENT VERNA: The
17 Chair recognizes Ms. Cozart for remarks.

18 MS. COZART: We're so grateful
19 to this body for understanding and
20 recognizing the emotional, physical and
21 financial toll of diabetes. We
22 appreciate your support and your
23 continued leadership in helping us find
24 ways for cures and for prevention.

25 Thank you so much.

1 11/17/11 - STATED - PRESENTATIONS

2 (Applause.)

3 COUNCIL PRESIDENT VERNA:

4 Council will be at ease.

5 (Council at ease.)

6 (Audience members yelling.)

7 (Pause.)

8 COUNCIL PRESIDENT VERNA: At

9 this time, the Chair recognizes

10 Councilwoman Tasco, who will present a

11 resolution --

12 (Audience members yelling.)

13 COUNCIL PRESIDENT VERNA: Just

14 a moment, please.

15 (Audience members yelling.)

16 COUNCIL PRESIDENT VERNA:

17 Excuse me, please. Excuse me. Please.

18 (Audience members yelling.)

19 (Pause.)

20 COUNCIL PRESIDENT VERNA: The

21 Chair recognizes Councilwoman Miller.

22 COUNCILWOMAN MILLER: Madam

23 President, I'd like --

24 (Audience members yelling.)

25 COUNCIL PRESIDENT VERNA: Just

1 11/17/11 - STATED - PRESENTATIONS

2 a moment, please.

3 (Audience members yelling.)

4 COUNCIL PRESIDENT VERNA:

5 Councilwoman Miller, I know you have to
6 leave.

7 (Audience members yelling.)

8 COUNCILWOMAN MILLER: I'd like
9 to be excused to attend important
10 business, and I'll be voting aye on all
11 bills and resolutions.

12 COUNCIL PRESIDENT VERNA: Thank
13 you. Leave will be granted.

14 (Audience members yelling.)

15 (Pause.)

16 COUNCIL PRESIDENT VERNA: Just
17 a --

18 (Audience members yelling.)

19 (Pause.)

20 COUNCIL PRESIDENT VERNA: We're
21 back into business.

22 The Chair recognizes
23 Councilwoman Tasco, who will present a
24 resolution naming the 2000 block of East
25 Tulpehocken Street as Reverend Joseph C.

1 11/17/11 - STATED - PRESENTATIONS
2 Aiken Way. Would Ms. Jayne Aiken, Bishop
3 Pastor Kevin Aiken and Pastor Carlton
4 Aiken, Sr. and those accompanying them
5 please join the Councilwoman at the
6 podium.

7 The Chair recognizes
8 Councilwoman Tasco.

9 COUNCILWOMAN TASCO: Thank you,
10 Madam President.

11 This morning we're here to
12 honor the Upper Room Baptist Church,
13 which is in the 9th District, and I have
14 a great affinity and love for that
15 church. It's where I made my first
16 announcement when I ran for Council back
17 in 1987, with Bishop Joseph Aiken being a
18 strong supporter and a friend and a great
19 leader in the West Oak Lane area, but his
20 power and love and work extended
21 throughout the City and these United
22 States.

23 So I am here this morning
24 presenting this resolution naming the
25 2000 block of East Tulpehocken Street as

1 11/17/11 - STATED - PRESENTATIONS

2 "Joseph C. Aiken, Sr. Way."

3 Whereas, born on July 11th,
4 1936 in Wilberforce, Ohio, where his
5 father attended college, Bishop Joseph C.
6 Aiken, Sr. was the son of the late
7 Reverend George D. Aiken and Lessie E.
8 Aiken; and

9 Whereas, Bishop Aiken was a
10 graduate of Northeast High School and
11 Benjamin Franklin Business School and
12 received an A.S. Degree in Christian
13 Education from the Philadelphia College
14 of Bible, a Master's in Christian
15 Education from Grace Theological Seminary
16 and an honorary Doctorate of Theology
17 from the Biblical Theological Seminary;
18 and

19 Whereas, Bishop Aiken was
20 baptized at the age of 13 by his father,
21 served as a youth usher and sang in the
22 church choir, and at 17, he and his
23 brothers organized the Welcome Travelers
24 Gospel Singers and sang all over the East
25 Coast, until his divine call to the

1 11/17/11 - STATED - PRESENTATIONS

2 ministry in 1965 when he was ordained as
3 a Deacon under his father's ministry and
4 preached his trial sermon in 1966 and
5 then was called to pastor New Salem
6 Baptist Church in 1968, and on June 12th,
7 1975, Bishop Aiken organized Upper Room
8 Missionary Baptist Church; and

9 Whereas, Bishop Aiken has
10 served in many capacities, including, but
11 not limited to, organizing and
12 coordinating the Upper Room Missionary
13 Baptist Church Medical Center and
14 Pharmacy; President of the West Oak Lane
15 Ministerial; Vice-Chairman, Board of
16 Evangelism; Pennsylvania Baptist State
17 Convention; President of the Baptist
18 Ministers Conference of Philadelphia and
19 Vicinity; Regional Vice-President of
20 Eastern Region of Pennsylvania Baptist
21 State Convention; Music Director for
22 Pennsylvania State Convention, Moderator
23 of Pennsylvania Eastern Keystone Baptist
24 Association; President of Pastor's
25 Conference of Philadelphia and Vicinity;

1 11/17/11 - STATED - PRESENTATIONS

2 Coordinator of City Wide Revival;
3 Vice-Chairman of City Wide Revival in
4 2007; Board President of the Philadelphia
5 Parent Child Center, Inc., and currently
6 served as State Director of Home
7 Ministries for the Pennsylvania Baptist
8 State Convention; and

9 Whereas, Bishop Aiken was
10 recipient of numerous awards and
11 acknowledgments from several entities,
12 including the key to the City of Chester,
13 Martin Luther King Major Drum Award, as
14 well as citations from former Governor Ed
15 Rendell, various Philadelphia Mayors and
16 City Council; and

17 Whereas, Bishop Aiken had a
18 heart for the people of Philadelphia and
19 poured out his life trying to help
20 others, and he was a man with endless
21 contacts who helped call -- who people
22 called because they knew he could make it
23 happen. Whether it was dealing with
24 property, purchasing a car or just
25 advice, he would find a way to help those

1 11/17/11 - STATED - PRESENTATIONS

2 in need. If he could not do it himself,
3 he knew someone who could. And in
4 addition to his love for the people, he
5 also had a love for barbecue, known
6 notably for his delicious ribs, and,
7 finally, he had a real zest for life, a
8 love for the people that was felt by all
9 who knew him; and

10 Whereas, a short time ago,
11 Bishop Aiken's health declined, but in
12 illness, his fighting spirit emerged and
13 he continued to defy the odds and move
14 forward, attending church regularly and
15 celebrating 46 years of ministry and the
16 36th anniversary of the Upper Room
17 Missionary Baptist Church on June 12th,
18 2011, exactly 36 years from the day the
19 church was organized, and after a job
20 well done, Bishop Joseph Aiken, Sr. was
21 called home to be with the Lord on July
22 5th, 2011; and

23 Whereas, words cannot suffice
24 to describe this giant of a man who was
25 now well known for his frequent sayings,

1 11/17/11 - STATED - PRESENTATIONS

2 including, and I quote, "Make it happen,"
3 "Don't fool with me now" and "All is
4 well," and he will be missed by his wife
5 of 45 years (Jayne), his seven children,
6 (Sheila, Gail, Joseph, Jr., George, twins
7 Karen and Kevin, Carlton, Sr.) sister
8 (Marian Garfield), brother (Gilbert),
9 sisters-in-law (Deborah Aiken, Linda
10 Spencer, Catherine Chase, Mary
11 McCants) -- I'm sorry; (Linda Spencer,
12 Agnes Tyndall), brothers-in-law (Robert
13 A. Hill, Jr., Adgar M. Hill, Donald Hill)
14 aunts (Catherine Chase and Mary McCants),
15 five God daughters (Sabriya Jubilee, Naya
16 McCrae, Kimberly Clinkscale, Marieke Neal
17 and Leah Finklea), and a host of
18 grandchildren and great-grandchildren.

19 Resolved, by the Council of the
20 City of Philadelphia, that we hereby
21 honor Bishop Joseph C. Aiken, Sr. by
22 naming the 2000 block of East Tulpehocken
23 Street as "Joseph C. Aiken, Sr. Way."

24 Further resolved, that an
25 engrossed copy of this resolution be

1 11/17/11 - STATED - PRESENTATIONS

2 presented to members of the Aiken family
3 as evidence of the sincere sentiment of
4 this legislative body.

5 This was introduced by Marian
6 Tasco, his friend and someone who loved
7 to hear him sing and spent many times in
8 his church, and supported by all members
9 of City Council. Thank you so much.

10 (Applause.)

11 COUNCIL PRESIDENT VERNA: The
12 Chair recognizes Jayne Aiken for remarks.

13 MRS. AIKEN: I thank God, first
14 of all, for this day. I thank God for
15 President Verna, to Councilmembers and
16 especially Bishop's friend, Councilwoman
17 Tasco, and her office staff. This is a
18 blessed day for all of us and for our
19 family, and one of the things that I do
20 want to say that Bishop spent -- many
21 times he was here. When I heard the
22 prayer going forward, I remember many
23 times during different Administrations
24 that he came down and he offered prayer
25 for City Council. And so I just thank

1 11/17/11 - STATED - PRESENTATIONS

2 the Lord for all of his service that he
3 has shared along with the City of
4 Philadelphia.

5 And with that being said, I
6 just want to thank God for his life. I
7 want to thank God because of the person
8 that he was, a father, a friend and
9 pastor who loved the people of God and
10 was committed to the service of God. And
11 we have come today, all of us here, to
12 say thank you for this indelible tribute
13 recognizing his contributions to the City
14 of Philadelphia, state and abroad, but,
15 most importantly, his work in the West
16 Oak Lane area and how he changed the
17 dynamics of Ogontz Avenue.

18 And one of the things that I
19 wanted to say, because I know that time
20 is of the essence, that what he did on
21 that corner when we first came here, you
22 would find him standing on the corner
23 and, of course, the building was a
24 pornographic theatre that we changed for
25 a house of God, and the marquee was there

1 11/17/11 - STATED - PRESENTATIONS

2 and he would stand on the corner and he
3 would look up, and he'd look up, and he'd
4 look up until somebody would say, What
5 are you looking at? And, of course, that
6 was his time to share the word of God
7 with them and to let them know that we
8 were in the area to make a change. And
9 so I thank God for him doing that. And,
10 of course, there are many things that I
11 could say, but you heard the resolution
12 and all the things that was said about
13 Bishop, and so what I'm going to do now
14 is, I'm going to have our son, Pastor
15 Kevin M. Aiken, to come and have words
16 from the Heart of Worship Baptist Church
17 and also our son, who is now the Pastor
18 of Upper Room Missionary Baptist Church,
19 Pastor Carlton Aiken.

20 And I also want to, before they
21 come, introduce some of Bishop's
22 colleagues that are here and friends and
23 well-wishers, and I thank God for them,
24 and I would be remiss not to even mention
25 them, because they're here because of

1 11/17/11 - STATED - PRESENTATIONS

2 Bishop and the work that he has done and
3 what he has shared with the Philadelphia
4 area.

5 I have Reverend Fuller, who is
6 his long-time friend, and cousin, Cousin
7 Joe. And we have his friend, Duckie
8 Birts, who is here, and we have Steve
9 Pena, who has come to share. We have
10 Dr. Campbell, his long-time friend for 50
11 years or more, and we also have Pastor
12 Paul from Piney Grove and we have some of
13 his members here, Brother Rollie that is
14 here. And we have Deacon -- one of the
15 laymen from the Pennsylvania Baptist
16 State, and we also have -- I don't want
17 to miss anybody. We have our son. He's
18 going to talk. And then my son here.
19 And I have our daughter, Karen. And we
20 have some members from Upper Room. And I
21 have my one and only son-in-law who is
22 here.

23 And see, we wear the shirts.
24 I'm going to stand here. I memorialized
25 Bishop on Sunday and we all had shirts.

1 11/17/11 - STATED - PRESENTATIONS

2 So somebody asked -- so he's still here
3 with us in spirit as well as you can see
4 his face. So those of you who may not
5 have known him, this is Bishop. All
6 right?

7 And so we have Sister Jessie
8 here, and this is one of our missionaries
9 that's here, Sister Annie. And we have
10 his pastor's aide back here, Sister
11 Doris. And I think -- and, most
12 importantly, his brother, excuse me,
13 right here. His sister is here, Marian.
14 She's here. And our daughter, Gail,
15 she's here. And my niece here and my God
16 daughter. And I think -- I don't want to
17 miss anybody. I said my daughter. And I
18 pray I got everybody, because I don't
19 want anybody to say I didn't forget them.
20 Did I forget anybody? Help me.

21 All right. Thank you so much.
22 And, again, Marian Tasco, I love you.
23 Thank you so much, and I thank City
24 Council, because they didn't have to do
25 that, but they saw something as well and

1 11/17/11 - STATED - PRESENTATIONS
2 they said yes. But, most importantly,
3 God said yes. And so I thank you. I
4 thank you.

5 President Verna, thank you.

6 COUNCIL PRESIDENT VERNA:

7 You're welcome, I'm sure.

8 MRS. AIKEN: God bless you.

9 COUNCIL PRESIDENT VERNA: Thank
10 you.

11 MRS. AIKEN: And now our sons
12 are going to speak, Pastor Kevin and then
13 Pastor Carlton.

14 PASTOR KEVIN AIKEN: To the
15 Council at-large, to members that are
16 here, to our family, one thing I have to
17 say, and I will make it brief, I'm
18 reminded of an iconic individual by the
19 name of Constantine, who in 325 they had
20 a Council called the Nicene Council, and
21 there at that Council because of his
22 stance being a christian, he brought
23 together the church and the state, and
24 that unified it and that called that
25 Christendom.

1 11/17/11 - STATED - PRESENTATIONS

2 We're here now honoring my
3 father by way of a street, who is
4 bringing together this Council, the
5 church and the state that he is still
6 doing the work of the church.

7 I want to thank City Council as
8 well as Marian Tasco, who is doing a
9 great job in the area, and to our family.
10 My father would say that if I can help
11 somebody as I passed, then my living
12 should not be in vain. I want to say
13 that my father's life is not in vain, for
14 I am a recipient of a third-generation
15 pastor, a legacy that is left to impact
16 the community of bringing together the
17 church and the state.

18 I say thank you today.

19 (Applause.)

20 PASTOR CARLTON AIKEN: First,
21 just thanking God. Also thanking all
22 Councilpersons, Marian Tasco, to all of
23 those that are witnessing this day. I'm
24 emotionally filled with understanding
25 that I have the task of carrying out my

1 11/17/11 - STATED - PRESENTATIONS

2 father's legacy at Upper Room Missionary
3 Baptist Church as the pastor and one that
4 he has done so well. Big shoes to fill,
5 but I just have to say thank you to God
6 for allowing this opportunity for me to
7 carry out the legacy, but also thank you
8 to my family, thank you to Upper Room
9 Missionary Baptist Church family, who
10 supported him through all of the 36 years
11 and beyond. And I just bless God for
12 again for this opportunity to say thank
13 you and to stand before you and to uphold
14 that corner, not only that corner but
15 going beyond those walls, going beyond
16 that corner and impacting the City of
17 Philadelphia in such a positive way where
18 we can help somebody along the way.

19 Thank you.

20 (Applause.)

21 COUNCIL PRESIDENT VERNA: Thank
22 you.

23 Council will be at ease.

24 (Council at ease.)

25 COUNCIL PRESIDENT VERNA: The

1 11/17/11 - STATED - COMMUNICATIONS
2 next order of business is communications.
3 The Chair requests that the
4 Sergeant-At-Arms deliver the messages
5 from the Mayor to the Chief Clerk.

6 The Chief Clerk will please
7 read the messages from the Mayor.

8 CHIEF CLERK: To the President
9 and members of the Council of the City of
10 Philadelphia, I am pleased to advise you
11 that on November 14, 2011, I signed all
12 of the bills that were passed by Council
13 at its session on November 3, 2011, and
14 that on November 14, 2011, I signed the
15 remaining bills that were passed by
16 Council at its session on October 27,
17 2011; and

18 I am transmitting herewith for
19 the introduction and consideration of
20 your honorable body two resolutions
21 reappointing current members to the Board
22 of Directors of the City Avenue Special
23 Services District of Philadelphia and
24 Lower Merion; namely, Matthew Schure and
25 Bernie Prazenica; and

1 11/17/11 - STATED - COMMUNICATIONS

2 Two resolutions appointing new
3 members to the Board of Directors of the
4 City Avenue Special Services District of
5 Philadelphia and Lower Merion; namely,
6 John Smithson and Jeffrey B. Goldstone;
7 and

8 I am transmitting an ordinance
9 repealing Title 14 of The Philadelphia
10 Code, entitled "Zoning and Planning," and
11 replacing it with a new Title 14 of The
12 Philadelphia Code, entitled "Zoning and
13 Planning"; and

14 Also an ordinance authorizing
15 the Procurement Commissioner and the Free
16 Library of Philadelphia, on behalf of the
17 City, to enter into a sublease agreement
18 for the leasing of personal computers and
19 associated equipment; and

20 An ordinance amending the
21 ordinance approved July 12, 1968, as last
22 amended July 1, 2004, relating to pension
23 benefits for employees working on behalf
24 of the Philadelphia Gas Works by revising
25 the Philadelphia Gas Works Pension Plan;

1 11/17/11 - STATED - COMMUNICATIONS

2 and

3 An ordinance authorizing the
4 Commissioner of Public Property to
5 acquire certain land located generally
6 along the east bank of the Schuylkill
7 River between Sears Street and South 34th
8 Street; and

9 An ordinance authorizing the
10 Commissioner of Public Property to
11 acquire certain properties on the
12 1300-block of South Capitol Street, and
13 on the 2000-block of Reed Street, and to
14 enter into a multi-year redevelopment
15 agreement with the Redevelopment
16 Authority; and

17 An ordinance authorizing the
18 Commissioner of Public Property to accept
19 title to all that lot or certain piece of
20 ground with the buildings and
21 improvements, if any, thereon erected
22 located the 4810 North 7th Street; and

23 An ordinance authorizing real
24 estate transactions necessary to permit
25 the City of Philadelphia to acquire

1 11/17/11 - STATED - COMMUNICATIONS

2 property needed for use by the
3 Philadelphia International Airport; and

4 An ordinance amending Title 14
5 of The Philadelphia Code, Subcode "A"
6 (The Philadelphia Administrative Code) to
7 make certain technical amendments to
8 further provide for penalties and to
9 transfer the current schedule of fees
10 relating to zoning matters from the
11 Zoning Code to the Administrative Code
12 and to revise such schedule; and

13 An ordinance amending Title 22
14 of The Philadelphia Code, entitled
15 "Public Employees Retirement Code," to
16 expand the scope of "Plan '10 "and "DC
17 Plan" to cover additional employees
18 pursuant to an arbitration decision, and
19 to make technical amendments, all under
20 certain terms and conditions.

21 COUNCIL PRESIDENT VERNA: Thank
22 you. The messages will be printed in the
23 Journal.

24 The Chief Clerk will please
25 read any other communications in his

1 11/17/11 - STATED - COMMUNICATIONS

2 possession.

3 CHIEF CLERK: I have none,

4 Madam President.

5 COUNCIL PRESIDENT VERNA: Thank

6 you.

7 The Chair recognizes

8 Councilwoman Krajewski.

9 COUNCILWOMAN KRAJEWSKI: Thank

10 you, Madam President. I have to leave.

11 I have Council business, a few businesses

12 that I have to take care of today.

13 Therefore, I would like to be requested

14 as voting aye on all bills and

15 resolutions.

16 COUNCIL PRESIDENT VERNA: Leave

17 will be granted.

18 COUNCILWOMAN KRAJEWSKI: Thank

19 you very much.

20 COUNCIL PRESIDENT VERNA: And I

21 would like the record to reflect that

22 earlier when we had visitors here and

23 couldn't be heard, Councilwoman Miller

24 had asked for a leave of absence and she

25 also wanted to be recorded as voting aye

1 11/17/11 - STATED - INTRO. OF BILLS

2 on all bills and resolutions.

3 The next order of business is
4 the introduction of bills and
5 resolutions.

6 The Chair recognizes Councilman
7 Kenney.

8 COUNCILMAN KENNEY: Thank you,
9 Madam Chair. I offer four bills, three
10 on my behalf and one on behalf of
11 Councilwoman Reynolds Brown and myself.

12 COUNCIL PRESIDENT VERNA: Thank
13 you.

14 The Chief Clerk will please
15 read the title of the first bill.

16 CHIEF CLERK: An ordinance
17 amending Title 9 of The Philadelphia
18 Code, entitled "Regulation of Businesses,
19 Trades and Professions," by amending
20 Section 9-1004, entitled "Contractors,"
21 by requiring that certain information be
22 reported to the Department of Licenses
23 and Inspections for certain construction
24 projects.

25 COUNCIL PRESIDENT VERNA: The

1 11/17/11 - STATED - INTRO. OF BILLS
2 bill will be referred to the appropriate
3 committee.

4 CHIEF CLERK: And an ordinance
5 amending Title 12 of The Philadelphia
6 Code, entitled "Traffic Code," by further
7 providing with respect to valet parking
8 permit fees; and by authorizing the
9 establishment of hotel loading zones and
10 providing for penalties for illegally
11 parking in such zones.

12 COUNCIL PRESIDENT VERNA: The
13 bill will be referred to the appropriate
14 committee.

15 CHIEF CLERK: And an ordinance
16 amending Chapter 12-2900 of The
17 Philadelphia Code, entitled "Contractor
18 Parking," by renaming said Chapter
19 "Special Purpose Parking"; and by
20 providing for parking permits for
21 specified purposes in addition to
22 contractor parking.

23 COUNCIL PRESIDENT VERNA: This
24 bill will be referred to the appropriate
25 committee.

1 11/17/11 - STATED - INTRO. OF BILLS

2 CHIEF CLERK: And an ordinance
3 amending Subcode "A" (The Philadelphia
4 Administrative Code) of Title 4 of The
5 Philadelphia Code by providing for the
6 manner of payment of building permit fees
7 when a solar electric and photovoltaic
8 system is installed.

9 COUNCIL PRESIDENT VERNA: This
10 bill will also be referred to the
11 appropriate committee.

12 The Chair recognizes
13 Councilwoman Blackwell.

14 COUNCILWOMAN BLACKWELL: Thank
15 you, Madam President. This morning I
16 have no bills or resolutions.

17 COUNCIL PRESIDENT VERNA: The
18 Chair thanks the Councilwoman.

19 The Chair recognizes Councilman
20 Greenlee.

21 COUNCILMAN GREENLEE: Thank
22 you, Madam President. I have no bills or
23 resolutions today.

24 COUNCIL PRESIDENT VERNA: The
25 Chair thanks the gentleman.

1 11/17/11 - STATED - INTRO. OF BILLS

2 The Chair recognizes
3 Councilwoman Tasco.

4 COUNCILWOMAN TASCO: Thank you,
5 Madam President. I have three bills for
6 the Administration, five bills for you
7 and one resolution, and two bills for
8 Councilwoman Sanchez.

9 COUNCIL PRESIDENT VERNA: Thank
10 you.

11 The Chief Clerk will please
12 read the title of the first bill.

13 CHIEF CLERK: An ordinance
14 amending the ordinance approved July 12,
15 1968, as last amended July 1, 2004,
16 relating to pension benefits for
17 employees working on behalf of the
18 Philadelphia Gas Works.

19 COUNCIL PRESIDENT VERNA: The
20 bill will be referred to the appropriate
21 committee.

22 CHIEF CLERK: And an ordinance
23 authorizing the Commissioner of Public
24 Property to accept title to all that lot
25 or certain piece of ground with the

1 11/17/11 - STATED - INTRO. OF BILLS

2 buildings and improvements, if any,
3 thereon erected located at 4810 North 7th
4 Street.

5 COUNCIL PRESIDENT VERNA: This
6 bill will be referred to the appropriate
7 committee.

8 CHIEF CLERK: And an ordinance
9 authorizing the Procurement Commissioner
10 and the Free Library of Philadelphia to
11 enter into a sublease agreement for the
12 leasing of personal computers and
13 associated equipment.

14 COUNCIL PRESIDENT VERNA: The
15 bill will be referred to the appropriate
16 committee.

17 CHIEF CLERK: And an ordinance
18 amending Chapter 9-1300 of The
19 Philadelphia Code, entitled "Home
20 Inspection Business," by changing the
21 title to "Inspection Businesses."

22 COUNCIL PRESIDENT VERNA: The
23 bill will be referred to the appropriate
24 committee.

25 CHIEF CLERK: And an ordinance

1 11/17/11 - STATED - INTRO. OF BILLS
2 adding Sections 9-1005, entitled "Fire
3 Suppression System Contractors," and
4 9-1006, entitled "Electrical
5 Contractors," to Chapter 9-1000 of The
6 Philadelphia Code, entitled "Trades."

7 COUNCIL PRESIDENT VERNA: This
8 bill will also be referred to the
9 appropriate committee.

10 CHIEF CLERK: And an ordinance
11 amending Title 14 of The Philadelphia
12 Code, entitled "Zoning and Planning," by
13 further providing with respect to
14 conditional zoning approvals.

15 COUNCIL PRESIDENT VERNA: The
16 bill will be referred to the appropriate
17 committee.

18 CHIEF CLERK: And an ordinance
19 amending Title 22 of The Philadelphia
20 Code, entitled "Public Employees
21 Retirement Code," to expand the scope of
22 "Plan '10" and "DC Plan" to cover
23 additional employees.

24 COUNCIL PRESIDENT VERNA: The
25 bill will be referred to the appropriate

1 11/17/11 - STATED - INTRO. OF BILLS

2 committee.

3 CHIEF CLERK: And an ordinance
4 authorizing real estate transactions
5 necessary to permit the City of
6 Philadelphia to acquire property needed
7 for use by the Philadelphia International
8 Airport.

9 COUNCIL PRESIDENT VERNA: This
10 bill will also be referred to the
11 appropriate committee.

12 CHIEF CLERK: An ordinance
13 authorizing the Commissioner of Public
14 Property to acquire certain properties on
15 the 1300-block of South Capitol Street,
16 and on the 2000-block of Reed Street, and
17 to enter into a multi-year redevelopment
18 agreement with the Redevelopment
19 Authority.

20 COUNCIL PRESIDENT VERNA: The
21 bill will be referred to the appropriate
22 committee.

23 CHIEF CLERK: And an ordinance
24 authorizing the Commissioner of Public
25 Property to acquire certain land located

1 11/17/11 - STATED - INTRO. OF BILLS
2 generally along the east bank of the
3 Schuylkill River between Sears Street and
4 South 34th Street.

5 COUNCIL PRESIDENT VERNA: This
6 bill will be referred to the appropriate
7 committee.

8 CHIEF CLERK: And a resolution
9 authorizing the Commissioner of Public
10 Property to execute and deliver to the
11 Redevelopment Authority of the City of
12 Philadelphia, without consideration,
13 deeds conveying conditional fee simple
14 title to certain City-owned lots or
15 pieces of ground with the buildings and
16 improvements thereon, situate in the
17 Thirty-Sixth Ward of the City of
18 Philadelphia.

19 COUNCIL PRESIDENT VERNA: This
20 resolution will be placed on the Final
21 Passage Calendar for consideration at our
22 next session of Council.

23 The Chair recognizes Councilman
24 Green.

25 COUNCILMAN GREEN: Thank you,

1 11/17/11 - STATED - INTRO. OF BILLS

2 Madam President. I offer one bill and
3 one resolution on behalf of Councilwoman
4 Sanchez.

5 COUNCIL PRESIDENT VERNA: Thank
6 you.

7 The Chief Clerk will please
8 read the title of the bill.

9 CHIEF CLERK: An ordinance
10 authorizing Margaret Vann, owner of
11 Rainbow Learning Center, 750 East Erie
12 Avenue, to construct, own and maintain an
13 encroachment of a fenced in play area
14 located at 750 East Erie Avenue.

15 COUNCIL PRESIDENT VERNA: The
16 bill will be referred to the appropriate
17 committee.

18 CHIEF CLERK: And a resolution
19 authorizing the Commissioner of Public
20 Property to execute and deliver to the
21 Redevelopment Authority of the City of
22 Philadelphia, without consideration,
23 deeds conveying conditional fee simple
24 title to certain City-owned lots or
25 pieces of ground with the buildings and

1 11/17/11 - STATED - INTRO. OF BILLS
2 improvements thereon, situate in the
3 Seventh, Eighteenth and Nineteenth Wards
4 of the City of Philadelphia.

5 COUNCIL PRESIDENT VERNA: This
6 resolution will be placed on the Final
7 Passage Calendar for consideration at our
8 next session of Council.

9 The Chair recognizes Councilman
10 Jones.

11 COUNCILMAN JONES: Thank you,
12 Madam President. I have four
13 resolutions.

14 COUNCIL PRESIDENT VERNA: Thank
15 you.

16 The Chief Clerk will please
17 read the title of the first resolution.

18 CHIEF CLERK: A resolution
19 appointing John Smithson to the Board of
20 Directors of the City Avenue Special
21 Services District of Philadelphia and
22 Lower Merion.

23 COUNCIL PRESIDENT VERNA: This
24 resolution will be placed on the Final
25 Passage Calendar for consideration at our

1 11/17/11 - STATED - INTRO. OF BILLS

2 next session of Council.

3 CHIEF CLERK: And a resolution
4 reappointing Bernie Prazenica to the
5 Board of Directors of the City Avenue
6 Special Services District of Philadelphia
7 and Lower Merion.

8 COUNCIL PRESIDENT VERNA: This
9 resolution will also be placed on the
10 Final Passage Calendar for consideration
11 at our next session of Council.

12 CHIEF CLERK: And a resolution
13 reappointing Matthew Schure to the Board
14 of Directors of the City Avenue Special
15 Services District of Philadelphia and
16 Lower Merion.

17 COUNCIL PRESIDENT VERNA: This
18 resolution will be placed on the Final
19 Passage Calendar for consideration at our
20 next session of Council.

21 CHIEF CLERK: And a resolution
22 appointing Jeffrey B. Goldstone to the
23 Board of Directors of the City Avenue
24 Special Services District of Philadelphia
25 and Lower Merion.

1 11/17/11 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT VERNA: This
3 resolution will be placed on the Final
4 Passage Calendar for consideration at our
5 next session of Council.

6 The Chair recognizes Councilman
7 Goode.

8 COUNCILMAN GOODE: Thank you,
9 Madam President. I offer no bills or
10 resolutions.

11 COUNCIL PRESIDENT VERNA: Thank
12 you.

13 The Chair recognizes
14 Councilwoman Brown.

15 COUNCILWOMAN BROWN: Madam
16 President, I offer one bill and two
17 resolutions.

18 COUNCIL PRESIDENT VERNA: Thank
19 you.

20 The Chief Clerk will please
21 read the title of the bill.

22 CHIEF CLERK: An ordinance
23 amending Title 22 of The Philadelphia
24 Code, entitled "Public Employees
25 Retirement Code," by further providing

1 11/17/11 - STATED - INTRO. OF BILLS
2 conditions under which an employee or any
3 designated beneficiary may be
4 disqualified from receiving any
5 retirement or other benefit or payment.

6 COUNCIL PRESIDENT VERNA: The
7 bill will be referred to the appropriate
8 committee.

9 CHIEF CLERK: And a resolution
10 supporting House Bills 1876 and 1990
11 which seek to strengthen the Commonwealth
12 of Pennsylvania's abuse reporting law by
13 requiring those who are aware of sexual
14 offenses and abuse to report it to law
15 enforcement.

16 COUNCIL PRESIDENT VERNA: This
17 resolution will be placed on the Final
18 Passage Calendar for consideration at our
19 next session of Council.

20 CHIEF CLERK: And a resolution
21 honoring and congratulating The Kimmel
22 Center for the Performing Arts on its
23 Tenth Anniversary.

24 COUNCIL PRESIDENT VERNA: This
25 resolution will be placed on the Final

1 11/17/11 - STATED - INTRO. OF BILLS

2 Passage Calendar for consideration at our
3 next session of Council.

4 The Chair recognizes Councilman
5 DiCicco.

6 COUNCILMAN DiCICCO: Thank you,
7 Madam President. I offer five bills and
8 two resolutions.

9 COUNCIL PRESIDENT VERNA: Thank
10 you.

11 The Chief Clerk will please
12 read the title of the first bill.

13 CHIEF CLERK: An ordinance
14 repealing an ordinance (Bill No. 110083),
15 entitled "An ordinance amending Section
16 14-1607 of The Philadelphia Code,
17 entitled 'Special District Controls for
18 the Center City Commercial Area,' and
19 Section 14-1605 of The Philadelphia Code,
20 entitled 'Regulated Uses,' by adding to
21 all Sections special provisions relating
22 to the area bounded by Chestnut Street,
23 12th Street, 13th Street, and Sansom
24 Street."

25 COUNCIL PRESIDENT VERNA: The

1 11/17/11 - STATED - INTRO. OF BILLS
2 bill will be referred to the appropriate
3 committee.

4 CHIEF CLERK: And an ordinance
5 authorizing The Bruce Lloyd Trust, Andrew
6 M. Ullman, Trustee and Sandra Schwalb,
7 owners of the property located at 200
8 Market Street, to legalize, own and
9 maintain an existing raised platform
10 encroachment.

11 COUNCIL PRESIDENT VERNA: The
12 bill will be referred to the appropriate
13 committee.

14 CHIEF CLERK: And an ordinance
15 amending Title 4 of The Philadelphia
16 Code, Subcode "A," The Philadelphia
17 Administrative Code, to make certain
18 technical amendments, to further provide
19 for penalties, and to transfer the
20 current schedule of fees relating to
21 zoning matters from the Zoning Code to
22 the Administrative Code.

23 COUNCIL PRESIDENT VERNA: This
24 bill will also be referred to the
25 appropriate committee.

1 11/17/11 - STATED - INTRO. OF BILLS

2 CHIEF CLERK: And an ordinance
3 amending Title 9 of The Philadelphia
4 Code, "Regulation of Businesses, Trades
5 and Professions," and Title 14 of The
6 Philadelphia Code, entitled "Zoning and
7 Planning," by adding special provisions
8 regulating advertising signs in
9 designated Commercial Advertising
10 Districts.

11 COUNCIL PRESIDENT VERNA: The
12 bill will be referred to the appropriate
13 committee.

14 CHIEF CLERK: And an ordinance
15 repealing Title 14 of The Philadelphia
16 Code, entitled "Zoning and Planning," and
17 replacing it with a new Title 14 of The
18 Philadelphia Code, entitled "Zoning and
19 Planning."

20 COUNCIL PRESIDENT VERNA: This
21 bill will also be referred to the
22 appropriate committee.

23 CHIEF CLERK: And a resolution
24 authorizing the Commissioner of Public
25 Property to execute and deliver to the

1 11/17/11 - STATED - INTRO. OF BILLS

2 Redevelopment Authority of the City of
3 Philadelphia, without consideration,
4 deeds conveying conditional fee simple
5 title to certain City-owned lots or
6 pieces of ground with the buildings and
7 improvements thereon, situate in the
8 Fifth Ward of the City of Philadelphia.

9 COUNCIL PRESIDENT VERNA: This
10 resolution will be placed on the Final
11 Passage Calendar for consideration at our
12 next session of Council.

13 CHIEF CLERK: And a resolution
14 authorizing the Philadelphia City
15 Planning Commission to take such action
16 as may be necessary to effectuate the
17 removal of deed restrictions with regard
18 to the property located at 1001 through
19 29 South Broad Street, 1223 through 45
20 Washington Avenue, 1301 through 33
21 Washington Avenue and 1300 through 42
22 Carpenter Street, also known as Broad
23 Street and Washington Avenue.

24 COUNCIL PRESIDENT VERNA: This
25 resolution will be placed on the Final

1 11/17/11 - STATED - INTRO. OF BILLS
2 Passage Calendar for consideration at our
3 next session of Council.

4 The Chair recognizes Councilman
5 O'Neill.

6 COUNCILMAN O'NEILL: Madam
7 President, I offer one bill.

8 COUNCIL PRESIDENT VERNA: Thank
9 you.

10 The Chief Clerk will please
11 read the title.

12 CHIEF CLERK: An ordinance to
13 amend the Institutional Development
14 District Master Plan of the Aria Health
15 System - Torresdale Campus (formerly
16 Frankford Hospital), located at 10800
17 Knights Road, by allowing for the
18 construction of a building addition to be
19 used for emergency and outpatient
20 services.

21 COUNCIL PRESIDENT VERNA: The
22 bill will be referred to the appropriate
23 committee.

24 The Chair recognizes Councilman
25 Clarke.

1 11/17/11 - STATED - INTRO. OF BILLS

2 COUNCILMAN CLARKE: Thank you,
3 Madam President. I have two bills.

4 COUNCIL PRESIDENT VERNA: Do
5 you have one resolution?

6 COUNCILMAN CLARKE: I'm going
7 to hold it.

8 COUNCIL PRESIDENT VERNA: The
9 Chief Clerk will please read the title of
10 the first bill.

11 CHIEF CLERK: An ordinance
12 amending Chapter 16-200 of The
13 Philadelphia Code, entitled "Sales,
14 Leases, and Other Grants of City-Owned
15 Buildings and Facilities," to require
16 that notice of the pending transfer of
17 City-owned lands and lands owned by
18 certain quasi-public agencies be posted
19 on such lands prior to their transfer.

20 COUNCIL PRESIDENT VERNA: The
21 bill will be referred to the appropriate
22 committee.

23 CHIEF CLERK: And an ordinance
24 granting permission to Alan Krawitz,
25 owner and operator of Say Cheese

1 11/17/11 - STATED - REPORTS

2 Philadelphia lunch truck, located on the
3 east side of West Norris Street between
4 North 12th Street and North 13th Street.

5 COUNCIL PRESIDENT VERNA: This
6 bill will also be referred to the
7 appropriate committee.

8 The Chair recognizes Councilman
9 Kelly.

10 COUNCILMAN KELLY: Madam
11 President, I have no bills or
12 resolutions.

13 COUNCIL PRESIDENT VERNA: The
14 Chair thanks the gentleman.

15 The Chair recognizes Councilman
16 Rizzo.

17 COUNCILMAN RIZZO: Madam
18 President, no bills or resolutions.

19 COUNCIL PRESIDENT VERNA: Thank
20 you.

21 The next order of business is
22 reports from committees. The Chair
23 recognizes Councilman Kenney -- is he in
24 the room?

25 The Chair recognizes --

1 11/17/11 - STATED - REPORTS

2 Councilman Greenlee, are you going to
3 report committee for Councilwoman
4 Krajewski?

5 COUNCILMAN GREENLEE: I was not
6 given that, Madam President. I have my
7 own Law and Government, but I don't have
8 Councilwoman Krajewski's.

9 COUNCILMAN CLARKE: Madam
10 President?

11 COUNCILMAN GREENLEE: I think
12 Councilman Clarke has it.

13 COUNCIL PRESIDENT VERNA: All
14 right. The Chair recognizes Councilman
15 Clarke for a report from the Committee on
16 Appropriations.

17 COUNCILMAN CLARKE: Thank you,
18 Madam President. Madam President, the
19 Committee on Appropriations reports two
20 bills with a favorable recommendation.

21 COUNCIL PRESIDENT VERNA: Thank
22 you.

23 The Chief Clerk will please
24 read the report.

25 CHIEF CLERK: To the President

1 11/17/11 - STATED - REPORTS

2 and members of the Council of the City of
3 Philadelphia, the Committee on
4 Appropriations, to which was referred
5 Bill No. 110782, entitled "An ordinance
6 authorizing transfers in appropriations
7 for Fiscal Year 2011 within the General
8 Fund from certain or all City offices,
9 departments, boards and commissions"; and

10 Also Bill No. 110783, entitled
11 "An ordinance authorizing transfers in
12 appropriations for Fiscal Year 2011
13 within the Water Fund from certain or all
14 City offices, departments, boards and
15 commissions to certain or all City
16 offices, departments, boards and
17 commissions," respectfully reports it has
18 considered the same and returns the
19 attached bills to Council with a
20 favorable recommendation.

21 COUNCIL PRESIDENT VERNA: The
22 Chair recognizes Councilman Clarke.

23 COUNCILMAN CLARKE: Madam
24 President, I move that the rules of
25 Council be suspended so as to permit

1 11/17/11 - STATED - REPORTS

2 first reading this day of Bill Nos.
3 110782 and 110783.

4 (Duly seconded.)

5 COUNCIL PRESIDENT VERNA: It
6 has been moved and seconded that the
7 rules of Council be suspended so as to
8 permit first reading this day of the
9 bills just reported from committee.

10 All in favor will indicate by
11 saying aye.

12 (Aye.)

13 COUNCIL PRESIDENT VERNA: Those
14 opposed?

15 (No response.)

16 COUNCIL PRESIDENT VERNA: The
17 ayes have it, and the bills just read
18 will be placed on our First Reading
19 Calendar for today.

20 The Chair recognizes Councilman
21 Kenney for a report on the Committee on
22 Rules.

23 COUNCILMAN KENNEY: Thank you,
24 Madam President. The Committee on Rules
25 reports favorably six bills out of

1 11/17/11 - STATED - REPORTS

2 committee.

3 COUNCIL PRESIDENT VERNA: Thank
4 you.

5 The Chief Clerk will please
6 read the report.

7 CHIEF CLERK: The Committee on
8 Rules, to which was referred Bill No.
9 110662, entitled "An ordinance amending
10 Title 14 of The Philadelphia Code,
11 entitled 'Zoning and Planning,' by
12 amending Chapter 14-1631, entitled 'Lower
13 and Central Germantown Special District
14 Controls,' to further define the
15 Prohibited Uses"; and

16 Bill No. 110672, entitled "An
17 ordinance repealing an ordinance (Bill
18 No. 110185), entitled 'An ordinance
19 amending the Philadelphia Zoning Maps by
20 changing the zoning designations of
21 certain areas of land located within an
22 area bounded by Richmond Street,
23 Cumberland Street, Beach Street, and
24 Schirra Drive"; and

25 Bill No. 110717, entitled "An

1 11/17/11 - STATED - REPORTS

2 ordinance amending Title 14 of The
3 Philadelphia Code, relating to 'Zoning
4 and Planning,' by amending Chapter
5 14-400, entitled 'Commercial
6 Entertainment District,' by amending
7 certain provisions of Section 14-406
8 concerning structures permitted in
9 setback, Section 14-408 concerning
10 parking requirements and parking lots,
11 and Section 14-409 concerning off-street
12 loading"; and

13 Bill No. 110718, entitled "An
14 ordinance authorizing the revision of
15 lines and grades on a portion of City
16 Plan Nos. 146 and 271 by relocating the
17 northwesterly and southeasterly curblines
18 of North Delaware Avenue, from Frankford
19 Avenue to Marlborough Street"; and

20 Bill No. 110719, entitled "An
21 ordinance to amend the Philadelphia
22 Zoning Maps by changing the zoning
23 designations of certain areas of land
24 located within an area bounded by the
25 southeasterly side of North Delaware

1 11/17/11 - STATED - REPORTS

2 Avenue, the centerline of former
3 Shackamaxon Street, the Pierhead Line of
4 the Delaware River and a line
5 approximately parallel to the centerline
6 of former Shackamaxon Street"; and

7 Bill No. 110756, entitled "An
8 ordinance amending Title 9 of The
9 Philadelphia Code, entitled 'Regulation
10 of Businesses, Trades and Professions,'
11 by adding a new Chapter, entitled 'Agents
12 and Sheriff's Sales,' specifying
13 conditions under which any person may
14 assist or act on behalf of another person
15 in connection with the recovery of
16 surplus funds due the owner upon
17 completion of a Sheriff's sale of such
18 owner's property; all under certain terms
19 and conditions," respectfully reports it
20 has considered and amended the same and
21 returns the attached bills to Council
22 with a favorable recommendation.

23 COUNCIL PRESIDENT VERNA: Thank
24 you.

25 The Chair recognizes Councilman

1 11/17/11 - STATED - REPORTS

2 Kenney.

3 COUNCILMAN KENNEY: Thank you,
4 Madam President. I move that the rules
5 of Council be suspended so as to permit
6 first reading this day of the bills just
7 reported from committee, with the
8 exception of Bill No. 110672.

9 (Duly seconded.)

10 COUNCIL PRESIDENT VERNA: It
11 has been moved and properly seconded that
12 the rules of Council be suspended so as
13 to permit first reading this day of the
14 bills just reported from committee, with
15 the exception of Bill No. 110672.

16 All in favor will indicate by
17 saying aye.

18 (Aye.)

19 COUNCIL PRESIDENT VERNA: Those
20 opposed?

21 (No response.)

22 COUNCIL PRESIDENT VERNA: The
23 ayes have it, and the bills just read
24 will be placed on our First Reading
25 Calendar for today. Bill No. 110672 will

1 11/17/11 - STATED - REPORTS

2 be placed on our First Reading Calendar
3 for our next session of Council.

4 The Chair recognizes Councilman
5 Greenlee for a report from the Committee
6 on Law and Government.

7 COUNCILMAN GREENLEE: Thank
8 you, Madam President. The Committee on
9 Law and Government reports two bills with
10 a favorable recommendation.

11 COUNCIL PRESIDENT VERNA: Thank
12 you.

13 The Chief Clerk will please
14 read the report.

15 CHIEF CLERK: The Committee on
16 Law and Government, to which was referred
17 Bill No. 110057, entitled "An ordinance
18 amending Title 17 of The Philadelphia
19 Code, entitled 'Contracts and
20 Procurement,' to provide that certain
21 City contractors must offer the same
22 benefits to the life partners of their
23 employees as are offered to the spouses
24 of married employees"; and

25 Bill No. 110757, entitled "An

1 11/17/11 - STATED - REPORTS

2 ordinance amending Chapter 12-2800 of The
3 Philadelphia Code, entitled
4 'Administrative Adjudication of Parking
5 Violations,' by providing that additional
6 fees and costs shall be imposed for
7 failure to answer a parking ticket only
8 when a notice of violation, issued with
9 respect to such ticket, has not been
10 answered within a specified period of
11 time, increasing certain penalties and
12 costs, revising the time period required
13 to answer a parking ticket and making
14 certain technical changes, all under
15 certain terms and conditions,"
16 respectfully reports it has considered
17 and amended the same and returns the
18 attached bills to Council with a
19 favorable recommendation.

20 COUNCIL PRESIDENT VERNA: Thank
21 you.

22 The Chair recognizes Councilman
23 Greenlee.

24 COUNCILMAN GREENLEE: Thank
25 you, Madam President. I move that the

1 11/17/11 - STATED - REPORTS

2 rules of Council be suspended so as to
3 permit first reading this day of Bill
4 Nos. 110057 and 110757.

5 (Duly seconded.)

6 COUNCIL PRESIDENT VERNA: Do I
7 hear a second?

8 (Duly seconded.)

9 COUNCIL PRESIDENT VERNA: Thank
10 you. It has been moved and properly
11 seconded that the rules of Council be
12 suspended so as to permit first reading
13 this day of the bills just reported from
14 committee.

15 All in favor will say aye.

16 (Aye.)

17 COUNCIL PRESIDENT VERNA: Those
18 opposed?

19 (No response.)

20 COUNCIL PRESIDENT VERNA: The
21 ayes have it, and the bills just read
22 will be placed on our First Reading
23 Calendar for today.

24 The next order of business is
25 the consideration of the Calendar. I

1 11/17/11-STATED-1ST READING/BILLS ON 2ND READING

2 note that the bills just reported from
3 committee with suspension of rules have
4 been deemed to have had a first reading.
5 These bills will be placed on the Second
6 Reading and Final Passage Calendar for
7 our next session of Council.

8 As there are no additional
9 bills on the First Reading, the Chair
10 recognizes Councilwoman Tasco for the
11 purpose of calling up bills and
12 resolutions on the Second Reading and
13 Final Passage Calendar to be considered
14 today.

15 COUNCILWOMAN TASCO: Thank you,
16 Madam President. The following
17 resolutions and bills are being called up
18 from the Second Reading and Final Passage
19 Calendars today: Nos. 110799, 110800,
20 110801, 110802, 110803, 110804, 110805,
21 110806, 110807, 110808, 110518-A, 110631,
22 110659, 110666, 110667, 110668, 110661,
23 110341, 110670 and 110517. All other
24 bills and resolutions are being held.

25 COUNCIL PRESIDENT VERNA: Thank

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2 you.

3 Before considering these bills
4 and resolutions, we will consider public
5 comment as follows: Your public comment
6 must concern matters on the Second
7 Reading and Final Passage Calendar for
8 possible action at today's Council
9 session.

10 All speakers must sign up in
11 order to testify. If you have not
12 already signed up for today's session,
13 please do so now by giving your name to
14 the Sergeant-At-Arms at the table to my
15 left.

16 You will be called in the order
17 in which your name appears on the sign-up
18 sheet. You will have up to three minutes
19 to speak.

20 I would ask the Chief Clerk at
21 this time to please read the name of our
22 first speaker.

23 CHIEF CLERK: Richard Thom,
24 commenting on 110563.

25 (Witness approached podium.)

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2 COUNCIL PRESIDENT VERNA: Good
3 morning. Welcome.

4 COUNCILMAN DiCICCO: Madam
5 President, point of order. That bill is
6 being held.

7 COUNCIL PRESIDENT VERNA: It is
8 being held. Do you want to testify today
9 or when it comes up?

10 MR. THOM: I would like to have
11 an opportunity to testify at a later
12 hearing.

13 COUNCIL PRESIDENT VERNA:
14 Pardon me? You can testify now, sir.

15 MR. THOM: All right. Richard
16 Thom, Chair of the Developments
17 Committee, Old City Civic Association.
18 Representing the Association, we are in
19 opposition to Bill 110563, as we have
20 been for the last 30 years opposed to
21 non-accessory outdoor advertising in and
22 around the historic district. The sign
23 will be within visibility of many of the
24 historic sites in Old City and,
25 therefore, we are in full opposition.

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2 More importantly, we consider
3 this bill to be an affront to the
4 four-year process of creating the new
5 Zoning Code. This bill attempts to spot
6 rezone a portion of the former Callowhill
7 Industrial District allowing an oversized
8 10,000 square foot building wrap. This
9 bill was not introduced with our advanced
10 knowledge. We were not aware it was
11 coming into Council. We have since
12 opposed it, along with other
13 organizations citywide.

14 We feel, though, that this
15 process is one that is not the intent of
16 Council. Council, in creating the new
17 Zoning Code Commission, asked for a
18 transparent and open zoning process.
19 What has gone on here is a bill
20 specifically oriented at one building
21 owner, one developer and to his private
22 benefit. This is not how the Zoning Code
23 Commission wanted this process to happen
24 in the future. We need an open zoning
25 review and control process, not one

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2 created by individual ordinance by this
3 Council.

4 Thank you.

5 COUNCIL PRESIDENT VERNA: Thank
6 you.

7 Our next witness.

8 CHIEF CLERK: Andrea Lemoins,
9 commenting on 110341.

10 (Witness approached podium.)

11 COUNCIL PRESIDENT VERNA: Good
12 morning.

13 MS. LEMOINS: Good morning. My
14 name is Andrea Lemoins. I'm the
15 Co-Coordinator of the Restaurant
16 Opportunities Center of Philadelphia. We
17 are a non-profit focused on creating a
18 more sustainable and just restaurant
19 industry. I am here today in support of
20 Councilman Kenney's gratuities tip
21 protection bill, Bill No. 110341.

22 This bill will make it illegal
23 for a business to pass credit card usage
24 fees onto their employees by taking it
25 out of their tips. What many employers

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2 are doing is the same thing as if I
3 walked by a table, picked up the tip left
4 for a server and use it to pay for my
5 dinner. It's wage theft, plain and
6 simple.

7 This bill has the potential to
8 change the lives of tens of thousands of
9 Philadelphians working low-wage jobs in
10 the service industry. From restaurant
11 servers to taxi drivers to spa workers,
12 this bill could greatly increase their
13 take-home pay.

14 In the last few weeks, more and
15 more restaurant workers have approached
16 our organization saying that this type of
17 wage theft happens to them at their place
18 of employment. We now know that this
19 issue is much more widespread than we
20 previously had thought.

21 I had the pleasure of speaking
22 to three servers who work at two of the
23 top restaurants in Philadelphia. They
24 each stated that they lose about \$30 to
25 \$50 a week in credit card fees and

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2 especially they fear the American Express
3 credit card, which has the highest credit
4 card fee of all, and that this credit
5 card is used by 70 percent of their
6 customers. This is money they could use
7 to go towards student loans or pay for
8 health insurance.

9 According to the National
10 Restaurant Association, the food service
11 industry is the fastest growing
12 private-sector industry in the country.
13 The overall economic impact of the
14 restaurant industry is expected to be
15 over 1.7 trillion, with a T, dollars in
16 2011, and the industry is expected to
17 employ 12.8 million people in 2011 and
18 expect to employ an additional 3.1
19 million more people in the next decade.
20 Do not doubt that the food industry is a
21 dominating economic force in our country
22 and in our city.

23 However, with all of this money
24 in power, most food service jobs are
25 low-wage jobs with little or no benefits.

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2 The average server in Philadelphia makes
3 only 14,000 a year, even though our state
4 has a credit law, has a tip credit law,
5 which requires an employer to ensure that
6 workers are paid at or within 50 cents of
7 minimum wage if they do not receive
8 adequate amount in tips. Most restaurant
9 workers have never heard of this law and
10 have never been paid the difference.

11 According to a recent summary
12 compiled by the Bureau of Labor
13 Statistics, the food preparation and food
14 service jobs represent half of the lowest
15 paid jobs in our country. With all this
16 said, wage theft is one of the biggest
17 problems faced by restaurant workers
18 nationwide.

19 Currently, about half of the
20 restaurants practicing this type of wage
21 theft in Philadelphia belong to one of
22 the most powerful restauranteurs in our
23 city. What workers are worried about is
24 this: If the most powerful restaurateur
25 in Philadelphia can steal their wages and

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2 get away with it, what's to stop this
3 practice from becoming more widespread?

4 We are aware that this bill
5 will not impact the majority of
6 restaurant owners in our city. If
7 anything, it will create a fair playing
8 field for those who respect their workers
9 and their right to fair pay.

10 About a month ago, Councilman
11 Goode said this: We should not have to
12 choose between being pro worker and being
13 pro business. It's a false choice. I
14 agree and hope that City Councilmembers
15 agree today, too.

16 Thank you.

17 COUNCIL PRESIDENT VERNA: Thank
18 you.

19 Our next witness.

20 CHIEF CLERK: Mary Tracy,
21 commenting on 110563.

22 (Witness approached podium.)

23 MS. TRACY: Good morning --

24 COUNCIL PRESIDENT VERNA: Good
25 morning.

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2 MS. TRACY: -- Council

3 President and members of Council. I'm
4 here to comment on the bill that would
5 allow a billboard, huge wall wrap, on
6 Callowhill. Since we only have three
7 minutes, I have -- and I hope with your
8 permission, Council President, I would
9 like to just distribute a new study
10 that's come out just in the last few
11 weeks showing that homes and other real
12 estate properties that are located within
13 500 feet of billboards sell for over
14 \$30,000 less, approximately \$30,859, and
15 that the homes that are in and the real
16 estate properties within the same census
17 tract, for every billboard that's there,
18 the homes are worth a thousand dollars
19 less.

20 So I think if we want to think
21 about ways to make our City more
22 prosperous and to help those people who
23 live in neighborhoods where there's so
24 much great development going on, we
25 really need to think about adding

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2 billboards to the mix.

3 Also in this packet you will
4 find a letter from the United States
5 Department of Interior, Cynthia MacLeod,
6 basically pointing out that the very
7 place where this district will be will
8 have tremendous negative impact on
9 several important national landmark
10 properties, and she strongly encourages
11 this Council not to pass this bill.

12 And, finally, despite the laws
13 that we have since 1988 protecting this
14 corridor through the Parkway bill and
15 1991 laws that made it much stricter on
16 billboards, this bill also violates the
17 Highway Beautification Act, and with that
18 violation comes a penalty of 10 percent
19 loss of our federal highway funds. I
20 know that other cities that are now
21 grappling with having to compliance with
22 this law have a lot more expense trying
23 to get these signs down and litigating,
24 and I know this particular property owner
25 after ten years of litigation trying to

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2 get around our own current laws, that
3 we're really saddling taxpayers with a
4 long, drawn-out history of more
5 litigation. So I strongly urge you to
6 think very carefully before passage of
7 this bill.

8 And I also -- I know we've been
9 having a lot of problems with the
10 Internet communications with a lot of our
11 taxpayers and citizens in Philadelphia,
12 and so I just brought one copy of all the
13 letters that have been sent in the last
14 several days. There's about 300-and-some
15 letters in here from citizens in
16 Philadelphia. I know you haven't heard
17 from that yet -- from these folks yet
18 because of this problem, and we're trying
19 to rectify it, but please know that when
20 given the choice, citizens choose beauty
21 over blight, and going forward, wrapping
22 our buildings with advertising wall wraps
23 only benefits the property owner.

24 Thank you very much.

25 COUNCIL PRESIDENT VERNA: Thank

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2 you. Thank you very much.

3 Stephanie Kindt, commenting on
4 110563.

5 (Witness approached podium.)

6 MS. KINDT: With Council's
7 permission, can I defer my three minutes
8 to Mary Tracy?

9 COUNCIL PRESIDENT VERNA: I'm
10 sorry. I didn't hear you.

11 MS. KINDT: With Council's
12 permission, can I defer my three minutes
13 to Mary Tracy?

14 COUNCIL PRESIDENT VERNA: I
15 think the rule is three minutes for each
16 speaker. Mary has had her three minutes.
17 So I would ask you, Stephanie, if you
18 want to be recognized, please proceed.

19 MS. KINDT: No. Thanks so
20 much, no.

21 COUNCIL PRESIDENT VERNA: Our
22 next witness.

23 CHIEF CLERK: Lorna Lawson,
24 commenting on 110563.

25 (Witness approached podium.)

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2 MS. LAWSON: I'd like to
3 introduce myself as a long-time resident
4 of the City and a business owner and an
5 activist with Society Hill Civic
6 Association, largely in zoning and
7 historic preservation issues. I have
8 been involved long term with enhancing --
9 efforts to enhance the visitor experience
10 in Philadelphia in the historic district,
11 and I hope members of Council realize
12 that for all the people coming in over
13 the bridge entering the historic
14 district, this is going to be their
15 greeting if you pass this bill.

16 I also have been active as a
17 representative of Society Hill Civic
18 Association in the effort to craft the
19 new Zoning Code, and we've been very
20 actively involved in that, and the timing
21 of this bill just preempts and undermines
22 that effort in a really upsetting way,
23 because the community immediately around
24 is somewhat undefined and within a few
25 weeks, we will have a code. We still

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2 won't have all the signage part of the
3 code, but within the year, it should be
4 resolved. And I think in deference to
5 other people who have made investment in
6 this area, that they deserve the
7 opportunity to have representation
8 through the new process of review, and I
9 hope you'll support that by voting
10 against this bill.

11 CHIEF CLERK: Steven Starr.

12 (No response.)

13 CHIEF CLERK: Steven Starr.

14 (No response.)

15 CHIEF CLERK: Dr. Robert

16 Cavoto, commenting on 110631.

17 (Witness approached podium.)

18 DR. CAVOTO: First of all, let
19 me, first off, allow me to thank you for
20 the opportunity to speak to Council and
21 to thank each of the Councilmen I have
22 recently met.

23 I'm here to speak about Bill
24 110631. Some people might call it
25 limiting access to police reports and

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2 private information. I call it
3 eliminating public access from public
4 records. These public records are
5 traffic report incidences and they're
6 produced on the road after an accident
7 occurs, public road, by public servants,
8 housed in a public building, maintained
9 by public computers. And my concern is
10 that we provide a very valuable service
11 to the community.

12 There are many people who get
13 involved in an automobile accident and
14 they're completely unaware of what is
15 available to them through their
16 automobile policy. Today you'll be
17 seeing a few of them.

18 We grant you that like in
19 anything else, there have been abuses and
20 misuses of information. Even as in the
21 City Council when somebody goes awry, the
22 Council doesn't shut down. You simply
23 take care of it and you remove that
24 individual.

25 We've been working with the

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2 regulator to put together not only just
3 an investigation but -- I'm sorry. We've
4 been working with the Controller to put
5 together not just regulations but also
6 investigation in order to figure out
7 what's going on and how to fix it.

8 My main concern about this is
9 two reasons. One, the insurance industry
10 is for it, and the insurance industry has
11 historically gone out of their way to
12 treat their policyholders unfairly. This
13 is why legislation -- or the Legislature
14 has put together bad faith laws and fair
15 practices acts.

16 Bottom line, when it comes down
17 to dealing with the insurance company, if
18 they want it, it's not good for the
19 people.

20 The other part of this is, if
21 we do do this, there are hundreds of
22 doctors in the City that have many, many
23 employees that will be laid off. Clinics
24 will be shut down, and there will be less
25 of an opportunity for work in the City,

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2 not to mention the tax dollars that the
3 cities themselves will be losing. It's
4 bad business, bad for the City, bad for
5 the people.

6 If you balance what's occurring
7 on the scales of justice, you'll see that
8 the argument will be there are some
9 people who are inconvenienced
10 temporarily, temporarily by getting a few
11 phone calls that aren't asked for and
12 unwelcomed. However, many people will
13 benefit by obtaining the benefits that
14 their insurance company is supposed to
15 offer that the insurance company does not
16 offer. It's important to note not only
17 does the insurance company not offer it,
18 in many cases they'll go to these
19 people's homes and offer them a small
20 stipend, \$500, \$600, to sign their rights
21 away. This happens many, many times. A
22 gross example of this was Katrina. When
23 people were hit by the hurricane, you saw
24 ads all over the TV. They were down
25 there the next day writing checks. This

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2 is before people knew what their losses
3 were. This is before people knew what
4 was due them. This was an easy way to
5 save money.

6 The insurance companies make
7 money two ways. One, selling policies;
8 two, denying or limiting what they pay
9 out, no matter what the policy says. And
10 what's really very interesting, there
11 will only be one other doctor speaking
12 here, only one other --

13 COUNCILWOMAN TASCO: Your time
14 is up. Thank you.

15 CHIEF CLERK: Dr. David
16 Paoline, commenting on 110631.

17 (Witness approached podium.)

18 DR. PAOLINE: Good morning, and
19 I want to thank you for taking time to
20 let me speak.

21 This bill, as Dr. Cavoto
22 mentions, it makes a lot of mistakes. As
23 a treating physician in the area, I can
24 tell you that I've helped thousands of
25 patients who did not know they had

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2 benefits under the motor vehicle
3 insurance. Many people didn't know that
4 they could get care, and many people got
5 better because they were told that they
6 could because of the ease-ability of this
7 bill in the situation where the people
8 could get calls.

9 I could go on for hours, but
10 I'm just going to give you some simple
11 examples. One of my patients was hit by
12 a car. She doesn't have insurance. She
13 doesn't have any kind of car insurance.
14 She didn't know that she could get
15 treatment. She was helped.

16 Another patient -- and many
17 patients are passengers. They're not the
18 owners of the car. They don't own
19 insurance, and they don't know that the
20 car insurance covers them as well, and
21 they get help.

22 A third patient of mine was a
23 driver. This just happened within this
24 last month. She called her insurance
25 company and put the claim in. The

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2 insurance company adjuster told her that
3 she doesn't want to put this claim in
4 because she has a \$500 deductible that
5 she would have to pay. When I informed
6 her that the deductible is only for her
7 car repair, not for her health, she
8 called her back. The adjuster then told
9 her, Well, before you actually put this
10 claim in, let me get all the paperwork
11 done and don't go back to that doctor
12 until I give you your claim number.

13 She hasn't been back. The
14 furthermore is that the claim number
15 takes five minutes. So it is obviously a
16 stall tactic. And as they say, where
17 there's smoke, there's fire. If this is
18 one that I found out, how many more is
19 happening here?

20 This bill doesn't solve the
21 problem. As Dr. Cavoto says, they're
22 working with various Council in order to
23 solve the problems within the room, but
24 to close down the room would cause -- get
25 rid of all the good doctors and all the

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2 good lawyers that are simply doing
3 business. All those people will simply
4 leave and go to different areas, and all
5 that revenue that they create will be
6 lost taxes for Philadelphia. In
7 addition, many people will lose their
8 jobs. So by closing down this room,
9 you're still going to have the same
10 problems you have. You're going to have
11 a decrease in taxable revenue and you're
12 going to have an increase in
13 unemployment.

14 Do not pass this bill. Rather,
15 fix the situation.

16 Thank you.

17 COUNCIL PRESIDENT VERNA: Thank
18 you.

19 CHIEF CLERK: Sheryl Garcia,
20 commenting on 110631.

21 (Witness approached podium.)

22 MS. GARCIA: Giving honor to
23 God, my Lord and Savior, Jesus Christ,
24 thanking him for the Holy Spirit and the
25 privilege and opportunity to be here

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2 today.

3 Thank you, Councilmen and
4 Congress, for having me here.

5 I called some people yesterday
6 to let them know to vote no for 110631
7 for the police record bill. I'm a
8 witness on the behalf of that of what
9 Dr. Cavoto has said and the young man
10 that just spoke. I too myself were in a
11 few accidents, not knowing which way to
12 turn, in so much pain and agony, I was
13 just going to turn -- you know, let it
14 go, but I got a phone call with someone
15 that cared to help me, to show me the
16 way, that there was a better way, because
17 in turning it into insurance companies, I
18 don't know what that is. It's like going
19 to the bank. They want your money, but
20 when you go to get it, they give you a
21 hard time in getting it.

22 But just the same, with these
23 insurance people and paying the
24 deductible, I have yet to get it back.
25 For the people who hit my vehicles, I

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2 witnessed it, you know, and involved in
3 it, and the pain and agony is so
4 excruciating, and how the attorneys get
5 paid and you get zilch on the dollar,
6 enough to buy a pair of socks, and you're
7 still in pain for years to come and they
8 have been paid up the hmm and like -- and
9 I'm still waiting. I'm still waiting,
10 and I'm very aggravated behind it all.
11 And I know other people as well, they
12 don't know which way to turn, and when
13 they do try to turn somewhere to get help
14 from an attorney or their insurance
15 companies, it's always put on the back
16 burner.

17 And personally I'm past fed up
18 with it, and I know God hears my prayers
19 and answer them, and I thank him for
20 hearing me today and answering this,
21 because this too shall pass.

22 In Jesus' name.

23 Thank you for your time and
24 patience.

25 CHIEF CLERK: Steven Hawkins.

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2 (No response.)

3 CHIEF CLERK: Steven Hawkins.

4 (No response.)

5 CHIEF CLERK: Norman Westfield.

6 (Witness approached podium.)

7 MR. WESTFIELD: Good morning,

8 Madam President.

9 COUNCIL PRESIDENT VERNA: Good
10 morning.

11 MR. WESTFIELD: I am an
12 employee of Dr. Cavoto's. I am a driver
13 for his company. I also oppose
14 against -- I'm against this bill, because
15 it not only not makes me a taxpayer, but
16 I need this job because I have three
17 little kids at home who needs me and
18 support -- excuse me; who I need their
19 support and they need mine. And I also
20 think that -- I'm a little nervous, so
21 please forgive me.

22 I ask that you not -- vote
23 against this bill. That's all I have
24 today. Thanks.

25 COUNCIL PRESIDENT VERNA: Thank

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2 you.

3 CHIEF CLERK: Peter Springer,

4 commenting on 110631.

5 (Witness approached podium.)

6 MR. SPRINGER: I vote against

7 it. My name is Peter Springer. I vote

8 against the bill, because I would have

9 been -- without this, I would have been

10 denied access for my pains and sufferings

11 if they didn't have it. I would have

12 been denied counsel, and I wouldn't have

13 known my rights. And I've been helped

14 out a lot by people who supported this.

15 So I'm voting against it.

16 COUNCIL PRESIDENT VERNA: Thank

17 you.

18 Our next witness.

19 CHIEF CLERK: Bob Scott.

20 COUNCIL PRESIDENT VERNA: Is

21 Mr. Scott here?

22 CHIEF CLERK: Commenting on

23 110631.

24 (Witness approached podium.)

25 COUNCIL PRESIDENT VERNA: Good

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2 morning.

3 MR. SCOTT: Good morning, Your
4 Honor. I just want to thank you. I want
5 to thank everybody for you to have me
6 here this morning.

7 The reason why I'm here, I
8 would really like to be against this
9 bill, because this place have been so
10 much of a good salvage to us, especially
11 for us that lives within the community.
12 I remember when I had my accident, I
13 didn't know where to turn. I didn't know
14 who to talk to, but fortunately as the
15 law did it, I had a call from the office.
16 Just because of that, when I had the
17 call, I feel relief.

18 I went into the place, and it
19 happens that I received the care that I
20 was looking for, and for that reason, I
21 was so much -- I was so much happy,
22 because I really think this place is a
23 great service to the people and it's a
24 great service to all of us that doesn't
25 know -- that doesn't understand the

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2 situation when trouble comes your way,
3 and you never know when you will be
4 involved in an accident.

5 So for this reason, that's why
6 I'm here this morning, to vote against
7 this bill, and with your respect, and
8 that is the reason why I'm here. I just
9 want to say thank you and I hope that we
10 are against this bill.

11 COUNCIL PRESIDENT VERNA: Thank
12 you.

13 Our next witness.

14 CHIEF CLERK: Michael Golden,
15 commenting on 110631.

16 (Witness approached podium.)

17 MR. GOLDEN: How you doing,
18 everybody? And praise God to be here.

19 I'd like to vote against this
20 bill myself. I've never been hit,
21 anything wrong, and when I was hit by
22 this truck, I didn't know what to do.
23 And I finally got a phone call for
24 somebody to be able to help me. I didn't
25 know a lawyer, nobody. And they helped

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2 me get all this, get treatment, lawyer.
3 And the person who hit me stuck \$20 in my
4 hand, Here's for your bike, jumped in his
5 truck, drove off, you know. Picking the
6 bike up, that's nice, and helped me up
7 out the middle of the street, and then
8 turned around after you and drove off,
9 you know.

10 And it's hard for people that
11 get hit, you know, by being people to run
12 off to know what to do, you know. It's a
13 mystery for us, and I thank God for this
14 and I encourage everyone to vote no for
15 this.

16 Thank you.

17 COUNCIL PRESIDENT VERNA: Thank
18 you.

19 Our next witness.

20 CHIEF CLERK: John Sambolini.

21 MR. SAMBOLINO: Sambolino.

22 CHIEF CLERK: Sambolino.

23 (Witness approached podium.)

24 MR. SAMBOLINI: Good afternoon.

25 My name is John Sambolino. I'm an

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2 attorney. I'm here to speak in
3 opposition to Bill 110631.

4 Police motor vehicle accident
5 reports are public records under state
6 law. This bill attempts to unilaterally
7 say that they're confidential and the
8 public can't access them.

9 What I do as an attorney is, we
10 access these records. We send letters
11 out to people who have been involved in
12 motor vehicle accidents offering our
13 services for damages or injuries. People
14 can do one of two things. They can call
15 me or they can throw the letter in the
16 trash. If they call, I try to help them
17 out. People will say, you know, I wish
18 you could help me, but you really can't.
19 I was walking across the street, the car
20 hit me, took off, I don't know who it
21 was, I got hurt.

22 I go, Is there a car under your
23 family?

24 They go, Yes.

25 I go, If there's a car in your

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2 family, that insurance pays for your
3 medical bills.

4 Well, the car wasn't involved
5 in the accident.

6 I go, It doesn't make any
7 difference.

8 And they go, How about getting
9 money in my pocket?

10 I go, Well, check your policy
11 and see if you have uninsured motorist
12 coverage. If you do, I could help you
13 out. If you don't, I can't help you, but
14 this is how you get your bills paid.

15 Somebody else will call and
16 they'll say, you know, I was hit by a
17 car, took off.

18 I go, Okay. Do you have a car?

19 No, no car.

20 Do you live in Pennsylvania?

21 Yeah.

22 I go, There's a state fund.

23 It's called the Pennsylvania Financial
24 Responsibility Assigned Claims Plan. If
25 you're a Pennsylvania resident and you

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2 don't own a car and you get hit by a car
3 with no insurance -- and a hit-and-run
4 car is considered a car with no
5 insurance -- you could put a claim in
6 against this fund. If you have health
7 insurance, they won't pay your medical
8 bills. Your own health insurance pays
9 your medical bills. But if you don't
10 have health insurance, they'll also pay
11 medical bills.

12 People don't know about this
13 kind of stuff. I am here just to help
14 people. If I get 11 calls, I may be able
15 to make money on one of those calls, but
16 the other ten, I can help people get
17 their cars fixed, get their medical bills
18 paid, whatever it takes.

19 Again, this bill is in
20 opposition to state law, and,
21 respectfully, if it's passed, we are
22 going to file an injunction to stop it.

23 Thank you very much.

24 COUNCIL PRESIDENT VERNA: Thank
25 you.

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2 Our next witness.

3 CHIEF CLERK: Jenny Robinson,
4 commenting on 110631.

5 (Witness approached podium.)

6 MS. ROBINSON: Good morning.

7 Thank you for allowing me to speak. My
8 name is Jenny Robinson and I'm in Public
9 and Government Affairs for AAA
10 Mid-Atlantic. We have 700,000 members in
11 the five-county Philadelphia region,
12 79,000 of whom live in Philadelphia and
13 many of the rest travel and work and
14 visit Philadelphia every day, and we are
15 here on behalf of those motorists. And
16 so we'll be clear on what this issue is.

17 The City Records Department is
18 taking advantage of a loophole in state
19 law and is selling our personal
20 information from accident reports. For
21 the cost of a privilege pass, our names,
22 addresses, phone numbers, insurance
23 information and other personal data are
24 being sold to anyone who wants to pay for
25 it. Marketers are paying those fees and

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2 reselling the information to others, who
3 then solicit accident victims for
4 business.

5 Imagine being in a crash and
6 having to deal with injuries and vehicle
7 damage. It's traumatic, and we have
8 heard from a couple of people, and I
9 understand what a traumatic experience
10 that is. But AAA Mid-Atlantic believes
11 that that choice of whether to be in
12 contact with a healthcare provider or a
13 lawyer or anyone else should be in your
14 hands as a motorist and consumer. Being
15 solicited in an unwanted way by people
16 whom you did not give the permission to
17 have your information is annoying at best
18 and potentially illegal at worst as it
19 can lead to solicitation for insurance
20 fraud.

21 According to the Pennsylvania
22 Insurance Fraud Prevention Authority,
23 state agency, more than one-third of
24 people hurt in auto accidents exaggerate
25 their injuries. Nationally it's

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2 estimated that insurance fraud involving
3 motor vehicles cost an estimated \$58
4 billion a year. One study estimates this
5 crime adds as much as \$200 to the average
6 annual cost of auto insurance. That's
7 money out of all of our pockets as
8 consumers.

9 Councilman Jim Kenney's Bill

10 No. 110631 would close this loophole and
11 protect your privacy. This bill will
12 ensure these reports will remain
13 confidential and only available to those
14 who need to see them. And, by the way,
15 AAA has conducted an opt-in e-mail
16 campaign with which 130 of our members
17 chose to generate letters to all members
18 of City Council, and they've been
19 provided with the letters as well as with
20 the list of the people who are interested
21 in seeing this bill pass and having our
22 privacy protected.

23 Thank you very much.

24 COUNCIL PRESIDENT VERNA: Thank
25 you.

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2 CHIEF CLERK: Norma Van Dyke,
3 commenting on 110563.

4 (Witness approached podium.)

5 MS. VAN DYKE: My name is Norma
6 Van Dyke. I live in Center City, and I'm
7 here in regard to putting signs along the
8 highway in view of a historic district.

9 It seems clear that what's
10 being voted on today is the supremacy of
11 councilmanic privilege. Is upholding the
12 tradition of councilmanic privilege worth
13 risking a 10 percent reduction in federal
14 highway funding? Is it worth violating
15 existing laws which have been
16 successfully defended all the way to the
17 U.S. Supreme Court? Is it worth
18 overriding unanimous vote of the Planning
19 Commission? Is councilmanic privilege
20 more important to Councilmembers than the
21 validation of the community will as
22 reflected in the master plan for the
23 Delaware River Waterfront? What would be
24 achieved by passing this legislation? Or
25 will Council signal to incoming members

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2 that there's a new day in City Council?

3 Your answer will give the --
4 your vote will give the answer to that
5 question.

6 COUNCIL PRESIDENT VERNA: Thank
7 you.

8 Our next witness, please.

9 CHIEF CLERK: Virginia Brown,
10 commenting on 110805.

11 (Witness approached podium.)

12 MS. BROWN: Good morning.
13 Councilwoman Verna, members of City
14 Council, thank you for the opportunity to
15 speak today. My name is Virginia Brown
16 and I'm Vice-President of District
17 Council 47 retirees and Coordinator of
18 the Coalition of Retirees for Economic
19 and Social Justice, and we're here today
20 in support of Bill No. 110805.

21 We oppose House Bill 934 and
22 believe that it is a form of voter
23 suppression. Many senior citizens,
24 ex-offenders, young people and persons
25 with disabilities do not have a voter ID

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2 and will not know that they need one
3 until it's too late.

4 We believe that everyone should
5 have the right to vote, and encourage you
6 to vote against this bill today. The
7 Coalition supports the opposition to
8 House Bill 934.

9 Thank you for your time.

10 COUNCIL PRESIDENT VERNA: Thank
11 you.

12 (Applause.)

13 CHIEF CLERK: Deb Noone,
14 commenting on 110631.

15 (Witness approached podium.)

16 COUNCIL PRESIDENT VERNA: Good
17 morning.

18 MS. NOONE: Thank you.

19 Personal information of Philadelphia
20 residents listed on police reports is
21 being harvested and brokered by
22 telemarketers and medical providers for
23 their sole benefit as they exploit easy
24 access to this information and the use of
25 the residents of Philadelphia for their

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2 personal gain. For years I received
3 complaints from mostly uninjured
4 Philadelphians upset at receiving
5 multiple unsolicited phone calls on their
6 personal cell or unlisted phone numbers
7 after an accident. My investigation led
8 to the privilege pass room, which
9 provides inexpensive and complete access
10 to accident reports and any personal
11 information on them. One City
12 chiropractor who is a friend of mine said
13 he couldn't afford the going rate of up
14 to a thousand dollars for a week's worth
15 of accident victims' names, and he
16 described the privilege pass and
17 telemarketing process to me.

18 The privilege pass holders have
19 total access to everything on the report.
20 Some information is actually protected
21 under the Right to Know laws, information
22 such as the names, addresses, dates of
23 birth, driver's license numbers, vehicle
24 VIN numbers and registration plates,
25 insurance policy number, information on

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2 minors in the accident, essentially the
3 entire report.

4 There's no system in place to
5 identify who takes possession of anyone's
6 specific personal information. Each City
7 resident's personal information is sold
8 many times over and ends up with many
9 different telemarketers and medical
10 providers. Once the lists are compiled,
11 the competition for patients begins.

12 These are not advocates, but
13 telemarketers who are not even subject to
14 criminal background checks before they
15 get this information.

16 They give the impression that
17 they're from the resident's own insurance
18 company, further confusing residents, who
19 wonder why their company keeps calling
20 them when they already told them they
21 were not injured. They feel their
22 privacy was invaded and they're angry at
23 personal information getting into the
24 hands of strangers. They're afraid of
25 the possibility of identity theft. They

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2 worry about who has their information and
3 what else will be done with it.

4 Telemarketers sometimes offer
5 payments up to \$25,000 to entice the
6 person to go for treatment even when they
7 were told there was no injury.

8 At your committee hearing,
9 resident Kathryn Rolle testified she was
10 advised to fake an injury, and when she
11 continued to resist, she got harassing
12 calls. Another resident, Mike Ebner,
13 testified he received 15 calls to his
14 unlisted home phone number within days of
15 his accident, and another person
16 testified she was called even though her
17 car was parked and unoccupied. I've
18 interviewed people that were solicited
19 that did not even receive all the
20 treatment that was billed.

21 We know of no other
22 jurisdiction in the state that has a
23 system like Philadelphia's privilege pass
24 facilitating the marketing of their
25 private citizens by allowing average

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2 citizens to scrutinize and retain
3 personal information from unredacted
4 police reports and broker out the
5 information. Somehow doctors and
6 patients manage to find each other
7 everywhere else across the state without
8 this system.

9 Some people say that
10 telemarketers provide a valuable service
11 advising the residents of their available
12 benefits. Under Pennsylvania Code,
13 insurers by law must disclose all the
14 benefits, coverages and provisions like
15 available medical benefits to those with
16 a claim. How are the telemarketers even
17 remotely qualified to advise on liability
18 benefits and coverages available from the
19 scores of different insurers and policies
20 out there? And should the City provide
21 the personal information, making it
22 possible for telemarketers to offer
23 unsolicited and unprofessional insurance
24 and coverage advice?

25 Voting no continues to allow

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2 personal information from your residents
3 to get out on the street and sold purely
4 for the benefit of third parties taking
5 advantage of it, while voting yes will
6 protect the personal information of your
7 constituents from further exploitation.

8 Thanks.

9 COUNCIL PRESIDENT VERNA: Thank
10 you.

11 CHIEF CLERK: Al Brown.

12 COUNCIL PRESIDENT VERNA: Is
13 Mr. Brown here?

14 MR. BROWN: Yes.

15 CHIEF CLERK: Commenting on
16 110518-A.

17 (Witness approached podium.)

18 COUNCIL PRESIDENT VERNA: Good
19 morning, sir.

20 MR. BROWN: Good morning,
21 Council President. My name is Albern
22 Brown. I'm here to give testimony in
23 support of the Contractors Roundtable
24 Council position on this bill. I'd like
25 to say that I'm a contractor of -- I'm

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2 the owner of two companies here in
3 Philadelphia, two steel companies. I'm a
4 manufacturer and fabricator of a company
5 that's residentially based and
6 commercially -- does commercial business
7 in the City of Philadelphia. We also
8 have a company that is -- I'm the only,
9 by checking today, the only African
10 American union contractor in the steel
11 construction industry.

12 I'm here also to support
13 Mr. Ali's position against this bill,
14 because basically he represents the
15 Contractors Roundtable Council. He
16 also -- he's also an advocate of the
17 everyday citizen.

18 Things have to change the way
19 business is being done in the City of
20 Philadelphia, specifically for minority
21 contractors. I hate to use the word
22 "minority" because it's such a vast word,
23 where African American or black
24 contractors really represent even a less
25 number that's represented in the

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2 construction industry.

3 I'm asking City Council and
4 people to do something about the way
5 construction is done in the City of
6 Philadelphia, to come up with a law or
7 some type of ordinance where African
8 Americans, black contractors, can be --
9 show some type of -- to be able to get
10 work that -- under that designation of,
11 I'm sorry, for participation, because we
12 get less -- we get 1 percent basically of
13 the minority participation.

14 Things have to change, and I'm
15 just asking for support in helping
16 passing laws so that we can get the
17 business that we should be entitled to.

18 COUNCIL PRESIDENT VERNA: Thank
19 you.

20 CHIEF CLERK: Shaka Trotter.

21 (Witness approached podium.)

22 MR. TROTTER: Yes. Good
23 morning. My name is Shaka. I'm from --
24 first I want to thank City Council. This
25 is the first time I had a chance to speak

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2 to the most powerful City Council in my
3 lifetime, and I want to thank you and
4 good morning for being here and receiving
5 me warmly.

6 I'm from Contractors

7 Roundtable. We're the organization that
8 shut down the Convention Center, turned
9 that into a ghost town, stopped the
10 traffic from here all the way into
11 Camden. People calling from Jersey
12 wanted to know what was going on in
13 Philly.

14 I want to thank Councilman

15 Darrell Clarke for helping us to bring
16 the Keating, Papa Keating and Baby
17 Keating, to the table and negotiate with
18 the Keatings. I want to thank you,
19 Mr. Clarke, for that, for assisting us.

20 One of the key crisis in black

21 life is the lack of an economic power
22 base that give us a permanent place and
23 permanent power in the construction of
24 Philadelphia. We need a power base that
25 will give us a more moral, material and

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2 meaningful interpretation of life. A lot
3 of times we get this misconstrued
4 interpretation of life. So, therefore,
5 the man -- the black man and woman that
6 comes to our community with dirt on their
7 boots is not the hero, or the Councilman
8 or Councilwoman that come home with their
9 suit, tie and briefcases, they're not the
10 heroes in our community sometimes. It's
11 the drug pusher. That's the first line
12 of fire. That's the people that your
13 children meet when they get off of the
14 school bus coming home while we're at
15 work. They're economic terrorists in our
16 community.

17 A.P. to us is another form of
18 economic terrorist. As we look at their
19 records the past three years, they did
20 over \$52 billion worth of business and no
21 contracts to the African American or
22 African community or -- I mean, it's no
23 deals being made. There's no
24 correspondence being made.

25 I met A.P. I shook his hand.

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2 I didn't know to shake his hand or put
3 both of my hands up in the air. It felt
4 like a stickup.

5 What I'm saying is this: That
6 something has to change. We can't change
7 one economic terrorist for another. We
8 have human possibilities. Our human
9 possibilities are denied. We want to
10 send our children to college just like
11 they send their children to college. We
12 cannot send our children to college on
13 food stamps. We need contracts. No, we
14 don't want to come in and sweep up your
15 jobs after you finish building what you
16 have to build. We like your buildings,
17 but we're tired of sitting on the other
18 side of the chain link fence and watching
19 you build beautiful buildings and we
20 can't do for our community.

21 It's a travesty, and, like I
22 said, they're denying human
23 possibilities. There's no telling what
24 we could possibly do if we wasn't denied
25 and shut out. And these are taxpayers'

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2 dollars.

3 What is A.P.? Absolute Power.

4 I don't think so. We will meet you at
5 the gate. Ask Keating how much money he
6 lost. We turned that job site into a
7 ghost town, and we ain't going away. We
8 here to stay. And this is for ourselves
9 and history.

10 Thank you so very much.

11 COUNCIL PRESIDENT VERNA: Thank
12 you.

13 CHIEF CLERK: Jihad Ali,
14 commenting on 110518-A and 110517.

15 (Witness approached podium.)

16 MR. ALI: Good morning, Madam
17 Chair, members of Council. I have some
18 documents I'd like to give into the
19 record.

20 COUNCIL PRESIDENT VERNA: Yes.

21 MR. ALI: I have -- what I put
22 in the record, Madam Chair, was the OEO,
23 Economic Opportunity's Office, contractor
24 participation reports for 2010, 2011;
25 Delaware River Waterfront Corporation

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2 participation report for the Race Street
3 Pier, 2011; Exhibit B from Ameresco
4 Economic Opportunity Plan; Articles of
5 Incorporation of business for A.P.
6 Construction and Articles of
7 Incorporation for JPC Group; and a copy
8 of the e-mail that I sent to the
9 Executive President of A.P. Construction.

10 I'm here today with the other
11 members of our organization because we're
12 here to express our outrage that no
13 African Americans are included in that
14 project.

15 One thing I would like to say
16 in the record, I would like to support
17 that group that was here earlier, because
18 myself and my family, we're products of
19 protests and change, and as Shaka told
20 you, we were advocates of protest. We
21 stood in front of buses. We did all
22 that. And as you pass your baton to a
23 new leader in this community, we hope
24 that that leader will have the dignity
25 and respect that you've always shown the

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2 people as you show us today. So as we
3 pass the baton to the young people, we
4 want them to have the heart and courage
5 that we had. So that works. We want to
6 see that happen.

7 I hate to rush when I say thank
8 you, because, Madam Chair, you have
9 always been as you are today to me. When
10 I've come down here, you've listened to
11 me. You've always given me respect,
12 because I was a citizen, not because I
13 was a member of a prestigious law firm or
14 because I was wealthy, but because I was
15 a citizen, and I respect you for that,
16 because all I have is truth and my word,
17 and that means a lot to me.

18 Other members of Council,
19 Councilman Clarke, he has been
20 exceptional. Councilman Goode, he has
21 been exceptional. Councilwoman
22 Blackwell, she has been exceptional.
23 Councilwoman Brown, Councilman Curtis
24 Jones, I have to give you a lot of
25 respect, because you have a memory,

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2 because when you got the power, you
3 remembered me. The Bible talks about
4 Joseph in the cell, and there was a guy
5 in there, he said, Remember me. And the
6 guy didn't remember, but, Councilman, you
7 remembered me. You had faith in me, and
8 I respect that, and I will never let you
9 down.

10 Councilman Kenney, I respect
11 you because you allow me to come and talk
12 frank and blunt, and it's hard sometimes
13 when you have to say, Well, look, white
14 and black, it sounds like it's decisive,
15 but it is the truth. You know, I really
16 respect that.

17 Councilwoman Blackwell, on this
18 issue, when I came to the A.P. hearing,
19 we talked time after time. It was your
20 office that got me a meeting with A.P.
21 Your attorney Christmas, he went out of
22 his way, and he kept me cool, because
23 when the President of A.P. came in there,
24 he was outraged that I had the audacity
25 to talk about this issue with him. He

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2 thought that he could buy you.

3 Councilwoman Blackwell, thank you for not
4 selling us out.

5 Councilman Clarke, you've given
6 me enough opportunities. I presented
7 this at the public testimony, everything.
8 You've given us an opportunity. I thank
9 you.

10 We've done everything that we
11 could do at this Council. The system
12 works. We'll go to the next stage. But
13 this issue about excluding African
14 Americans, it starts right here, like all
15 protests.

16 When you look in the past, when
17 you look at Jim Crow laws, the law was
18 used because -- you might as well call it
19 "Jim Crow, look the other way." When we
20 had these hearings here, you asked, this
21 body through the efforts of Councilman
22 Goode, asked for economic opportunity
23 plans. Well, they gave you a blank
24 paper. You pass it out. Then they
25 attach a plan, and then the plan on Page

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2 1, they say we're going to have an
3 oversight committee. They say we're
4 going to have a working committee. On
5 Page 8 they say we may have it. What is
6 that? So what they want to do is like
7 they used to say in the past, they want
8 to jive us. They want to BS us. They
9 want to bamboozle us. But the thing is,
10 if we have a committee, whoever the
11 leader is, take a page out of Eddie
12 Rendell's book. When he went to the top,
13 he empowered other people.

14 Councilman Goode, there's no
15 other champion on this issue of inclusion
16 than Councilman Goode, Councilman Jones,
17 Councilwoman Blondell Reynolds Brown.

18 When you go to the top,
19 Councilman, take them with you and we'll
20 make this thing happen.

21 Thank you, Councilwoman.

22 (Applause.)

23 CHIEF CLERK: Christopher
24 Sawyer, commenting on 110563.

25 (Witness approached podium.)

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2 MR. SAWYER: Good morning,
3 Madam President.

4 COUNCIL PRESIDENT VERNA: Good
5 morning.

6 MR. SAWYER: Madam President,
7 members of City Council, my name is
8 Christopher Sawyer. I'm a homeowner,
9 resident of East Kensington. I rise
10 before you in opposition to Bill 110563,
11 which is an attempt to spot zone a large
12 illuminated sign for the benefit of a
13 single property owner. I'm not here to
14 discuss the fact that the property owner
15 owes \$68,000 for his illegal sign or the
16 \$200,000 the City of Philadelphia has
17 spent in time and energy involved in
18 litigation over this sign launched by the
19 property owner.

20 I'm not here to discuss the
21 fact that this sign is already prohibited
22 by a federal rule and that the property
23 owner has gone to the Supreme Court, then
24 denied certiorari.

25 I'm here to remind you that

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2 before you decide to once again spot zone
3 something that no one in the immediate
4 area wants, except for one property
5 owner, without input by those affected,
6 except me and a few others standing here
7 before you, this is the legacy
8 Philadelphia City Council has left us.

9 The City of Philadelphia has
10 the highest amount of property tax
11 arrearages in the nation for any major
12 municipality. For approximately 550,000
13 properties on the books, 110,000 of them
14 are in various stages of delinquency. So
15 as you walk down the street, one out of
16 every five lots you encounter is likely
17 to be delinquent and not contributing
18 badly needed income to the School
19 District of Philadelphia, police,
20 firefighters, street sanitation, City
21 employee pensions, City payroll, bond
22 repayments or any other basic functions
23 of City government. This makes
24 Philadelphia's bond debt toxic to invest
25 in.

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2 Excluding those arrearages for
3 those affected by the current recession,
4 there are properties with arrearages that
5 date back to the Kennedy Administration.
6 Detroit, a failed American city with
7 two-thirds of its population gone since
8 its nadir, has a better delinquency and
9 recovery rate than Philadelphia.

10 For streetscapes, the area
11 beyond property lot lines, enforcement of
12 Philadelphia City Code concerning illegal
13 signage, some simple examples, is weak.
14 Consider Title 10, 10-1200 that regulates
15 outdoor bandit signs. Enforcement is
16 practically non-existent. How do I know?
17 How about you come walk with me together
18 through a couple blocks of South Philly,
19 Mayfair, Overbrook and just look up at
20 your utility poles. I know you guys
21 drive cars. You see this stuff every
22 day. It looks like this (indicating).

23 Chances are excellent that you
24 see plenty of illegal signage all around
25 you outside of Center City. Agency

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2 officials have told the community that
3 it's too hard to find who owns these
4 things, even though we have a law that
5 bans them.

6 I have a website, which many of
7 you here on Council or your staffers may
8 be familiar with, called
9 BanditProject.org, which proves
10 otherwise, that you can identify these
11 people that are putting up illegal
12 signage, signage that Bill 1100563 is
13 dealing with on a massive scale.

14 I work a full-time job and I
15 can find many of these owners just in my
16 spare time. Why can't anybody who gets
17 paid -- who receives a paycheck from the
18 City?

19 My favorite sign -- these are
20 my favorite signs to deal with. "We buy
21 houses," one of the most pernicious types
22 of illegal bandit signs there are. There
23 are people who treat Philadelphia -- the
24 people who put this up, they treat
25 Philadelphia property as a commodity, not

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2 for reinvestment or development, but to
3 pass property around like baseball cards.
4 These are real estate wholesalers who are
5 not realtors, they're not licensed, who
6 operate in the City with a game plan of
7 snatching up properties at subpar value,
8 usually targeting our most vulnerable
9 citizens, then finding a landlord
10 investor, many of whom are not familiar
11 with the Fair Housing Act, the PA
12 Landlord-Tenant Act of 1951 or City
13 ordinance regulating rental property.
14 One such warehouser, Mr. David Albert
15 Slafman, whose signs explain we'll buy
16 your house --

17 COUNCIL PRESIDENT VERNA:

18 Excuse me, sir. Can you conclude your
19 remarks? You're beyond your three
20 minutes.

21 MR. SAWYER: Property issues
22 and illegal signage in zoning all
23 together affect our most immediate
24 environment. The way our City government
25 approaches these issues colors almost

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2 every aspect of our lives - crime, taxes,
3 revenue, quality of life. They're all
4 connected. Judging by how many of my
5 acquaintances of mine that have packed
6 their bags and have moved out of
7 Philadelphia, I would grade our City's
8 efforts at addressing these issues and
9 following up with actual enforcement to
10 be an F.

11 Spot zoning, poor response from
12 Streets complaints, countless L&I
13 complaints being stamped as unfounded
14 even when photographs, legal documents
15 and video of issues are widely
16 publicized, the fact that everyone here
17 knows that you don't have to pay your
18 property taxes and really worry about
19 consequences unless you live in Chestnut
20 Hill, and now this spot zoning Bill
21 110563, the residents of Philadelphia
22 have justified caution and reason for
23 concern and to fear their City Council.

24 Thank you.

25 COUNCIL PRESIDENT VERNA: Thank

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2 you.

3 Our next witness.

4 CHIEF CLERK: Tullu Speaker,
5 commenting on 110563.

6 (Witness approached podium.)

7 COUNCIL PRESIDENT VERNA: Good
8 morning, sir.

9 MR. SPEAKER: Good morning. My
10 name is Tully, T-U-L-L-Y.

11 Ladies and gentlemen of City
12 Council, my name is Tully Speaker. My
13 wife, Jane, and I live in Logan Square, a
14 few blocks away.

15 We ask you to vote in
16 opposition to Council Bill 110563 because
17 it amounts to spot zoning of a small
18 parcel near Vine Street between 6th and
19 7th Streets. It allows electronic
20 flashing wall wrap commercial advertising
21 signage, and thereby violates the special
22 sign controls in effect in the Vine
23 Street corridor, and it violates the size
24 and distance restrictions of the federal
25 Highway Beautification Act.

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2 We ask you to vote in
3 opposition of it.

4 Thank you for your time and
5 attention.

6 COUNCIL PRESIDENT VERNA: Thank
7 you, sir.

8 CHIEF CLERK: Jovida Hill,
9 commenting on 110563.

10 (Witness approached podium.)

11 MS. HILL: Good morning and
12 thank you for this opportunity to speak
13 before you today. My name is Jovida
14 Hill.

15 While I serve as Vice-President
16 of Logan Square Neighborhood Association
17 and I am a former Board member and Board
18 Chair of SCRUB, which has admirably
19 served as the public voice for public
20 space, but today I appear before you in
21 no official capacity. My testimony is as
22 a private citizen who opposes Bill No.
23 110563 that would permit a wall wrap
24 and/or digital signage in the area of
25 Vine Street between 6th and 7th Street.

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2 I would like to pose this
3 question: How many of you have ever
4 traveled to a third-world country? Those
5 of us who are fortunate enough to have
6 had the gift of international travel are
7 struck by what makes our nation and our
8 city great. One of the things that
9 invariably happens to most of us is that
10 as much as we have appreciated our
11 travels abroad, we are always grateful to
12 come home.

13 And with my own travels, and I
14 suspect with yours, there are some
15 striking differences that we have when we
16 have traveled to third-world countries
17 that give us pause, and these are aspects
18 that are very pertinent to this bill and
19 the economic and political climate we
20 find ourselves on this day and in this
21 city.

22 Just outside of these hallowed
23 halls of democracy, we have local
24 citizens in concert with people across
25 the nation who are standing up to oppose

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2 what my parents could never imagine or
3 what I could never imagine for my own
4 children in terms of the depth of the
5 devastation of our assumed way of life.
6 In pursuit of the American dream, none of
7 us in our wildest nightmares could ever
8 imagine the erosion of the middle class
9 that we find ourselves today with regard
10 to the impact of wealth inequality.

11 The two things we find most
12 striking when we travel to third-world
13 countries is that there is no middle
14 class. There is a handful of the very
15 wealthy and everybody else is poor. The
16 other thing that we are painfully aware
17 of is the cacophony of outdoor
18 advertising unfettered by protective
19 legislation.

20 Let me be clear. I am not
21 opposed to councilmanic prerogative.
22 Actually, I believe that of all of our
23 elected officials, our District Council
24 representatives are the most accountable
25 to those of us who put them in office.

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2 However, this bill sponsored by
3 Councilman DiCicco throws a monkey wrench
4 in this social contract since as a
5 retiring Councilman he will never have to
6 face the wrath of his constituents. But
7 you do.

8 I also offer that you have
9 absolutely nothing to lose by opposing
10 this legislation that sets a deleterious
11 precedent for outdoor advertising. This
12 bill is not in the best interest of our
13 tourist district. It is not in the best
14 interest of this growing neighborhood
15 that research has shown that the closer
16 you live to outdoor advertising, the
17 value of your home is reduced by --

18 COUNCIL PRESIDENT VERNA:

19 Excuse me, Ms. Hill. Can you conclude
20 your remarks? Your three minutes has
21 been up.

22 MS. HILL: Okay. Runaway
23 outdoor advertising that intrudes on our
24 public space is more like the third
25 world. The Occupy Movement articulates

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2 how much we have at stake. We don't want
3 to be a third-world nation any more than
4 we want to be a third-world city.

5 COUNCIL PRESIDENT VERNA: Thank
6 you very much.

7 MS. HILL: Thank you.

8 CHIEF CLERK: Robert Taylor,
9 commenting on 110805, 110802 and 110803.

10 (Witness approached podium.)

11 MR. TAYLOR: Good morning,
12 Madam President.

13 COUNCIL PRESIDENT VERNA: Good
14 morning.

15 MR. TAYLOR: Members of
16 Council, ladies and gentlemen. I'm
17 Robert Taylor, a citizen of South
18 Philadelphia. I'm commenting on
19 Resolution 110805, reject the PA House
20 Bill 934, restrictive voter ID
21 requirements by Jones and Sanchez;
22 Resolution 110802 and Resolution 110803,
23 World Diabetes Day and American Diabetes
24 Month. I rise in support of these
25 resolutions, and I thank the

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2 Councilmembers for introducing them.

3 Voting is a fundamental right.

4 Restrictive voter ID requirements may
5 require people to get government
6 permission to vote, and it is expensive
7 for the state to provide such ID's. The
8 government should be able to check any of
9 the names on the list against various
10 lists that they already have, such as
11 driver's license lists.

12 Again, we must be aware that
13 finding a cause is the cure. The rate of
14 diabetes has exploded in the past three
15 decades, meaning an estimated 350 million
16 people in the world now have the disease.
17 In almost every region of the planet,
18 diabetes prevalence has risen or at best
19 remained unchanged, according to a major
20 international study published and the
21 special online report by the Lancet
22 Medical Journal.

23 Genetically engineered foods
24 like high fructose corn syrup, the poison
25 that promotes obesity and liver damage,

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2 according to David Gutierrez of National
3 News, two new studies have added more
4 reason for concern that high fructose
5 corn syrup causes significantly more harm
6 to the body than mere sugar content would
7 suggest.

8 The first study published in
9 the journal Pharmacology Biochemistry and
10 Behavior, research from Princeton
11 University found that rats consuming high
12 fructose corn syrup gained more weight
13 and developed more cardiovascular risk
14 factors than rats consuming equivalent
15 amounts of sucrose.

16 Some people have claimed that
17 high fructose corn syrup is no different
18 than other sweeteners when it comes to
19 weight gain and obesity, but our results
20 make it clear that this just isn't true.
21 Researcher Bart Hoebel.

22 As if the nature of high
23 fructose corn syrup wasn't threatening
24 enough, 50 percent of high fructose corn
25 syrup has actually been found to contain

1 11/17/11 - STATED - PUBLIC COMMENT
2 toxic mercury. Please see Seeds of
3 Deception by Jeffrey M. Smith for more
4 information.

5 We must say no to these
6 unavoidable risks.

7 I thank you for your time.

8 COUNCIL PRESIDENT VERNA: Thank
9 you, Mr. Taylor.

10 Our next witness.

11 CHIEF CLERK: David Fante,
12 commenting on 110670.

13 (Witness approached podium.)

14 MR. FANTE: Good morning,
15 Council President Verna and members of
16 City Council. My name is David Fante. I
17 live at 1332 Rodman Street, and I'm here
18 to speak about Ordinance No. 110670.

19 I'd like to report that we, the
20 homeowners of the 1300 block of Rodman
21 Street between Juniper and Broad, have
22 been negotiating with the developer and
23 are in the process of finalizing an
24 agreement which is satisfactory to all
25 parties. It's not likely that the plans

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2 will be contested based on this
3 forthcoming agreement.

4 We have requested that the City
5 Planning Commission defer approval of the
6 plan of development until it's finalized
7 and contains the terms of our agreement
8 with the developer. It's my
9 understanding that this was acceptable to
10 the Planning Commission.

11 We would also like to
12 acknowledge that we appreciate
13 Mr. Dranoff's willingness to negotiate
14 with us, and we look forward to an
15 amicable resolution to this process.

16 Thank you.

17 COUNCIL PRESIDENT VERNA: Thank
18 you, sir.

19 Our next witness.

20 CHIEF CLERK: Robert
21 Rothschild, commenting on 110307 and
22 110670.

23 (Witness approached podium.)

24 MR. ROTHSCHILD: Hello. My
25 name is Robert Rothschild and I live at

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2 Spring Garden and North 4th, and the
3 first thing I'd like to briefly comment
4 on is the Callowhill Reading Viaduct
5 Neighborhood Improvement District.

6 A little over a year ago I
7 moved from New York City to Philadelphia.
8 I lived about six blocks from the High
9 Line. That was probably in that
10 neighborhood one of the best investments
11 that was made. The city, although it is
12 mostly privately funded, there was an
13 improvement district put in place, and
14 that was an important start to the whole
15 change of how that came about, the High
16 Line came around.

17 I've been over taking a look at
18 the Viaduct. It's not very far from
19 where I live, and I think it can be an
20 important contribution to the City of
21 Philadelphia. There's a lot of
22 construction that's planned for that
23 area. I know the Goldtex building is
24 going to move into condominiums and I
25 think it would be very positive, and it's

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2 a very small investment for the business
3 owners in that area to make.

4 I actually put down the wrong
5 number for my second one, so may I change
6 that? Sir, I put down the wrong number
7 for my second comment. May I change
8 that? I want to speak on 110563.

9 So, as I said, I live at Spring
10 Garden and North 4th and I -- the second
11 number is 110563 -- and I looked at --
12 somebody had done a mock-up of what this
13 billboard is going to look like. And I
14 think about moving to Philadelphia and I
15 think about all the wonderful things that
16 I've sort of discovered how livable a
17 city it is, how wonderful the different
18 neighborhoods are, and when I see
19 something like this, I think about people
20 coming down the highway and thinking, Oh,
21 you know, we've got this wonderful city
22 center buildings here, we've got creative
23 districts coming up, and suddenly they
24 see this billboard.

25 Now, I know that, because I've

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2 read the bill, that you exclude certain
3 things from it, but here's what I want
4 you to think about when you're voting on
5 this. If you're driving down that
6 highway with either your family or let's
7 say even better than that, you're
8 bringing someone into the City because
9 they're talking about moving their
10 business here, and you see on this huge
11 billboard, Welcome to the City of
12 Philadelphia, the City of Brotherly Love,
13 brought to you by Trojan.

14 Thank you.

15 COUNCIL PRESIDENT VERNA: Thank
16 you.

17 Is there anyone else here who
18 has signed up to provide public testimony
19 on today's agenda?

20 (No response.)

21 COUNCIL PRESIDENT VERNA:
22 Seeing no one, that concludes today's
23 public comment period. We will now
24 consider the bills and resolutions on the
25 Second Reading and Final Passage

1 11/17/11 - STATED - 2ND READING

2 Calendar.

3 The Clerk will please read the
4 title of Resolution 110799.

5 CHIEF CLERK: A resolution
6 approving the redevelopment contract and
7 disposition supplement of the
8 Redevelopment Authority of the City of
9 Philadelphia for the redevelopment and
10 urban renewal of a portion of the Mantua
11 Urban Renewal Area, designated as Parcel
12 Nos. 73 and 74.

13 COUNCIL PRESIDENT VERNA: The
14 Chair recognizes Councilwoman Blackwell.

15 COUNCILWOMAN BLACKWELL: Thank
16 you, Madam President. I move for the
17 adoption of the resolution.

18 (Duly seconded.)

19 COUNCIL PRESIDENT VERNA: It
20 has been moved and seconded that the
21 resolution be adopted.

22 All in favor will say aye.

23 (Aye.)

24 COUNCIL PRESIDENT VERNA: Those
25 opposed?

1 11/17/11 - STATED - 2ND READING

2 (No response.)

3 COUNCIL PRESIDENT VERNA: The
4 ayes have it and the resolution is
5 adopted.

6 The Chief Clerk will please
7 read the title of Resolution 110800.

8 CHIEF CLERK: A resolution
9 approving the redevelopment contract and
10 disposition supplement of the
11 Redevelopment Authority of the City of
12 Philadelphia for the redevelopment and
13 urban renewal of a portion of the Mantua
14 Urban Renewal Area, designated as Parcel
15 Nos. 286, 287 and 288.

16 COUNCIL PRESIDENT VERNA: The
17 Chair recognizes Councilwoman Blackwell.

18 COUNCILWOMAN BLACKWELL: Thank
19 you, Madam President. I move for the
20 adoption of the resolution.

21 (Duly seconded.)

22 COUNCIL PRESIDENT VERNA: It
23 has been moved and seconded that the
24 resolution be adopted.

25 All in favor will say aye.

1 11/17/11 - STATED - 2ND READING

2 (Aye.)

3 COUNCIL PRESIDENT VERNA: Those
4 opposed?

5 (No response.)

6 COUNCIL PRESIDENT VERNA: The
7 ayes have it and the resolution is
8 adopted.

9 The Chair recognizes Councilman
10 Kelly.

11 COUNCILMAN KELLY: No. I'm
12 fine.

13 COUNCIL PRESIDENT VERNA: Okay.
14 We will now consider Resolution 110801.

15 CHIEF CLERK: A resolution
16 calling for the City Council Committee on
17 Education to hold hearings on the School
18 District of Philadelphia plan to close
19 certain schools facilities and to make
20 grade changes in others.

21 COUNCIL PRESIDENT VERNA: The
22 Chair recognizes Councilwoman Blackwell.

23 COUNCILWOMAN BLACKWELL: Thank
24 you, Madam President. I move for the
25 adoption of the resolution.

1 11/17/11 - STATED - 2ND READING

2 (Duly seconded.)

3 COUNCIL PRESIDENT VERNA: It
4 has been moved and seconded that the
5 resolution be adopted.

6 All in favor will say aye.

7 (Aye.)

8 COUNCIL PRESIDENT VERNA: Those
9 opposed?

10 (No response.)

11 COUNCIL PRESIDENT VERNA: The
12 ayes have it and the resolution is
13 adopted.

14 The Chief Clerk will please
15 read the title of Resolution 110802.

16 CHIEF CLERK: A resolution
17 proclaiming November 2011 as "American
18 Diabetes Month."

19 COUNCIL PRESIDENT VERNA: The
20 Chair recognizes Councilwoman Tasco.

21 COUNCILWOMAN TASCO: Madam
22 President, I move for the adoption of the
23 resolution.

24 (Duly seconded.)

25 COUNCIL PRESIDENT VERNA: It

1 11/17/11 - STATED - 2ND READING

2 has been moved and seconded that the
3 resolution be adopted.

4 All in favor will say aye.

5 (Aye.)

6 COUNCIL PRESIDENT VERNA: Those
7 opposed?

8 (No response.)

9 COUNCIL PRESIDENT VERNA: The
10 ayes have it and the resolution is
11 adopted.

12 We will now consider Resolution
13 110803.

14 CHIEF CLERK: A resolution
15 celebrating November 14th, 2011 as "World
16 Diabetes Day" and encouraging all to
17 participate in the "Believe in Blue"
18 Campaign.

19 COUNCIL PRESIDENT VERNA: The
20 Chair recognizes Councilwoman Tasco.

21 COUNCILWOMAN TASCO: I move for
22 the adoption of the resolution.

23 (Duly seconded.)

24 COUNCIL PRESIDENT VERNA: It
25 has been moved and seconded that the

1 11/17/11 - STATED - 2ND READING

2 resolution be adopted.

3 All in favor will indicate by
4 saying aye.

5 (Aye.)

6 COUNCIL PRESIDENT VERNA: Those
7 opposed?

8 (No response.)

9 COUNCIL PRESIDENT VERNA: The
10 ayes have it and the resolution is
11 adopted.

12 We will now consider Resolution
13 110804.

14 CHIEF CLERK: A resolution
15 authorizing the Commissioner of Public
16 Property to execute and deliver to the
17 Redevelopment Authority of the City of
18 Philadelphia, without consideration,
19 deeds conveying conditional fee simple
20 title to certain City-owned lots or
21 pieces of ground with the buildings and
22 improvements thereon, situate in the
23 Thirteenth Ward of the City of
24 Philadelphia.

25 COUNCIL PRESIDENT VERNA:

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2 Again, the Chair recognizes Councilwoman
3 Tasco.

4 COUNCILWOMAN TASCO: Madam
5 President, I move for the adoption of the
6 resolution.

7 (Duly seconded.)

8 COUNCIL PRESIDENT VERNA: It
9 has been moved and seconded that the
10 resolution be adopted.

11 All in favor will say aye.

12 (Aye.)

13 COUNCIL PRESIDENT VERNA: Those
14 opposed?

15 (No response.)

16 COUNCIL PRESIDENT VERNA: The
17 ayes have it and the resolution is
18 adopted.

19 The Chief Clerk will please
20 read the title of Resolution 110805.

21 CHIEF CLERK: A resolution
22 urging the Pennsylvania General Assembly
23 to reject House Bill 934, which imposes
24 unnecessary and restrictive voter ID
25 requirements that would

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2 disproportionately impact
3 African-American and Latino voters,
4 senior citizens, people with
5 disabilities, the homeless, low-income
6 citizens, and young voters, and thereby
7 disenfranchise law-abiding citizens from
8 exercising their right to vote.

9 COUNCIL PRESIDENT VERNA: The
10 Chair recognizes Councilman Jones.

11 COUNCILMAN JONES: Thank you,
12 Madam President. I move for the
13 adoption.

14 (Duly seconded.)

15 COUNCIL PRESIDENT VERNA: It
16 has been moved and seconded that the
17 resolution be adopted.

18 All in favor will say aye.

19 (Aye.)

20 COUNCIL PRESIDENT VERNA: Those
21 opposed?

22 (No response.)

23 COUNCIL PRESIDENT VERNA: The
24 ayes have it and the resolution is
25 adopted.

1 11/17/11 - STATED - 2ND READING

2 We will now consider Resolution
3 110806.

4 CHIEF CLERK: A resolution
5 authorizing the Commissioner of Public
6 Property to execute and deliver to the
7 Redevelopment Authority of the City of
8 Philadelphia, without consideration,
9 deeds conveying conditional fee simple
10 title to certain City-owned lots or
11 pieces of ground with the buildings and
12 improvements thereon, situate in the
13 Fifty-Second Ward of the City of
14 Philadelphia.

15 COUNCIL PRESIDENT VERNA: The
16 Chair recognizes Councilman Jones.

17 COUNCILMAN JONES: Thanks
18 again, Madam President. I move for the
19 adoption.

20 (Duly seconded.)

21 COUNCIL PRESIDENT VERNA: It
22 has been moved and seconded that the
23 resolution be adopted.

24 All in favor will say aye.

25 (Aye.)

1 11/17/11 - STATED - 2ND READING

2 COUNCIL PRESIDENT VERNA: Those
3 opposed?

4 (No response.)

5 COUNCIL PRESIDENT VERNA: The
6 ayes have it and the resolution is
7 adopted.

8 We will now consider Resolution
9 110807.

10 CHIEF CLERK: A resolution
11 appointing a five-person committee
12 entitled the "Living Wage and Benefits
13 Review Committee" pursuant to Section
14 17-1311 of The Philadelphia Code, the
15 purpose of which shall be to review the
16 implementation and effectiveness of
17 Chapter 17-1300 of The Philadelphia Code,
18 entitled "Philadelphia 21st Century
19 Minimum Wage and Benefits Standard," and
20 to make recommendations to Council
21 regarding the adoption of resolutions
22 calling for debarment of certain
23 contractors and recipients of City
24 financial assistance under Section
25 17-1312.

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2 COUNCIL PRESIDENT VERNA: The
3 Chair recognizes Councilman Goode.

4 COUNCILMAN GOODE: Thank you,
5 Madam President. I move for the
6 adoption.

7 (Duly seconded.)

8 COUNCIL PRESIDENT VERNA: It
9 has been moved and seconded that the
10 resolution be adopted.

11 All in favor will say aye.

12 (Aye.)

13 COUNCIL PRESIDENT VERNA: Those
14 opposed?

15 (No response.)

16 COUNCIL PRESIDENT VERNA: The
17 ayes have it and the resolution is
18 adopted.

19 The Chief Clerk will please
20 read the title of Resolution 110808.

21 CHIEF CLERK: A resolution
22 authorizing the Commissioner of Public
23 Property to execute and deliver to the
24 Redevelopment Authority of the City of
25 Philadelphia, without consideration,

1 11/17/11 - STATED - 2ND READING

2 deeds conveying conditional fee simple
3 title to certain City-owned lots or
4 pieces of ground with the buildings and
5 improvements thereon, situate in the
6 First Ward of the City of Philadelphia.

7 COUNCIL PRESIDENT VERNA: The
8 Chair recognizes Councilman DiCicco.

9 COUNCILMAN DiCICCO: Thank you,
10 Madam President. I move for the adoption
11 of the resolution.

12 (Duly seconded.)

13 COUNCIL PRESIDENT VERNA: It
14 has been moved and seconded that the
15 resolution be adopted.

16 All in favor will say aye.

17 (Aye.)

18 COUNCIL PRESIDENT VERNA: Those
19 opposed?

20 (No response.)

21 COUNCIL PRESIDENT VERNA: The
22 ayes have it and the resolution is
23 adopted.

24 The Chief Clerk will please
25 read the title of Bill No. 110518-A.

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2 CHIEF CLERK: An ordinance
3 authorizing the Procurement Commissioner
4 to enter into a lease and related
5 agreements with the Philadelphia
6 Municipal Authority for use by the City
7 of certain cogeneration facilities to be
8 located at the Northeast Water Pollution
9 Control Plant at 3899 Richmond Street.

10 COUNCIL PRESIDENT VERNA: This
11 bill having been read on two different
12 days, the question now is shall the bill
13 pass finally.

14 The Chief Clerk will please
15 call the roll. Oh, I'm sorry. I'm
16 sorry. I didn't see your light on. The
17 Chair recognizes Councilman O'Neill.

18 COUNCILMAN O'NEILL: Madam
19 President, when this bill was amended two
20 weeks ago, I abstained for the reasons
21 that the law firm with which I am
22 associated represents a party of interest
23 in this matter, and I'll be abstaining on
24 final passage today. And there's a
25 companion bill. It's the last bill on

1 11/17/11 - STATED - 2ND READING

2 the Calendar, 110517, that I will be
3 abstaining on also.

4 Thank you.

5 COUNCIL PRESIDENT VERNA: Thank
6 you.

7 This bill having been read on
8 two different days, the question now is
9 shall the bill pass finally.

10 The Chief Clerk will please
11 call the roll.

12 CHIEF CLERK: Councilwoman
13 Blackwell.

14 COUNCILWOMAN BLACKWELL: Aye.

15 CHIEF CLERK: Councilman
16 Clarke.

17 COUNCILMAN CLARKE: Aye.

18 CHIEF CLERK: Councilman
19 DiCicco.

20 COUNCILMAN DiCICCO: Aye.

21 CHIEF CLERK: Councilman Goode.

22 COUNCILMAN GOODE: Nay.

23 CHIEF CLERK: Councilman Green.

24 COUNCILMAN GREEN: Nay.

25 CHIEF CLERK: Councilman

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2 Greenlee.

3 COUNCILMAN GREENLEE: Aye.

4 CHIEF CLERK: Councilman Jones.

5 COUNCILMAN JONES: Aye.

6 CHIEF CLERK: Councilman Kelly.

7 COUNCILMAN KELLY: Aye.

8 CHIEF CLERK: Councilman

9 Kenney.

10 COUNCILMAN KENNEY: Aye.

11 CHIEF CLERK: Councilwoman

12 Krajewski is voting aye.

13 Councilwoman Miller is voting

14 aye.

15 Councilman O'Neill is

16 abstaining.

17 Councilwoman Reynolds Brown.

18 COUNCILWOMAN BROWN: Aye.

19 CHIEF CLERK: Councilman Rizzo.

20 COUNCILMAN RIZZO: Aye.

21 CHIEF CLERK: Councilwoman

22 Tasco.

23 COUNCILWOMAN TASCO: Aye.

24 CHIEF CLERK: Council President

25 Verna.

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2 COUNCIL PRESIDENT VERNA: Aye.

3 CHIEF CLERK: The ayes are 13;
4 the nays are two.

5 COUNCIL PRESIDENT VERNA: And
6 the record again will indicate that
7 Councilman O'Neill abstained.

8 We will now consider Bill No.
9 110631.

10 CHIEF CLERK: An ordinance
11 amending Title 21 of The Philadelphia
12 Code, entitled "Miscellaneous," by
13 regulating the public availability of
14 police accident reports, including, but
15 not limited to, providing for the
16 confidentiality of certain information
17 contained in such reports, and providing
18 fees for the issuance of such reports.

19 COUNCIL PRESIDENT VERNA: This
20 bill having been read on two different
21 days, the question now is shall the bill
22 pass finally.

23 The Chief Clerk will please
24 call the roll.

25 CHIEF CLERK: Councilwoman

1 11/17/11 - STATED - 2ND READING

2 Blackwell.

3 COUNCILWOMAN BLACKWELL: Aye.

4 CHIEF CLERK: Councilman

5 Clarke.

6 COUNCILMAN CLARKE: Aye.

7 CHIEF CLERK: Councilman

8 DiCicco.

9 COUNCILMAN DiCICCO: Aye.

10 CHIEF CLERK: Councilman Goode.

11 COUNCILMAN GOODE: Aye.

12 CHIEF CLERK: Councilman Green.

13 COUNCILMAN GREEN: Aye.

14 CHIEF CLERK: Councilman

15 Greenlee.

16 COUNCILMAN GREENLEE: Aye.

17 CHIEF CLERK: Councilman Jones.

18 COUNCILMAN JONES: Aye.

19 CHIEF CLERK: Councilman Kelly.

20 COUNCILMAN KELLY: Aye.

21 CHIEF CLERK: Councilman

22 Kenney.

23 COUNCILMAN KENNEY: Aye.

24 CHIEF CLERK: Councilwoman

25 Krajewski is voting aye.

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2 Councilwoman Miller is voting
3 aye.

4 Councilman O'Neill.

5 COUNCILMAN O'NEILL: Aye.

6 CHIEF CLERK: Councilwoman
7 Reynolds Brown.

8 COUNCILWOMAN BROWN: Aye.

9 CHIEF CLERK: Councilman Rizzo.

10 COUNCILMAN RIZZO: Aye.

11 CHIEF CLERK: Councilwoman
12 Tasco.

13 COUNCILWOMAN TASCO: Aye.

14 CHIEF CLERK: Council President
15 Verna.

16 COUNCIL PRESIDENT VERNA: Aye.

17 The ayes are 16; the nays are
18 zero. A majority of all members having
19 voted in the affirmative, the bill
20 passes.

21 The Chief Clerk will please
22 read the title of Bill No. 110659.

23 CHIEF CLERK: An ordinance
24 authorizing Newbold's Brew trading as
25 Brew to construct, own and maintain an

1 11/17/11 - STATED - 2ND READING

2 open-air sidewalk cafe at 1900 South 15th
3 Street.

4 COUNCIL PRESIDENT VERNA: This
5 bill having been read on two different
6 days, the question now is shall the bill
7 pass finally.

8 The Chief Clerk will please
9 call the roll.

10 CHIEF CLERK: Councilwoman
11 Blackwell.

12 COUNCILWOMAN BLACKWELL: Aye.

13 COUNCIL PRESIDENT VERNA:
14 Excuse me. I'm sorry.

15 Councilman Kelly, your light is
16 on.

17 COUNCILMAN KELLY: Yes, Madam
18 President. Unfortunately I have other
19 Council business and I would like to be
20 excused. I would like to be on record as
21 voting aye on all other bills.

22 COUNCIL PRESIDENT VERNA: Leave
23 is granted. Thank you.

24 COUNCILMAN KELLY: Thank you.

25 COUNCIL PRESIDENT VERNA:

1 11/17/11 - STATED - 2ND READING

2 Please continue calling the roll, sir.

3 CHIEF CLERK: Councilman

4 Clarke.

5 COUNCILMAN CLARKE: Aye.

6 CHIEF CLERK: Councilman

7 DiCicco.

8 COUNCILMAN DiCICCO: Aye.

9 CHIEF CLERK: Councilman Goode.

10 COUNCILMAN GOODE: Aye.

11 CHIEF CLERK: Councilman Green.

12 COUNCILMAN GREEN: Aye.

13 CHIEF CLERK: Councilman

14 Greenlee.

15 COUNCILMAN GREENLEE: Aye.

16 CHIEF CLERK: Councilman Jones.

17 COUNCILMAN JONES: Aye.

18 CHIEF CLERK: Councilman Kelly

19 is voting aye.

20 Councilman Kenney.

21 COUNCILMAN KENNEY: Aye.

22 CHIEF CLERK: Councilwoman

23 Krajewski is voting aye.

24 Councilwoman Miller is voting

25 aye.

1 11/17/11 - STATED - 2ND READING

2 Councilman O'Neill.

3 COUNCILMAN O'NEILL: Aye.

4 CHIEF CLERK: Councilwoman

5 Reynolds Brown.

6 COUNCILWOMAN BROWN: Aye.

7 CHIEF CLERK: Councilman Rizzo.

8 COUNCILMAN RIZZO: Aye.

9 CHIEF CLERK: Councilwoman

10 Tasco.

11 COUNCILWOMAN TASCO: Aye.

12 CHIEF CLERK: Council President

13 Verna.

14 COUNCIL PRESIDENT VERNA: Aye.

15 The ayes are 16; the nays are
16 zero. A majority of all members having
17 voted in the affirmative, the bill
18 passes.

19 We will now consider Bill No.

20 110666.

21 CHIEF CLERK: An ordinance
22 authorizing Campanaro Consulting doing
23 business as Village Belle Restaurant &
24 Bar to construct, own and maintain an
25 open-air sidewalk cafe at 757 South Front

1 11/17/11 - STATED - 2ND READING

2 Street.

3 COUNCIL PRESIDENT VERNA: This
4 bill having been read on two different
5 days, the question now is shall the bill
6 pass finally.

7 The Chief Clerk will please
8 call the roll.

9 CHIEF CLERK: Councilwoman
10 Blackwell.

11 COUNCILWOMAN BLACKWELL: Aye.

12 CHIEF CLERK: Councilman
13 Clarke.

14 COUNCILMAN CLARKE: Aye.

15 CHIEF CLERK: Councilman
16 DiCicco.

17 COUNCILMAN DiCICCO: Aye.

18 CHIEF CLERK: Councilman Goode.

19 COUNCILMAN GOODE: Aye.

20 CHIEF CLERK: Councilman Green.

21 COUNCILMAN GREEN: Aye.

22 CHIEF CLERK: Councilman
23 Greenlee.

24 COUNCILMAN GREENLEE: Aye.

25 CHIEF CLERK: Councilman Jones.

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2 COUNCILMAN JONES: Aye.

3 CHIEF CLERK: Councilman Kelly
4 is voting aye.

5 Councilman Kenney.

6 COUNCILMAN KENNEY: Aye.

7 CHIEF CLERK: Councilwoman
8 Krajewski is voting aye.

9 Councilwoman Miller is voting
10 aye.

11 Councilman O'Neill.

12 COUNCILMAN O'NEILL: Aye.

13 CHIEF CLERK: Councilwoman
14 Reynolds Brown.

15 COUNCILWOMAN BROWN: Aye.

16 CHIEF CLERK: Councilman Rizzo.

17 COUNCILMAN RIZZO: Aye.

18 CHIEF CLERK: Councilwoman
19 Tasco.

20 COUNCILWOMAN TASCO: Aye.

21 CHIEF CLERK: Council President
22 Verna.

23 COUNCIL PRESIDENT VERNA: Aye.

24 The ayes are 16; the nays are
25 zero. A majority of all members having

1 11/17/11 - STATED - 2ND READING

2 voted in the affirmative, the bill
3 passes.

4 We will now consider Bill No.
5 110667.

6 CHIEF CLERK: An ordinance
7 authorizing Gabriel Bravo to construct,
8 own and maintain an open-air sidewalk
9 cafe at 1201 South 9th Street.

10 COUNCIL PRESIDENT VERNA: This
11 bill having been read on two different
12 days, the question now is shall the bill
13 pass finally.

14 The Chief Clerk will please
15 call the roll.

16 CHIEF CLERK: Councilwoman
17 Blackwell.

18 COUNCILWOMAN BLACKWELL: Aye.

19 CHIEF CLERK: Councilman
20 Clarke.

21 COUNCILMAN CLARKE: Aye.

22 CHIEF CLERK: Councilman
23 DiCicco.

24 COUNCILMAN DiCICCO: Aye.

25 CHIEF CLERK: Councilman Goode.

1 11/17/11 - STATED - 2ND READING

2 COUNCILMAN GOODE: Aye.

3 CHIEF CLERK: Councilman Green.

4 COUNCILMAN GREEN: Aye.

5 CHIEF CLERK: Councilman

6 Greenlee.

7 COUNCILMAN GREENLEE: Aye.

8 CHIEF CLERK: Councilman Jones.

9 COUNCILMAN JONES: Aye.

10 CHIEF CLERK: Councilman Kelly

11 is voting aye.

12 Councilman Kenney.

13 COUNCILMAN KENNEY: Aye.

14 CHIEF CLERK: Councilwoman

15 Krajewski is voting aye.

16 Councilwoman Miller is voting

17 aye.

18 Councilman O'Neill.

19 COUNCILMAN O'NEILL: Aye.

20 CHIEF CLERK: Councilwoman

21 Reynolds Brown.

22 COUNCILWOMAN BROWN: Aye.

23 CHIEF CLERK: Councilman Rizzo.

24 COUNCILMAN RIZZO: Aye.

25 CHIEF CLERK: Councilwoman

1 11/17/11 - STATED - 2ND READING

2 Tasco.

3 COUNCILWOMAN TASCO: Aye.

4 CHIEF CLERK: Council President

5 Verna.

6 COUNCIL PRESIDENT VERNA: Aye.

7 The ayes are 17 -- I'm sorry,
8 16; the nays are zero. A majority of all
9 members having voted in the affirmative,
10 the bill passes.

11 We will now consider Bill No.

12 110668.

13 CHIEF CLERK: An ordinance
14 authorizing Watkins Drinkery to
15 construct, own and maintain an open-air
16 sidewalk cafe at 1712 South 10th Street.

17 COUNCIL PRESIDENT VERNA: This
18 bill having been read on two different
19 days, the question now is shall the bill
20 pass finally.

21 The Chief Clerk will please
22 call the roll.

23 CHIEF CLERK: Councilwoman
24 Blackwell.

25 COUNCILWOMAN BLACKWELL: Aye.

1 11/17/11 - STATED - 2ND READING

2 CHIEF CLERK: Councilman

3 Clarke.

4 COUNCILMAN CLARKE: Aye.

5 CHIEF CLERK: Councilman

6 DiCicco.

7 COUNCILMAN DiCICCO: Aye.

8 CHIEF CLERK: Councilman Goode.

9 COUNCILMAN GOODE: Aye.

10 CHIEF CLERK: Councilman Green.

11 COUNCILMAN GREEN: Aye.

12 CHIEF CLERK: Councilman

13 Greenlee.

14 COUNCILMAN GREENLEE: Aye.

15 CHIEF CLERK: Councilman Jones.

16 COUNCILMAN JONES: Aye.

17 CHIEF CLERK: Councilman Kelly

18 is voting aye.

19 Councilman Kenney.

20 COUNCILMAN KENNEY: Aye.

21 CHIEF CLERK: Councilwoman

22 Krajewski is voting aye.

23 Councilwoman Miller is voting

24 aye.

25 Councilman O'Neill.

1 11/17/11 - STATED - 2ND READING

2 COUNCILMAN O'NEILL: Aye.

3 CHIEF CLERK: Councilwoman

4 Reynolds Brown.

5 COUNCILWOMAN BROWN: Aye.

6 CHIEF CLERK: Councilman Rizzo.

7 COUNCILMAN RIZZO: Aye.

8 CHIEF CLERK: Councilwoman

9 Tasco.

10 COUNCILWOMAN TASCO: Aye.

11 CHIEF CLERK: Council President

12 Verna.

13 COUNCIL PRESIDENT VERNA: Aye.

14 The ayes are 16; the nays are
15 zero. A majority of all members having
16 voted in the affirmative, the bill
17 passes.

18 We will now consider Bill No.

19 110661.

20 CHIEF CLERK: An ordinance
21 amending Chapter 20-500 of The
22 Philadelphia Code, entitled "Councilmanic
23 Districts," by revising the boundaries of
24 the Councilmanic Districts as they were
25 established by Bill No. 110547 (approved

1 11/17/11 - STATED - 2ND READING

2 September 23, 2011).

3 COUNCIL PRESIDENT VERNA: The
4 Chair recognizes Councilman Clarke.

5 COUNCILMAN CLARKE: Madam
6 President?

7 COUNCIL PRESIDENT VERNA: Page
8 6, the top of Page 6.

9 Oh, I'm sorry, Councilman.

10 COUNCILMAN CLARKE: No problem.

11 COUNCIL PRESIDENT VERNA: This
12 bill having been read on two different
13 days, the question now is shall the bill
14 pass finally.

15 The Chief Clerk will please
16 call the roll.

17 CHIEF CLERK: Councilwoman
18 Blackwell.

19 COUNCILWOMAN BLACKWELL: Aye.

20 CHIEF CLERK: Councilman
21 Clarke.

22 COUNCILMAN CLARKE: Aye.

23 CHIEF CLERK: Councilman
24 DiCicco.

25 COUNCILMAN DiCICCO: Aye.

1 11/17/11 - STATED - 2ND READING

2 CHIEF CLERK: Councilman Goode.

3 COUNCILMAN GOODE: Aye.

4 CHIEF CLERK: Councilman Green.

5 COUNCILMAN GREEN: Aye.

6 CHIEF CLERK: Councilman

7 Greenlee.

8 COUNCILMAN GREENLEE: Aye.

9 CHIEF CLERK: Councilman Jones.

10 COUNCILMAN JONES: Aye.

11 CHIEF CLERK: Councilman Kelly

12 is voting aye.

13 Councilman Kenney.

14 COUNCILMAN KENNEY: Aye.

15 CHIEF CLERK: Councilwoman

16 Krajewski is voting aye.

17 Councilwoman Miller is voting

18 aye.

19 Councilman O'Neill.

20 COUNCILMAN O'NEILL: Aye.

21 CHIEF CLERK: Councilwoman

22 Reynolds Brown.

23 COUNCILWOMAN BROWN: Aye.

24 CHIEF CLERK: Councilman Rizzo.

25 COUNCILMAN RIZZO: Aye.

1 11/17/11 - STATED - 2ND READING

2 CHIEF CLERK: Councilwoman

3 Tasco.

4 COUNCILWOMAN TASCO: Aye.

5 CHIEF CLERK: Council President

6 Verna.

7 COUNCIL PRESIDENT VERNA: Aye.

8 The ayes are 16; the nays are
9 zero. A majority of all members having
10 voted in the affirmative, the bill
11 passes.

12 We will now consider Bill No.

13 110341.

14 CHIEF CLERK: An ordinance

15 amending 9-600 of The Philadelphia Code,
16 entitled "Service and Other Businesses,"
17 by adding a new Section regulating an
18 employer's treatment of gratuities left
19 by patrons for employees, including, but
20 not limited to, a requirement that all
21 gratuities be paid over to employees
22 without deduction.

23 COUNCIL PRESIDENT VERNA: The

24 Chair recognizes Councilman Green.

25 COUNCILMAN GREEN: Thank you,

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2 Madam President. I'd just like to
3 briefly discuss this bill before we vote.

4 I agree with the policy behind
5 this bill, but I think this bill goes
6 further than necessary to prevent abuses
7 with respect to employers who have
8 employees who get tips. Unlike recent
9 Council enactments of protections of
10 employees that apply to every employee of
11 a business and all businesses that get
12 City contracts, this applies to
13 businesses that get no City support and
14 have to go into business on their own.
15 This bill is more burdensome on these
16 businesses in terms of dollar paid than
17 the gross receipts tax applicable to
18 these businesses.

19 The restaurant industry, for
20 example, it applies to has average
21 margins of 3 to 4 percent, and 60 percent
22 fail within the first year. This bill
23 would cause marginal -- this bill would
24 close marginal businesses and cost jobs,
25 not at The Palm or at Buddakan, but in

1 11/17/11 - STATED - 2ND READING

2 your neighborhood.

3 There is a way to correct and
4 prevent abuses and I would support a bill
5 mandating customer notice if restaurants
6 allow tips to be taken -- or credit card
7 fees to be taken out of tips and a policy
8 limiting a reduction to weighted average,
9 which is consistent with federal law
10 applicable today.

11 This is the same as a targeted
12 tax increase. The bill sponsor recently
13 said in the context of other recent tax
14 bills, Are you for or against a tax?

15 This is a tax increase targeted
16 at businesses, and I urge my colleagues
17 to vote no for this tax increase.

18 COUNCIL PRESIDENT VERNA: Thank
19 you.

20 The Chair recognizes Councilman
21 Greenlee.

22 COUNCILMAN GREENLEE: Thank
23 you, Madam President. While I respect
24 Councilman Green's opinion on this one, I
25 totally disagree with him. I think all

1 11/17/11 - STATED - 2ND READING

2 this bill is about is being fair, giving
3 people what the customer intended to give
4 them, which is their full tip. When I
5 give a tip to somebody on my credit
6 card -- by the way, on the record, I
7 usually don't get to Buddakan, but I do
8 go to Little Pete's and Midtown and those
9 places.

10 When I give that tip, I expect
11 it to go to the server. I think it's
12 very simple. I don't think it's about
13 tax increases. I don't think it's about
14 chasing businesses out. It's about
15 giving people what they deserve, and I'll
16 be supporting this bill and I hope
17 everyone else does.

18 Thank you.

19 COUNCIL PRESIDENT VERNA: Thank
20 you.

21 (Applause.)

22 COUNCIL PRESIDENT VERNA: The
23 Chair recognizes Councilman Kenney.

24 COUNCILMAN KENNEY: Thank you,
25 Madam President. I think the bill speaks

1 11/17/11 - STATED - 2ND READING

2 for itself and it speaks to plain
3 fairness, but I would like to thank
4 Councilman Green for his continued
5 scrutiny of my bills. I feel as if I
6 have an extra legislative assistant, so
7 I'd like to thank him.

8 (Laughter.)

9 COUNCIL PRESIDENT VERNA: Thank
10 you.

11 The Chair recognizes Councilman
12 Green.

13 COUNCILMAN GREEN: Thank you,
14 Madam Chair. I'm very pleased to be of
15 service to my colleagues, and glad to
16 know that it's appreciated.

17 I just would like to respond to
18 the other distinguished Councilman
19 at-large with a similar name, and that is
20 to say, I am perfectly for a notice on
21 bills that people are paying by credit
22 card that a portion of the tip will --
23 the credit card servicing processing fee
24 will be taken out of the server's tip. I
25 think it's totally appropriate and the

1 11/17/11 - STATED - 2ND READING

2 consumer has a right to know that when
3 they're leaving their tip. That is one
4 of the solutions to this problem that
5 will prevent abuse, and I would be in
6 favor of that.

7 Thank you, Madam President.

8 COUNCIL PRESIDENT VERNA: Thank
9 you.

10 All right. I would ask the
11 Chief Clerk to please call the roll.

12 CHIEF CLERK: Councilwoman
13 Blackwell.

14 COUNCILWOMAN BLACKWELL: Aye.

15 CHIEF CLERK: Councilman
16 Clarke.

17 COUNCILMAN CLARKE: Aye.

18 CHIEF CLERK: Councilman
19 DiCicco.

20 COUNCILMAN DiCICCO: Aye.

21 CHIEF CLERK: Councilman Goode.

22 COUNCILMAN GOODE: Aye.

23 CHIEF CLERK: Councilman Green.

24 COUNCILMAN GREEN: No.

25 CHIEF CLERK: Councilman

1 11/17/11 - STATED - 2ND READING

2 Greenlee.

3 COUNCILMAN GREENLEE: Aye.

4 CHIEF CLERK: Councilman Jones.

5 COUNCILMAN JONES: Aye.

6 CHIEF CLERK: Councilman Kelly
7 is voting aye.

8 Councilman Kenney.

9 COUNCILMAN KENNEY: Aye.

10 CHIEF CLERK: Councilwoman
11 Krajewski is voting aye.

12 Councilwoman Miller is voting
13 aye.

14 Councilman O'Neill.

15 COUNCILMAN O'NEILL: No.

16 CHIEF CLERK: Councilwoman
17 Reynolds Brown.

18 COUNCILWOMAN BROWN: Aye.

19 CHIEF CLERK: Councilman Rizzo.

20 COUNCILMAN RIZZO: Aye.

21 CHIEF CLERK: Councilwoman
22 Tasco.

23 COUNCILWOMAN TASCO: Aye.

24 CHIEF CLERK: Council President
25 Verna.

1 11/17/11 - STATED - 2ND READING

2 COUNCIL PRESIDENT VERNA: Aye.

3 The ayes are 14; the nays are
4 two. A majority of all members having
5 voted in the affirmative, the bill
6 passes.

7 (Applause.)

8 COUNCIL PRESIDENT VERNA: The
9 Chief Clerk will please read the title of
10 Bill No. 110670.

11 CHIEF CLERK: An ordinance
12 amending the Philadelphia Zoning Maps by
13 changing the zoning designations of
14 certain areas of land located within an
15 area bounded by Rodman Street, Juniper
16 Street, South Street and Broad Street.

17 COUNCIL PRESIDENT VERNA: This
18 bill having been read on two different
19 days, the question now is shall the bill
20 pass finally.

21 The Chief Clerk will please
22 call the roll.

23 CHIEF CLERK: Councilwoman
24 Blackwell.

25 COUNCILWOMAN BLACKWELL: Aye.

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2 CHIEF CLERK: Councilman

3 Clarke.

4 COUNCILMAN CLARKE: Aye.

5 CHIEF CLERK: Councilman

6 DiCicco.

7 COUNCILMAN DiCICCO: Aye.

8 CHIEF CLERK: Councilman Goode.

9 COUNCILMAN GOODE: Aye.

10 CHIEF CLERK: Councilman Green.

11 COUNCILMAN GREEN: Aye.

12 CHIEF CLERK: Councilman

13 Greenlee.

14 COUNCILMAN GREENLEE: Aye.

15 CHIEF CLERK: Councilman Jones.

16 COUNCILMAN JONES: Aye.

17 CHIEF CLERK: Councilman Kelly

18 is voting aye.

19 Councilman Kenney.

20 COUNCILMAN KENNEY: Aye.

21 CHIEF CLERK: Councilwoman

22 Krajewski is voting aye.

23 Councilwoman Miller is voting

24 aye.

25 Councilman O'Neill.

1 11/17/11 - STATED - 2ND READING

2 COUNCILMAN O'NEILL: Aye.

3 CHIEF CLERK: Councilwoman

4 Reynolds Brown.

5 COUNCILWOMAN BROWN: Aye.

6 CHIEF CLERK: Councilman Rizzo.

7 COUNCILMAN RIZZO: Aye.

8 CHIEF CLERK: Councilwoman

9 Tasco.

10 COUNCILWOMAN TASCO: Aye.

11 CHIEF CLERK: Council President

12 Verna.

13 COUNCIL PRESIDENT VERNA: Aye.

14 The ayes are 16; the nays are
15 zero. A majority of all members having
16 voted in the affirmative, the bill
17 passes.

18 We will now consider Bill No.

19 110517.

20 CHIEF CLERK: An ordinance
21 authorizing the Commissioner of Public
22 Property to enter into a lease agreement
23 with the Philadelphia Municipal Authority
24 for a certain portion of a parcel of
25 ground located at the Northeast Water

1 11/17/11 - STATED - 2ND READING

2 Pollution Control Plant located at 3899
3 Richmond Street.

4 COUNCIL PRESIDENT VERNA: This
5 bill having been read on two different
6 days, the question now is shall the bill
7 pass finally.

8 The record will note that
9 earlier Councilman O'Neill did indicate
10 that he was abstaining. So please
11 continue to call the roll.

12 CHIEF CLERK: Councilwoman
13 Blackwell.

14 COUNCILWOMAN BLACKWELL: Aye.

15 CHIEF CLERK: Councilman
16 Clarke.

17 COUNCILMAN CLARKE: Aye.

18 CHIEF CLERK: Councilman
19 DiCicco.

20 COUNCILMAN DiCICCO: Aye.

21 CHIEF CLERK: Councilman Goode.

22 COUNCILMAN GOODE: Nay.

23 CHIEF CLERK: Councilman Green.

24 COUNCILMAN GREEN: No.

25 COUNCIL PRESIDENT VERNA: Wait

1 11/17/11 - STATED - 2ND READING

2 a minute.

3 I'm sorry. We cannot hear up
4 here who is saying yes or no.

5 Let's start again, please.

6 CHIEF CLERK: Councilwoman
7 Blackwell.

8 COUNCILWOMAN BLACKWELL: Aye.

9 CHIEF CLERK: Councilman
10 Clarke.

11 COUNCILMAN CLARKE: Aye.

12 CHIEF CLERK: Councilman
13 DiCicco.

14 COUNCILMAN DiCICCO: Aye.

15 CHIEF CLERK: Councilman Goode.

16 COUNCILMAN GOODE: Nay.

17 CHIEF CLERK: Councilman Green.

18 COUNCILMAN GREEN: No.

19 CHIEF CLERK: Councilman
20 Greenlee.

21 COUNCILMAN GREENLEE: Aye.

22 CHIEF CLERK: Councilman Jones.

23 COUNCILMAN JONES: Aye.

24 CHIEF CLERK: Councilman Kelly
25 is voting aye.

1 11/17/11 - STATED - 2ND READING

2 Councilman Kenney.

3 COUNCILMAN KENNEY: Aye.

4 CHIEF CLERK: Councilwoman

5 Krajewski is voting aye.

6 Councilwoman Miller is voting

7 aye.

8 Councilman O'Neill is

9 abstaining.

10 Councilwoman Reynolds Brown.

11 COUNCILWOMAN BROWN: Aye.

12 CHIEF CLERK: Councilman Rizzo.

13 COUNCILMAN RIZZO: Aye.

14 CHIEF CLERK: Councilwoman

15 Tasco.

16 COUNCILWOMAN TASCO: Aye.

17 CHIEF CLERK: Council President

18 Verna.

19 COUNCIL PRESIDENT VERNA: Aye.

20 The ayes are 13, the nays are

21 two, and we have one abstention.

22 The Clerk will please read any

23 additional resolutions on today's

24 Calendar.

25 CHIEF CLERK: There are no

1 11/17/11 - STATED - SPEECHES

2 resolutions for consideration, Madam
3 President.

4 COUNCIL PRESIDENT VERNA: Thank
5 you.

6 That concludes our Calendar for
7 today.

8 Are there speeches on the part
9 of the minority?

10 (No response.)

11 COUNCIL PRESIDENT VERNA: Are
12 there speeches on the part of the
13 majority?

14 The Chair recognizes Councilman
15 Jones.

16 COUNCILMAN JONES: Good
17 afternoon, Madam President. Today I rise
18 to make my colleagues aware that
19 tomorrow --

20 COUNCIL PRESIDENT VERNA: Just
21 a moment, sir. I think you deserve a
22 little more respect than that.

23 Anybody having conversations,
24 do so in the corridor, please. That
25 applies to everybody.

1 11/17/11 - STATED - SPEECHES

2 Please proceed.

3 COUNCILMAN JONES: Thank you,
4 Madam President. Tomorrow the Mayor's
5 Commission on Aging will present a
6 report. It is called Philadelphia's
7 Commitment to Making This City a More
8 Age-Friendly Place. This is a result of
9 a summit that was done in conjunction
10 with WHYY, the Mayor's Commission on
11 Aging, AARP to talk about policies
12 affecting the baby boomers and the
13 generations moving into senior status.

14 As a result of this, we want to
15 kind of connect, if you would, the fact
16 that there is another looming deadline
17 dealing with the Deficit Reduction
18 Committee or the Super Committee, better
19 known, with their deadline of reducing
20 the massive budget deficit by Wednesday,
21 November 23rd.

22 Now, there are many things on
23 the chopping block that are being
24 considered, but one that we need to pay
25 particular attention to is the one

1 11/17/11 - STATED - SPEECHES

2 involving Social Security, Medicare and
3 some of the COLAs, which are cost of
4 living allowance increases, for our
5 seniors.

6 As we look at naturally
7 occurring retirement communities, meaning
8 that these communities because of the age
9 of their residents are becoming a more
10 senior place naturally, some of those
11 people, many of them are on fixed incomes
12 relying on Social Security. To the
13 degree that Social Security is the
14 principal source of income for nearly
15 two-thirds of older American households
16 that receive those kinds of benefits,
17 they depend on that fixed income, and to
18 not allow for increases to keep pace with
19 inflation is to condemn those communities
20 to gradual poverty.

21 But worse than that, in
22 Philadelphia, right here in River City,
23 there are many grandparents that also
24 have dependents because of the economy or
25 other tragedies that live in their

1 11/17/11 - STATED - SPEECHES

2 households, whether they're their
3 children or their children's children.
4 So you're not condemning one demographic,
5 but many.

6 So we want to pay particular
7 attention to that and remind us that half
8 of the senior citizens 65 years or older
9 live on an income of less than \$18,500 a
10 year, that this is serious business, and
11 they've already been devastated by losses
12 in their pension funds, 401(k)s, losses
13 in the value of their home because of bad
14 debt and mortgage foreclosures. To have
15 them add insult to injury by having this
16 committee look at them in any serious way
17 to cut them is a travesty to seniors
18 around this nation, but in particular
19 Philadelphia.

20 So we're going to look with
21 anticipation as to what things they put
22 on the chopping block. Again, I salute
23 the Mayor and his Administration for
24 having forward thinking to do the
25 conference and to come up with particular

1 11/17/11 - STATED - SPEECHES

2 recommendations that we will hold many of
3 the departments to in the upcoming budget
4 discussions.

5 Thank you, Madam President.

6 COUNCIL PRESIDENT VERNA: Thank
7 you.

8 The Chair recognizes Councilman
9 Green.

10 COUNCILMAN GREEN: Thank you,
11 Madam Chair. I'd just like to commend
12 the Administration, the School District
13 of Philadelphia and the state Department
14 of Education on their plan to move
15 forward on agreeable standards for
16 measuring charter schools and hopefully
17 on an agreement as to what will happen to
18 non-performing charter schools where
19 they'll be quickly and immediately bid
20 out to other charter providers or closed
21 down. I was excited by this news.

22 The only thing that we truly
23 need from the School District now, if we
24 can accomplish these agreed-upon
25 standards over the next three or four

1 11/17/11 - STATED - SPEECHES

2 months, is a lifting of the ban on new
3 charter schools and their applications.
4 That ban violates state law. It is time
5 to lift it. It is time for the School
6 District to accept applications for
7 charter schools so we can continue the
8 experiment and competition for a free
9 quality public education in Philadelphia.

10 Thank you, Madam President.

11 COUNCIL PRESIDENT VERNA: Thank
12 you.

13 The Chair recognizes Councilman
14 Goode.

15 COUNCILMAN GOODE: Thank you,
16 Madam President. I will be brief.

17 A few words about Occupy
18 Philadelphia. On the major issue of
19 whether they should stay or leave, I
20 believe that they should stay. The tents
21 should leave. But, more importantly,
22 their demonstration today I found to be
23 kind of strange. I find it strange that
24 they showed up only on one issue, the
25 curfew.

1 11/17/11 - STATED - SPEECHES

2 This Council has taken on a
3 number of progressive issues over the
4 last few weeks. They've taken on the
5 living wage and benefits. They've taken
6 on equal benefits. We've discussed
7 business tax reform. They could have
8 come out for or against that. They
9 haven't even taken on the issue of
10 Dilworth Plaza itself. They're actually
11 in negotiation to move for a 50-some
12 million dollar project for the sake of
13 jobs. Did they ask for those jobs for
14 Philadelphia businesses, Philadelphia
15 workers? Did they ask whether the
16 businesses that would benefit from that
17 will be Philadelphia businesses? Have
18 they asked about the diversity related to
19 that City money being spent? No.

20 So I'm all for protests, but as
21 eloquent as they were about the curfew
22 issue, if this really is about economic
23 opportunity, they need to up their game.

24 Thank you, Madam President.

25 COUNCIL PRESIDENT VERNA: Thank

1 11/17/11 - STATED - SPEECHES

2 you.

3 The Chair recognizes

4 Councilwoman Tasco.

5 COUNCILWOMAN TASCO: Thank you,

6 Madam President. Speaking of charter

7 schools, I'd just like to congratulate

8 the West Oak Lane Charter School, which

9 is located in the 9th District at

10 Washington Lane and Stenton Avenue. They

11 had an open house last night. They have

12 extended and expanded the facility. It

13 is now quite visible and can accommodate

14 more students there. I want to commend

15 the Board under the leadership of

16 Charmain Matlock-Turner and I want to

17 make a special shout-out to my friend

18 Dwight Evans, who was the leader on the

19 whole charter school movement in this

20 City and who throughout this City has

21 provided many good works, and he led the

22 fight for the West Oak Lane Charter

23 School. And we want to thank all of them

24 for their leadership, the staff and the

25 faculty and the students and the parents.

1 11/17/11 - STATED - SPEECHES

2 Thank you.

3 COUNCIL PRESIDENT VERNA: Thank
4 you.

5 The Chair recognizes
6 Councilwoman Blackwell.

7 COUNCILWOMAN BLACKWELL: Thank
8 you, Madam President. First I would like
9 to note that the African Language
10 Families booklet that was put on your
11 desk is certainly gratis the Echoes of
12 Africa today, and we hope that you will
13 enjoy it or pass it on, as are the key
14 rings, the pen animal key rings that you
15 see that has Echoes of Africa on them.

16 This booklet, the students on
17 the front are students from Kaduna. They
18 are students from Essence International
19 School, and I've introduced you to
20 Delores Muhammad who wrote this and who
21 is from Philadelphia but been in Nigeria
22 for some-40 years. I've introduced you
23 to her when she's here, and certainly I
24 wanted to share this with her, and we
25 will also share it with the Mayor's

1 11/17/11 - STATED - SPEECHES

2 Commission on African and Caribbean
3 Immigrant Affairs.

4 I would also like to next
5 congratulate all members of City Council
6 who were elected or reelected to City
7 Council on Tuesday, November 8th. I
8 likewise commend all who have served our
9 body for so many years and who have
10 decided not to move forward. We commend
11 you, President Verna, and all the others,
12 Councilman DiCicco and Councilman Rizzo
13 and Councilman Kenney, who has gone on,
14 and all of those who --

15 (Laughter.)

16 COUNCILWOMAN BLACKWELL: Sorry.
17 I didn't mean you.

18 COUNCILMAN KENNEY: Something I
19 don't know?

20 COUNCILWOMAN BLACKWELL: I
21 meant my republican.

22 COUNCIL PRESIDENT VERNA: A
23 message is being conveyed.

24 COUNCILWOMAN BLACKWELL: Sorry.
25 Kelly, not Kenney. I stand corrected.

1 11/17/11 - STATED - SPEECHES

2 Thank you. And I would not have even
3 noted had everybody not laughed. Thank
4 you.

5 So we want to thank all of you.

6 Jim Kenney, you and I will
7 still work together next year.

8 And I certainly thank all of
9 the individuals in my district who
10 reelected me overwhelmingly so that in
11 January I may begin my sixth four-year
12 term, after serving five terms under the
13 late and great Lucien Blackwell. Lu's
14 slogan was, "Leaders must lead." And
15 this is an exciting time for leadership
16 in the City of Philadelphia and in the
17 City Council of Philadelphia. I'm proud
18 to have served eight years as Majority
19 Leader during a time when three women -
20 President Anna C. Verna, Honorable Marian
21 B. Tasco who was Majority Whip and
22 myself - changed history in leading our
23 Council forward as President, Majority
24 Leader and Minority Whip. We changed the
25 history of our city by being the first

1 11/17/11 - STATED - SPEECHES

2 team of women to hold these leadership
3 roles.

4 In January, there will be many
5 new officials on Council, many who have
6 served and many who were just elected. I
7 will continue to form alliances with
8 individuals on various issues that I deem
9 important to service my district and my
10 city, which I love so much. I've decided
11 to give others an opportunity to serve in
12 leadership roles and, therefore, will not
13 seek election to a leadership position
14 this term.

15 Thank you very much.

16 COUNCIL PRESIDENT VERNA: Thank
17 you.

18 The Chair recognizes Councilman
19 Kenney.

20 COUNCILMAN KENNEY: Thank you,
21 Madam President, and thanks to Occupy
22 Philadelphia and the Pennsylvania Supreme
23 Court for making us all hungry beyond
24 lunch. This is the appropriate time to
25 then make this announcement.

1 11/17/11 - STATED - SPEECHES

2 In celebration of National
3 Sandwich Day on November 3rd, South
4 Philly-based Primo Hoagies hosted the
5 "With Love Primo Hoagies Invitational" to
6 determine what ingredients will be used
7 to build Primo's new With Love hoagie,
8 available at all 80-plus stores across
9 the region for one year. The Manetti
10 With Love, Michael Manetti, a resident of
11 Conshohocken, won all three competitions.
12 His recipe included hot Capicola,
13 home-style turkey breast, thinly sliced
14 pepperoni, hot pepper cheese and
15 mozzarella. The hoagie is topped with
16 lettuce, tomato, light oil and salt and
17 pepper.

18 Inspired the creativity of the
19 amateur chefs of the Philadelphia region,
20 Primo Hoagies has decided to create a
21 second With Love hoagie, the With Love
22 Italian. The hoagie includes
23 natural-casing Genoa Salami, hot
24 Sopressata, Prosciutto, fresh mozzarella
25 cheese and roasted peppers.

1 11/17/11 - STATED - SPEECHES

2 In order to officially welcome
3 the With Love Hoagie into the
4 Philadelphia community, Philadelphia City
5 Councilmembers are today offered the
6 first taste of the Manetti as well as the
7 Primo's most popular variety, the Sharp
8 Italian. With Love hoagies are just one
9 of the many ways consumers can experience
10 the Greater Philadelphia Tourism and
11 Marketing Corporation's With Love
12 promotion launched in 2009.

13 GPTMC's With Love Philadelphia
14 XOXO Campaign appeals to many different
15 audiences throughout through various
16 letters addressed to travelers. Penned
17 by the City itself, the letters let a bit
18 of Philadelphia attitude through while
19 extending the invitation to visit.

20 So enjoy the hoagies and enjoy
21 the rest of the day.

22 Thank you, Madam President.

23 COUNCIL PRESIDENT VERNA: Thank
24 you.

25 Councilman Green, you want to

1 11/17/11 - STATED - SPEECHES

2 be recognized?

3 COUNCILMAN GREEN: Thank you,
4 Madam President. Paying close attention
5 once again to Councilman Kenney's
6 efforts, I want to congratulate him on
7 this extremely substantive, important
8 speech that he just gave.

9 Thank you.

10 (Laughter.)

11 COUNCILMAN KENNEY: Madam
12 President?

13 COUNCIL PRESIDENT VERNA: Yes.
14 Councilman Kenney.

15 COUNCILMAN KENNEY: I just
16 would caution Councilman Green to chew
17 his hoagie thoroughly so he doesn't
18 choke.

19 Thank you.

20 (Laughter.)

21 COUNCIL PRESIDENT VERNA: The
22 Chair recognizes Councilman Clarke for a
23 motion to adjourn.

24 COUNCILMAN CLARKE: Madam
25 President, I don't know how to follow

1 11/17/11 - STATED - ADJOURNMENT

2 that one, but I have to say, Madam
3 President, I listened to the great debate
4 on 610 sports talk show. Maybe now it's
5 changed to -- what is it now, Councilman?

6 COUNCILMAN KENNEY: 94.

7 COUNCILMAN CLARKE: 94.1 when
8 Councilman Kenney got into a debate with
9 Angelo Cataldi and the rest of the
10 individuals about whether or not it was
11 the hoagie or the cheese steak.

12 So my question, Councilman, is
13 this in response to the folks on 94.1?

14 COUNCILMAN KENNEY: My point is
15 the hoagie deserves as much love as the
16 cheese steak, because it actually has a
17 longer history in the City, a longer
18 history than the cheese steak, and I
19 think both of them could live and coexist
20 together.

21 COUNCILMAN CLARKE: There we
22 go.

23 And, Madam President, with that
24 note, to call for an adjournment, I move
25 that Council stand adjourned until

1 11/17/11 - STATED - ADJOURNMENT

2 Thursday, November 17th, 2011, 10:00

3 a.m. -- oh, I'm sorry. They gave me the

4 wrong one. December 1st.

5 COUNCIL PRESIDENT VERNA: Do I
6 hear a second?

7 (Duly seconded.)

8 COUNCIL PRESIDENT VERNA: It
9 has been moved and seconded that Council
10 stand adjourned until Thursday, December
11 1st.

12 All in favor will say aye.

13 (Aye.)

14 COUNCIL PRESIDENT VERNA: Those
15 opposed?

16 (No response.)

17 COUNCIL PRESIDENT VERNA: The
18 ayes have it. The motion carries.

19 Thank you.

20 (Stated Meeting adjourned at
21 1:00 p.m.)

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CERTIFICATE

I HEREBY CERTIFY that the proceedings, evidence and objections are contained fully and accurately in the stenographic notes taken by me upon the foregoing matter on November 17, 2011, and that this is a true and correct transcript of same.

MICHELE L. MURPHY
RPR-Notary Public

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