

COUNCIL OF THE CITY OF PHILADELPHIA
STATED MEETING

Room 400, City Hall
Philadelphia, Pennsylvania
Thursday, February 20, 2014
10:50 a.m.

PRESENT:

COUNCIL PRESIDENT DARRELL L. CLARKE
COUNCILWOMAN CINDY BASS
COUNCILWOMAN JANNIE BLACKWELL
COUNCILMAN W. WILSON GOODE, JR.
COUNCILMAN WILLIAM K. GREENLEE
COUNCILMAN KENYATTA JOHNSON
COUNCILMAN CURTIS JONES, JR.
COUNCILMAN JAMES KENNEY
COUNCILMAN DENNIS O'BRIEN
COUNCILMAN DAVID OH
COUNCILMAN BRIAN J. O'NEILL
COUNCILWOMAN MARIA D. QUINONES-SANCHEZ
COUNCILWOMAN BLONDELL REYNOLDS BROWN
COUNCILMAN MARK SQUILLA
COUNCILWOMAN MARIAN B. TASCO

MICHAEL A. DECKER, CHIEF CLERK

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2 COUNCIL PRESIDENT CLARKE: Good
3 morning, everyone. Good morning.

4 (Good morning.)

5 COUNCIL PRESIDENT CLARKE:

6 Thank you. I want to make sure I wasn't
7 here by myself.

8 We've established a quorum.

9 I'd ask all guests and visitors to please
10 retire behind the rail. Members have
11 taken their seat. Council shall come to
12 order.

13 To give our invocation this
14 morning, the Chair recognizes Reverend
15 Dr. T. Janel Dickson, Pastor of Cedar
16 Park Presbyterian Church. She is here
17 today as the guest of Councilwoman Marian
18 Tasco.

19 I would ask all guests and
20 visitors to please rise.

21 (Members and guests rise.)

22 REVEREND DICKSON: Good
23 morning.

24 (Good morning.)

25 REVEREND DICKSON: To the

1 2/20/14 - STATED - INVOCATION
2 President of City Council, Mr. Darrell
3 Clarke, to Councilwoman Marian Tasco, to
4 the District Councilmembers, and
5 Councilmen and women at-large, certainly
6 this is an honor and a privilege for me
7 today to serve you by leading this
8 Council in prayer this morning. So thank
9 you very kindly.

10 Would you please bow your heads
11 with me as we go to the Lord in prayer.

12 Almighty God, supreme ruler of
13 all, we reverence you today and give you
14 praise, for, Lord, it is always our first
15 agenda item to give you glory for your
16 presence among us.

17 Lord, you alone know the plans
18 that you have for us as your people, and
19 you have the power to make them happen.
20 And so, God, we invoke your presence in
21 this Chamber today to move among these,
22 your leaders, and to impart your wisdom
23 and your will for us unto them. Empower
24 them even the more with your gift of
25 discernment for decision-making as they

1 2/20/14 - STATED - INVOCATION

2 deliberate over the tough issues and
3 decisions and agenda items of the day.
4 Remind them, oh God, that in the end, the
5 answer lies with you.

6 Lord, remind them that they
7 serve a public trust that is beyond
8 personal gain and glory, that no city, no
9 community, no nation lives for itself,
10 but, Lord, we live to carry out the
11 responsibility for all of your people for
12 peace, protection, provision, and for
13 social justice.

14 And, Father, Lord, we do pray
15 that at the end of our day, that our goal
16 will be to ensure that this City of
17 Philadelphia would certainly become even
18 the more the City of Brotherly Love and
19 Sisterly Affection.

20 Lord, it is in your name that
21 we pray in this place today. In Jesus'
22 name, let all of the people of God say
23 amen.

24 (Amen.)

25 REVEREND DICKSON: God bless

1 2/20/14 - STATED - APPROVAL OF JOURNAL
2 you all.

3 COUNCIL PRESIDENT CLARKE:

4 Thank you so much.

5 Council will be at ease.

6 (Council at ease.)

7 COUNCIL PRESIDENT CLARKE:

8 Thank you so much. Thank you for those
9 inspiring words, Pastor.

10 The next order of business is
11 the approval of the Journal of the
12 meeting of Thursday, February 6th, 2014.

13 The Chair recognizes Councilman
14 Greenlee.

15 COUNCILMAN GREENLEE: Thank
16 you, Mr. President. I move that the
17 Journal of the meeting of Thursday,
18 February 6th, 2014 be approved.

19 (Duly seconded.)

20 COUNCIL PRESIDENT CLARKE: Did
21 I hear a second?

22 (Duly seconded.)

23 COUNCIL PRESIDENT CLARKE: It
24 has been moved and properly seconded that
25 the Journal of the meeting of Thursday,

1 2/20/14 - STATED - LEAVES

2 February 6th, 2014 be approved.

3 All those in favor say aye.

4 (Aye.)

5 COUNCIL PRESIDENT CLARKE:

6 Those opposed?

7 (No response.)

8 COUNCIL PRESIDENT CLARKE: The
9 ayes have it, and the Journal is
10 approved.

11 The next order of business is
12 requests for leaves of absence, and the
13 Chair recognizes Councilman Jones.

14 COUNCILMAN JONES: Thank you,
15 Mr. President. On behalf of the
16 majority, a leave of absence is requested
17 by Councilman Henon.

18 COUNCIL PRESIDENT CLARKE:

19 Thank you. It shall be noted.

20 The Chair recognizes Councilman
21 O'Neill.

22 COUNCILMAN O'NEILL: Thank you,
23 Mr. President. On behalf of the
24 republicans, there are no requests for
25 leave of absence.

1 2/20/14 - STATED - PRESENTATIONS

2 COUNCIL PRESIDENT CLARKE: The
3 Chair thanks the gentleman.

4 At this time, I will dispense
5 with the regular order of business and I
6 would like to thank everyone who has come
7 down today to see your government in
8 action. We hope that your stay here
9 today is a pleasurable one. We hope it's
10 so much pleasure that you come back
11 again. So, again, thank you very much
12 for coming in today.

13 At this time, the Chair
14 recognizes Councilman Kenney, who will
15 present a resolution honoring St. Joe's
16 Prep Varsity Football Team. Would head
17 coach Gabe Infante and those accompanying
18 him please join the Councilman at the
19 podium.

20 COUNCILMAN KENNEY:
21 Mr. President, it's been our Prep
22 tradition here to invite someone from
23 another school to help read our
24 championship resolutions, and we've
25 chosen Councilman Squilla out of Bishop

1 2/20/14 - STATED - PRESENTATIONS

2 Neumann High School, now St. John

3 Neumann-St. Maria Goretti. So come up

4 and help us.

5 COUNCIL PRESIDENT CLARKE: And

6 joining the aforementioned Councilman

7 Squilla, we have Councilman Greenlee and

8 Councilman Brian O'Neill.

9 COUNCILMAN KENNEY: Thank you,

10 Mr. President. This is a resolution

11 honoring the St. Joseph's Preparatory

12 School Varsity Football Team on winning

13 the PIAA AAAA State Championship, the

14 District XII AAAA City Championship and

15 the Philadelphia Catholic League

16 Championship.

17 COUNCILMAN GREENLEE: Whereas,

18 on Friday, November 8th, 2013 the St.

19 Joseph's Prep Hawks defeated arch-rival

20 LaSalle College High School 30 to 20 --

21 can we get a cheer on that -- to win the

22 Philadelphia Catholic League AAAA

23 Championship; and

24 On Saturday, November 16th,

25 2013 the Hawks took down the Pioneers

1 2/20/14 - STATED - PRESENTATIONS
2 from Frankford High School by a score of
3 10 to 7, giving St. Joe's Prep its first
4 Football City Title since the series was
5 restarted in 2008; and

6 COUNCILMAN O'NEILL: Whereas,
7 St. Joe's Prep advanced to the AAAA State
8 Championship game where they soundly
9 defeated the Vikings of Pittsburgh
10 Central Catholic by a score of 35 to 10
11 in snowy conditions on Saturday, December
12 14th, 2013 at Hersheypark Stadium. The
13 Prep trailed 10-7 at halftime before
14 reeling off 28 unanswered points in the
15 second half to secure their first AAAA
16 State Championship;

17 Whereas, the St. Joe's Prep
18 Coach Gabe Infante was named the Coach of
19 the Year by the Philadelphia Daily News
20 and the Pennsylvania Football Writers
21 Association for Division AAAA; and

22 COUNCILMAN SQUILLA: Whereas --
23 and I know the Prep guys always want
24 another person, had a hard time reading
25 coming up here, but the last time we did

1 2/20/14 - STATED - PRESENTATIONS
2 this, Councilman Kenney had a hard time
3 with "championship." So I'm glad to see
4 now that the Prep was able to do that.
5 So congratulations.

6 Whereas, four members of St.
7 Joe's Prep Varsity Football Team were
8 honored as members of the Pennsylvania
9 AAAA Football All-State Team selected by
10 the Pennsylvania Football News; and

11 Whereas, Quarterback Chris
12 Martin was named the Inquirer and Daily
13 News Player of the Year. Eight members
14 of St. Joe's Prep team were named to the
15 Inquirer All-Southeastern PA team,
16 including Martin, Offensive Lineman Jon
17 Daniel Runyan and Defensive Back John
18 Reid who were all named to the
19 first-team. And also three members from
20 my neighborhood that were on St. Joe's
21 Prep team, Eddie Mooney, Edward Menner,
22 and Joe Dumond. Just wanted to throw
23 them out there. Let it be known.

24 COUNCILMAN KENNEY: Resolved,
25 by the Council of the City of

1 2/20/14 - STATED - PRESENTATIONS
2 Philadelphia, that Council do hereby
3 honor and commend the St. Joseph's Prep
4 Hawks Varsity Football Team on winning
5 the PIAA AAAA State Championship, the
6 District XII AAAA City Championship and
7 the Philadelphia Catholic League
8 Championship.

9 Further resolved, that an
10 engrossed copy of this resolution be
11 presented to Head Coach Gabriel Infante
12 and the members of the St. Joseph's Prep
13 Football Team as evidence of the sincere
14 sentiments of this legislative body.

15 Congratulations.

16 (Applause.)

17 COUNCIL PRESIDENT CLARKE: And
18 the Chair recognizes Coach Infante for
19 remarks.

20 COACH INFANTE: It's a great
21 honor to be able to bring that trophy
22 back to Eastern Pennsylvania and
23 obviously the Southeastern part of the
24 state. It's a great honor. Thank you
25 for taking the time to honor these great

1 2/20/14 - STATED - PRESENTATIONS
2 young men and a great institution. We're
3 very proud to represent the City, and
4 we're very grateful for the time and the
5 effort that everyone has taken in
6 recognizing the efforts of great young
7 men.

8 Thank you.

9 (Applause.)

10 COUNCIL PRESIDENT CLARKE:

11 Council will be at ease.

12 (Council at ease.)

13 COUNCILMAN KENNEY: Mr.

14 President, just so you know, I think the
15 snow days accumulation required just the
16 captains to show up instead of the rest
17 of the team. They're in school studying.

18 COUNCIL PRESIDENT CLARKE:

19 Great.

20 (Council at ease.)

21 COUNCIL PRESIDENT CLARKE:

22 Thank you.

23 At this time, the Chair
24 recognizes Councilwoman Brown.

25 COUNCILWOMAN BROWN: Thank you,

1 2/20/14 - STATED - PRESENTATIONS

2 Mr. President. Let me first say thank
3 you to Joe Meade of the Philadelphia
4 Museum of Art and Jennifer Francis, who
5 serves as the Museum Director of
6 Marketing and Communications at the
7 Philadelphia Museum of Art. This morning
8 I had the distinct -- and let me say
9 thank you to members who were able to
10 come by earlier this morning for a small
11 reception in honor of our special guests.
12 But she first visited with us when my
13 colleague Councilman Goode's father was
14 Mayor, W. Wilson Goode, and Councilman
15 Lucien Blackwell occupied these Chambers.
16 The one distinction about her
17 extraordinary career is that she has
18 50,000 followers on Twitter. So she has
19 really mastered this social media world.
20 She is one of 650 members of the House of
21 Commons there with the British Parliament
22 and she has the distinction of being the
23 first woman of 110 women in the British
24 Parliament.

25 I'm pleased to welcome and

1 2/20/14 - STATED - COMMUNICATIONS
2 salute Madam Diane Abbott to the
3 Philadelphia City Council, and I want to
4 ask Councilwoman Blackwell and Councilman
5 Goode to take a picture with her just to
6 celebrate a piece of history. If we
7 could please welcome Madam Diane Abbott.

8 (Applause.)

9 COUNCILWOMAN BROWN: Thank you
10 very, very much, Mr. President.

11 (Applause.)

12 COUNCIL PRESIDENT CLARKE:
13 Thank you.

14 The next order of business is
15 communications. The Chair requests that
16 the Sergeant-of-Arms delivers the
17 messages from the Mayor to the Chief
18 Clerk.

19 Mr. Decker, would you please
20 read those messages.

21 CHIEF CLERK: To the President
22 and members of the Council of the City of
23 Philadelphia, pursuant to Sections 4-604
24 and 2-307 of the Home Rule Charter, I am
25 today transmitting to the Council the

1 2/20/14 - STATED - COMMUNICATIONS
2 recommendation of the City Planning
3 Commission on the following bills: Bill
4 Nos. 130901, 130902, 130920, 130946,
5 130948, 130950, 130907, and 130908; and

6 I am pleased to advise you that
7 on February, 19, 2014, I signed all the
8 bills that were passed by Council at its
9 session on February 6, 2014, except Bill
10 No. 130688-A, and that I am hereby
11 returning as disapproved Bill No.
12 130701-AA, which was passed by the
13 Council on January 30, 2014; and

14 I am transmitting for the
15 consideration of your honorable body a
16 resolution approving the redevelopment
17 contract of the Philadelphia
18 Redevelopment Authority for the
19 redevelopment and urban renewal of a
20 portion of the Cecil B. Moore Avenue
21 Urban Renewal Area, identified by house
22 numbers and street addresses as 1725
23 through 27 Cecil B. Moore Avenue and 1735
24 Cecil B. Moore Avenue; and

25 Also a resolution approving the

1 2/20/14 - STATED - COMMUNICATIONS
2 redevelopment contract of the
3 Philadelphia Redevelopment Authority for
4 the redevelopment and urban renewal of a
5 portion of the Point Breeze Urban Renewal
6 Area, identified by house numbers and
7 street addresses as 1734 Federal Street,
8 1606 Latona Street, 1624 Latona Street,
9 1637 Latona Street, 1713 Manton Street,
10 1715 Manton Street, 1717 Manton Street,
11 1721 Manton Street, 1726 Manton Street
12 and 1231 South Seventeenth Street; and

13 An ordinance authorizing the
14 Commissioner of Public Property to convey
15 to the Philadelphia Authority for
16 Industrial Development a parcel of land
17 commonly known as 147 Gay Street for
18 further conveyance; and

19 An ordinance authorizing the
20 revision of lines and grades on a portion
21 of City Plan No. 307 by striking from the
22 City Plan and vacating certain
23 sub-surface portions of Fifteenth Street
24 between Arch Street and John F. Kennedy
25 Boulevard, Sixteenth Street between Arch

1 2/20/14 - STATED - COMMUNICATIONS
2 Street and Cuthbert Street, and Arch
3 Street from Sixteenth Street to a point
4 east of Fifteenth Street; and

5 An ordinance amending Chapter
6 9-600 of The Philadelphia Code, entitled
7 "Service and Other Businesses," by
8 clarifying penalties for violations of
9 Section 9-622, entitled "Cigarettes and
10 Tobacco Products," by adding a new
11 section to prohibit sales of electronic
12 smoking devices and unapproved nicotine
13 delivery products to minors; and

14 An ordinance amending Chapter
15 10-600 of The Philadelphia Code, entitled
16 "Public Places - Prohibited Conduct," by
17 adding a new Section to prohibit the use
18 of Electronic Smoking Devices in public
19 places and in the workplace; and

20 An ordinance constituting the
21 Seventeenth Supplemental Ordinance to the
22 Restated General Water and Wastewater
23 Bond Ordinance of 1989, as supplemented;
24 authorizing the Bond Committee to issue
25 and sell one or more series or subseries

1 2/20/14 - STATED - COMMUNICATIONS
2 of tax-exempt or taxable water and
3 wastewater revenue bonds, all under
4 certain terms and conditions.

5 COUNCIL PRESIDENT CLARKE:
6 Thank you, Mr. Decker. Mr. Decker, do
7 you have any additional messages?

8 CHIEF CLERK: I have received a
9 letter dated February 18th, 2014 from the
10 Honorable Councilman Bill Green to the
11 Honorable Darrell Clarke, City Council
12 President.

13 Dear Council President Clarke
14 and Councilmembers, I am writing to
15 notify you that I am resigning my office
16 as Philadelphia City Councilman At-Large
17 effective immediately.

18 My resignation will take effect
19 this day, February 18th, 2014.

20 It has been an honor to serve
21 the people of Philadelphia as their
22 Councilman, and I look forward to
23 continuing this service through my new
24 responsibilities at the SRC.

25 Serving with you and the rest

1 2/20/14 - STATED - INTRO. OF BILLS
2 of Council has been the most rewarding
3 experience of my professional life. I
4 leave Council in good hands.

5 As Chair of the SRC my door
6 will be open to you and our Council
7 colleagues. I look forward to working
8 closely with Council to ensure that every
9 child in Philadelphia has access to a
10 quality education.

11 Respectfully yours, signed
12 William J. Green, IV.

13 COUNCIL PRESIDENT CLARKE:

14 Thank you, Mr. Decker.

15 The next order of business is
16 the introduction of bills and
17 resolutions.

18 The Chair recognizes Councilman
19 Kenney.

20 COUNCILMAN KENNEY: Thank you,
21 Mr. President. I offer three bills and
22 one privileged resolution.

23 COUNCIL PRESIDENT CLARKE:

24 Thank you, Councilman.

25 CHIEF CLERK: An ordinance

1 2/20/14 - STATED - INTRO. OF BILLS
2 amending Title 21 of The Philadelphia
3 Code, entitled "Miscellaneous," by adding
4 a new Chapter 21-2700, entitled
5 "Firefighters and Fire Service Paramedics
6 Bill of Rights," that adopts minimum
7 standards to protect the rights of
8 uniformed fire personnel including but
9 not limited to Firefighters and Fire
10 Service Paramedics, beyond departmental
11 procedures, in order to ensure equality
12 and fairness of treatment among such
13 personnel.

14 COUNCIL PRESIDENT CLARKE: That
15 bill will be referred to committee.

16 CHIEF CLERK: And an ordinance
17 amending Title 21 of The Philadelphia
18 Code, entitled "Miscellaneous," by adding
19 a new Chapter 21-2800, entitled "Fire
20 Service Paramedic Safety and Health," by
21 adopting minimum standards to protect the
22 health, safety and dignity of uniformed
23 Philadelphia Fire Department personnel
24 working as fire service paramedics.

25 COUNCIL PRESIDENT CLARKE: That

1 2/20/14 - STATED - INTRO. OF BILLS
2 bill will also be referred to committee.

3 CHIEF CLERK: And an ordinance
4 amending Title 4 of The Philadelphia
5 Code, entitled "The Philadelphia Building
6 Construction and Occupancy Code," by
7 amending Subcode F (The Philadelphia Fire
8 Code), by delineating the process to be
9 utilized by the Philadelphia Fire
10 Department in its consideration of
11 temporary or permanent reductions or
12 eliminations of fire companies that
13 provide life safety and property
14 protection from the hazards of fire,
15 explosion or dangerous conditions.

16 COUNCIL PRESIDENT CLARKE: That
17 bill will be referred to committee.

18 CHIEF CLERK: And a privileged
19 resolution in recognition of Black
20 History Month, remembering the "Pullman
21 Porters," the Brotherhood of Sleeping Car
22 Porters, and A. Philip Randolph as the
23 leaders of the nation's first
24 predominantly African-American labor
25 union.

1 2/20/14 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT CLARKE: That
3 resolution will be on today's Final
4 Passage Calendar.

5 The Chair recognizes
6 Councilwoman Blackwell.

7 COUNCILWOMAN BLACKWELL: Thank
8 you, Mr. President. I have no bills or
9 resolutions today.

10 COUNCIL PRESIDENT CLARKE:
11 Thank you, Councilwoman.

12 The Chair recognizes Councilman
13 Greenlee.

14 COUNCILMAN GREENLEE: Thank
15 you, Mr. President. Today I offer four
16 bills, two on your behalf and one
17 resolution on your behalf.

18 COUNCIL PRESIDENT CLARKE:
19 Thank you, Councilman.

20 CHIEF CLERK: An ordinance
21 amending Chapter 10-600 of The
22 Philadelphia Code, entitled "Public
23 Places - Prohibited Conduct," by adding a
24 new section to prohibit the use of
25 Electronic Smoking Devices in public

1 2/20/14 - STATED - INTRO. OF BILLS

2 places and in the workplace.

3 COUNCIL PRESIDENT CLARKE: That
4 bill will be referred to committee.

5 CHIEF CLERK: And an ordinance
6 amending Chapter 9-600 of The
7 Philadelphia Code, entitled "Service and
8 Other Businesses," by clarifying
9 penalties for violations of Section
10 9-622, entitled "Cigarettes and Tobacco
11 Products," and by adding a new section to
12 prohibit sales of electronic smoking
13 devices and unapproved nicotine delivery
14 products to minors.

15 COUNCIL PRESIDENT CLARKE: That
16 bill will be referred to committee.

17 CHIEF CLERK: And an ordinance
18 authorizing the revision of lines and
19 grades on a portion of City Plan No. 307
20 by striking from the City Plan and
21 vacating certain sub-surface portions of
22 Fifteenth Street between Arch Street and
23 John F. Kennedy Boulevard, Sixteenth
24 Street between Arch Street and Cuthbert
25 Street, and Arch Street from Sixteenth

1 2/20/14 - STATED - INTRO. OF BILLS

2 Street to a point east of Fifteenth
3 Street.

4 COUNCIL PRESIDENT CLARKE: That
5 bill will be referred to committee.

6 CHIEF CLERK: And an ordinance
7 amending Title 14 of The Philadelphia
8 Code, entitled "Zoning and Planning," by
9 creating a new Spring Garden /NCA Overlay
10 District in the area bounded by Spring
11 Garden Street, Broad Street, Callowhill
12 Street, and 18th Street, and prohibiting
13 Personal Credit Establishments within The
14 District.

15 COUNCIL PRESIDENT CLARKE: That
16 bill will be referred to committee.

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

1 2/20/14 - STATED - INTRO. OF BILLS
2 situate in the Sixteenth and Twenty-Ninth
3 Wards of the City of Philadelphia.

4 COUNCIL PRESIDENT CLARKE: And
5 that resolution will be on next week's
6 Final Passage Calendar.

7 The Chair recognizes
8 Councilwoman Tasco.

9 COUNCILWOMAN TASCO:
10 Mr. President, I offer one bill on behalf
11 of the Administration.

12 COUNCIL PRESIDENT CLARKE:
13 Thank you, Councilwoman.

14 CHIEF CLERK: An ordinance
15 constituting the Seventeenth Supplemental
16 Ordinance to the Restated General Water
17 and Wastewater Revenue Bond Ordinance of
18 1989, as supplemented; authorizing the
19 Bond Committee to issue and sell one or
20 more series or subseries of tax-exempt or
21 taxable water and wastewater revenue
22 bonds.

23 COUNCIL PRESIDENT CLARKE: That
24 bill will be referred to committee.

25 The Chair recognizes Councilman

1 2/20/14 - STATED - INTRO. OF BILLS

2 Johnson.

3 COUNCILMAN JOHNSON: Thank you,
4 Council President. I have one bill that
5 focuses on the development of affordable
6 housing units in the Point Breeze
7 community and also three resolutions,
8 sir.

9 COUNCIL PRESIDENT CLARKE:
10 Thank you, Councilman.

11 CHIEF CLERK: A non-privileged
12 resolution approving the redevelopment
13 contract of the Philadelphia
14 Redevelopment Authority for the
15 redevelopment and urban renewal of a
16 portion of the Point Breeze Urban Renewal
17 Area, identified by house numbers and
18 street addresses as 1734 Federal Street,
19 1606, 1624 and 1637 Latona Street, 1713,
20 1715, 1717, 1721 and 1726 Manton Street
21 and 1231 South Seventeenth Street.

22 COUNCIL PRESIDENT CLARKE: That
23 resolution will be on next week's Final
24 Passage Calendar.

25 CHIEF CLERK: And a

1 2/20/14 - STATED - INTRO. OF BILLS
2 non-privileged resolution urging the
3 United States Congress to pass Senate
4 Bill 1410, entitled the Smarter
5 Sentencing Act, which provides for fairer
6 drug sentencing guidelines.

7 COUNCIL PRESIDENT CLARKE: That
8 resolution will also be on next week's
9 Final Passage Calendar.

10 CHIEF CLERK: And a privileged
11 resolution honoring, recognizing and
12 commending the Southeastern Pennsylvania
13 Transportation Authority on its fiftieth
14 anniversary for its extraordinary service
15 and dedication to the City of
16 Philadelphia.

17 COUNCIL PRESIDENT CLARKE: That
18 resolution will be on today's Final
19 Passage Calendar.

20 CHIEF CLERK: And a privileged
21 resolution honoring, recognizing and
22 commending the City of Philadelphia Mural
23 Arts Program on its thirtieth anniversary
24 for its extraordinary service and
25 dedication as a component of the

1 2/20/14 - STATED - INTRO. OF BILLS

2 Philadelphia Anti-Graffiti Network.

3 COUNCIL PRESIDENT CLARKE: And
4 that resolution will be on today's Final
5 Passage Calendar.

6 The Chair recognizes
7 Councilwoman Quinones-Sanchez.

8 COUNCILWOMAN SANCHEZ: Thank
9 you, Mr. President. I have one
10 non-privileged resolution.

11 COUNCIL PRESIDENT CLARKE:
12 Thank you, Councilwoman.

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

25 COUNCIL PRESIDENT CLARKE: That

1 2/20/14 - STATED - INTRO. OF BILLS
2 resolution will be on next week's Final
3 Passage Calendar.

4 The Chair recognizes Councilman
5 O'Brien.

6 COUNCILMAN O'BRIEN: Thank you,
7 Mr. President. I have no bills or
8 resolutions today.

9 COUNCIL PRESIDENT CLARKE:
10 Thank you, Councilman.

11 The Chair recognizes Councilman
12 Goode.

13 COUNCILMAN GOODE: Thank you,
14 Mr. President. I offer one bill and one
15 resolution.

16 COUNCIL PRESIDENT CLARKE:
17 Thank you, Councilman.

18 CHIEF CLERK: An ordinance
19 amending Chapter 17-1300 of The
20 Philadelphia Code, entitled "Philadelphia
21 21st Century Minimum Wage and Benefits
22 Standard," by further providing with
23 respect to the membership of the Living
24 Wage and Benefits Review Committee.

25 COUNCIL PRESIDENT CLARKE: That

1 2/20/14 - STATED - INTRO. OF BILLS

2 bill will be referred to committee.

3 CHIEF CLERK: And a

4 non-privileged resolution amending

5 Resolution No. 110807 (adopted November

6 17, 2011), which provided for the

7 appointment of a five person Living Wage

8 and Benefits Review Committee pursuant to

9 Section 17-1311 of The Philadelphia Code,

10 by specifying two additional

11 organizations authorized to make

12 appointments to the Committee.

13 COUNCIL PRESIDENT CLARKE:

14 Councilman, you want that to go to

15 committee?

16 COUNCILMAN GOODE: No.

17 COUNCIL PRESIDENT CLARKE: Just

18 direct vote? That will be on next week's

19 Final Passage Calendar.

20 The Chair recognizes

21 Councilwoman Reynolds Brown.

22 COUNCILWOMAN BROWN: Thank you,

23 Mr. President. No bills or resolutions

24 this morning.

25 COUNCIL PRESIDENT CLARKE:

1 2/20/14 - STATED - INTRO. OF BILLS

2 Thank you, Councilwoman.

3 The Chair recognizes Councilman
4 Jones.

5 COUNCILMAN JONES: Thank you,
6 Mr. President. I have one bill, one
7 privileged resolution, and two
8 non-privileged resolutions. The
9 non-privileged resolution is on behalf of
10 Councilman Henon to amend the demolition
11 bill, which is a technical amendment, not
12 a substantive amendment. The change is
13 in the effective date of the bill. The
14 amendments have been circulated to all
15 members of Council and I wish to be
16 recognized after the title of the
17 resolution is read for a motion to
18 re-call the bill.

19 COUNCIL PRESIDENT CLARKE: It's
20 a re-call?

21 COUNCILMAN JONES: Yes.

22 CHIEF CLERK: An ordinance
23 providing for the submission to the
24 qualified electors of the City of
25 Philadelphia of the proposal set forth in

1 2/20/14 - STATED - INTRO. OF BILLS
2 a Resolution approved by Council
3 proposing an amendment to The
4 Philadelphia Home Rule Charter relating
5 to the creation, appointment, powers and
6 duties of a DHS Community Oversight
7 Board; and authorizing the appropriate
8 officers to publish notice and to make
9 arrangements for the special election.

10 COUNCIL PRESIDENT CLARKE: That
11 resolution will be referred to committee.

12 CHIEF CLERK: And a resolution
13 proposing an amendment to The
14 Philadelphia Home Rule Charter to
15 establish an independent Community
16 Oversight Board for the Department of
17 Human Services, and to provide for the
18 Board's appointment, powers and duties;
19 and providing for the submission of the
20 amendment to the qualified electors of
21 Philadelphia.

22 COUNCIL PRESIDENT CLARKE: That
23 also will be referred to committee.

24 CHIEF CLERK: And a privileged
25 resolution proclaiming and designating

1 2/20/14 - STATED - INTRO. OF BILLS
2 the week of April 6, 2014 as
3 "Philadelphia Crime Victim's Rights Week"
4 to encourage citizens to assist crime
5 victims and to increase community
6 awareness and support for the
7 organizations that help crime victims
8 rebuild their lives.

9 COUNCIL PRESIDENT CLARKE: That
10 will be on this week's Final Passage
11 Calendar.

12 CHIEF CLERK: And a
13 non-privileged resolution requesting the
14 Mayor to return to Council Bill No.
15 130688-A, entitled "An ordinance amending
16 Title 9 of The Philadelphia Code,
17 entitled 'Regulation of Businesses,
18 Trades and Professions,' by adding new
19 rules and obligations pertaining to
20 construction licenses and renewals of
21 those licenses; creating demolition
22 licenses and increasing fines for
23 expeditors that falsify information," for
24 the purpose of reconsideration by the
25 Council of the vote by which said bill

1 2/20/14 - STATED - INTRO. OF BILLS

2 passed Council.

3 COUNCIL PRESIDENT CLARKE: And
4 that will be on today's Calendar.

5 The Chair recognizes Councilman
6 Jones.

7 COUNCILMAN JONES: Thank you
8 again, Mr. President. I move that the
9 rules of Council be suspended to permit
10 consideration of this resolution on
11 today's Final Passage Calendar.

12 (Duly seconded.)

13 COUNCIL PRESIDENT CLARKE: It's
14 been moved and properly seconded.

15 All those in favor?

16 (Aye.)

17 COUNCIL PRESIDENT CLARKE:
18 Those opposed?

19 (No response.)

20 COUNCIL PRESIDENT CLARKE: The
21 ayes have it, and that resolution will be
22 considered on today's Calendar.

23 The Chair now recognizes
24 Councilman O'Neill.

25 COUNCILMAN O'NEILL: Thank you,

1 2/20/14 - STATED - INTRO. OF BILLS

2 Mr. President. I have no bills or
3 resolutions.

4 COUNCIL PRESIDENT CLARKE:

5 Thank you, Councilman.

6 The Chair recognizes Councilman
7 Squilla.

8 COUNCILMAN SQUILLA: Thank you,
9 Mr. President. I offer one bill and one
10 non-privileged resolution.

11 COUNCIL PRESIDENT CLARKE:

12 Thank you, Councilman.

13 CHIEF CLERK: An ordinance
14 authorizing the revision of lines and
15 grades on a portion of City Plan No. 308
16 by striking from the City Plan and
17 vacating Cypress Street from Broad Street
18 to Watts Street and reserving and placing
19 on the City Plan a right-of-way for
20 various utility purposes.

21 COUNCIL PRESIDENT CLARKE: That
22 bill will be referred to committee.

23 CHIEF CLERK: And a
24 non-privileged resolution authorizing the
25 Commissioner of Public Property to

1 2/20/14 - STATED - INTRO. OF BILLS
2 execute and deliver to the Philadelphia
3 Redevelopment Authority, without
4 consideration, deeds conveying
5 conditional fee simple title to certain
6 City-owned lots or pieces of ground with
7 the buildings and improvements thereon,
8 situate in the Thirty-First Ward of the
9 City of Philadelphia.

10 COUNCIL PRESIDENT CLARKE: That
11 resolution will be on next week's Final
12 Passage Calendar.

13 The Chair recognizes
14 Councilwoman Bass.

15 COUNCILWOMAN BASS: Thank you,
16 Mr. President. Nothing this week.

17 COUNCIL PRESIDENT CLARKE:
18 Thank you, Councilwoman.

19 The Chair recognizes Councilman
20 Oh.

21 COUNCILMAN OH: Thank you,
22 Mr. President. I offer two privileged
23 resolutions, one co-sponsored by
24 Councilman Greenlee and Councilman Jones,
25 the other by Councilwoman Bass and

1 2/20/14 - STATED - INTRO. OF BILLS

2 Councilman Jones. Thank you.

3 COUNCIL PRESIDENT CLARKE:

4 Thank you, Councilman.

5 CHIEF CLERK: A privileged
6 resolution recognizing March 9th to March
7 15th of 2014 as Glaucoma Awareness Week
8 in the City of Philadelphia.

9 COUNCIL PRESIDENT CLARKE: That
10 resolution will be on today's Final
11 Passage Calendar.

12 CHIEF CLERK: And a privileged
13 resolution declaring May 2014 as
14 Hepatitis Awareness Month in Philadelphia
15 to recognize and support the joint
16 efforts of "Hep B United Philadelphia"
17 and "Hepatitis C Allies of Philadelphia"
18 coalitions aimed at raising the profile
19 of Viral Hepatitis as an urgent local
20 health priority.

21 COUNCIL PRESIDENT CLARKE: That
22 resolution will also be on today's Final
23 Passage Calendar.

24 That concludes our introduction
25 of bills and resolutions and our next

1 2/20/14 - STATED - REPORTS

2 scheduled event will be reports from the
3 committee.

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

7 COUNCILMAN GREENLEE: Thank
8 you, Mr. President. The Committee on
9 Rules reports one bill with a favorable
10 recommendation.

11 COUNCIL PRESIDENT CLARKE:
12 Thank you, Councilman.

13 Mr. Decker, would you please
14 read that report.

15 CHIEF CLERK: To the President
16 and members of the Council of the City of
17 Philadelphia, the Committee on Rules, to
18 which was referred Bill No. 130908,
19 entitled "An ordinance to amend the
20 Philadelphia Zoning Maps by changing the
21 zoning designations of certain areas of
22 land located within an area bounded by
23 Spruce Street, Juniper Street, Cypress
24 Street, Watts Street, Pine Street and
25 Broad Street, by amending Chapter 14-500

1 2/20/14 - STATED - REPORTS
2 of the Zoning Code entitled 'Overlay
3 Zoning', by amending Chapter 14-700 of
4 the Zoning Code entitled 'Development
5 Standards', and by amending Chapter
6 14-800 of the Zoning Code entitled
7 'Parking and Loading,'" respectfully
8 reports it has considered and amended the
9 same and returns the attached bill to
10 Council with a favorable recommendation.

11 COUNCIL PRESIDENT CLARKE:

12 Thank you.

13 The Chair again recognizes
14 Councilman Greenlee.

15 COUNCILMAN GREENLEE: Thank
16 you, Mr. President. I move that the
17 rules of Council be suspended so as to
18 permit first reading this day of Bill No.
19 130908.

20 (Duly seconded.)

21 COUNCIL PRESIDENT CLARKE:

22 Thank you. It has been moved and
23 properly seconded that the rules of
24 Council be suspended so as to permit
25 reading this day of Bill No. 130908.

1 2/20/14 - STATED - REPORTS

2 All those in favor say aye.

3 (Aye.)

4 COUNCIL PRESIDENT CLARKE:

5 Those opposed?

6 (No response.)

7 COUNCIL PRESIDENT CLARKE: The
8 ayes have it, and that bill will be
9 placed on our First Reading Calendar for
10 today.

11 The Chair again recognizes
12 Councilman Greenlee for a report from the
13 Committee of Public Property and Public
14 Works.

15 COUNCILMAN GREENLEE: Thank
16 you, Mr. President. The Committee on
17 Public Property and Public Works reports
18 five bills with a favorable
19 recommendation.

20 COUNCIL PRESIDENT CLARKE:

21 Thank you.

22 Mr. Decker, would you please
23 read that report.

24 CHIEF CLERK: The Committee on
25 Public Property and Public Works, to

1 2/20/14 - STATED - REPORTS
2 which was referred Bill No. 130901,
3 entitled "An ordinance authorizing the
4 Commissioner of Public Property to
5 execute and enter into a Declaration of
6 Rights, Easements, Covenants and
7 Restrictions to govern the relationship
8 among (1) that certain parcel of land,
9 together with the improvements thereon,
10 commonly known as JFK Plaza, located at
11 15th and Arch Streets, (2) that certain
12 parcel of land, together with the
13 improvements located thereon, commonly
14 known as Love Park Parking Garage,
15 located generally beneath JFK Plaza at
16 15th and Arch Streets, and (3) certain
17 parcels of land around and beneath Love
18 Park Parking Garage"; and
19 Bill No. 130902, entitled "An
20 ordinance authorizing the Commissioner of
21 Public Property to execute and deliver a
22 deed conveying fee simple title to a
23 certain parcel of land, together with the
24 improvements located thereon, commonly
25 known as Love Park Parking Garage,

1 2/20/14 - STATED - REPORTS
2 located generally beneath JFK Plaza at
3 15th and Arch Streets; together with
4 certain rights and obligations of the
5 owner of the Love Park Parking Garage
6 unit under a certain Declaration of
7 Rights, Easements, Covenants and
8 Restrictions"; and

9 Bill No. 130946, entitled "An
10 ordinance authorizing the Commissioner of
11 Public Property to purchase from the
12 Philadelphia Authority for Industrial
13 Development a certain tract of land
14 together with the improvements thereon
15 situate in the area bounded by 46th
16 Street, Market Street, Haverford Avenue,
17 and 48th Street, known as 4601 Market
18 Street"; and

19 Bill No. 140057, entitled "An
20 ordinance authorizing the Commissioner of
21 Public Property to enter into a lease
22 agreement with the Philadelphia Municipal
23 Authority to lease from the City of
24 Philadelphia the premises commonly known
25 as the Chalfont Recreation Center, for

1 2/20/14 - STATED - REPORTS

2 further sublease"; and

3 Bill No. 140058, entitled "An

4 ordinance authorizing the Commissioner of

5 Public Property to enter into a lease

6 agreement with the Philadelphia Municipal

7 Authority to lease from the City of

8 Philadelphia the premises commonly known

9 as the Junod Recreation Center, for

10 further sublease, all under certain terms

11 and conditions," respectfully reports it

12 has considered the same and returns the

13 attached bills to Council with a

14 favorable recommendation.

15 COUNCIL PRESIDENT CLARKE:

16 Thank you.

17 The Chair again recognizes

18 Councilman Greenlee.

19 COUNCILMAN GREENLEE: Thank

20 you, Mr. President. I move that the

21 rules of Council be suspended so as to

22 permit first reading this day of Bill

23 Nos. 130946, 140057, and 140058.

24 (Duly seconded.)

25 COUNCIL PRESIDENT CLARKE:

1 2/20/14 - STATED - SPECIAL ORDER OF BUSINESS

2 Thank you. It has been moved and
3 properly seconded that the rules of
4 Council be suspended so as to permit
5 first reading this day of Bills No.
6 130946, 140057, and 140058.

7 All those in favor say aye.

8 (Aye.)

9 COUNCIL PRESIDENT CLARKE:

10 Those opposed?

11 (No response.)

12 COUNCIL PRESIDENT CLARKE: The
13 ayes have it, and those bills will be
14 placed on our First Reading Calendar for
15 today. Bills No. 130901 and 130902 will
16 be placed on our First Reading Calendar
17 at our next session of Council.

18 We will now have special
19 business. We will proceed under a
20 special order of business today, a motion
21 that Council reconsider the vote by which
22 Bill No. 130701-AA was passed. This bill
23 was passed by Council at its January
24 30th, 2014 session and was returned as
25 disapproved by the Mayor at today's

1 2/20/14 - STATED - SPECIAL ORDER OF BUSINESS

2 Council session.

3 Mr. Decker, would you please
4 read the title of that bill.

5 CHIEF CLERK: Bill No.
6 130701-AA, entitled "An ordinance
7 providing for the submission to the
8 qualified electors of the City of
9 Philadelphia of an amendment to The
10 Philadelphia Home Rule Charter to permit
11 City elected officials to become
12 candidates for nomination or election to
13 public office without first resigning
14 from their City office, under certain
15 terms and conditions; fixing the date of
16 a special election for such purpose;
17 prescribing the form of ballot question
18 to be voted on; and authorizing the
19 appropriate officers to publish notice
20 and to make arrangements for the special
21 election."

22 COUNCIL PRESIDENT CLARKE:
23 Thank you. At this time, the Chair
24 recognizes Councilman Oh.

25 COUNCILMAN OH: Thank you,

1 2/20/14 - STATED - SPECIAL ORDER OF BUSINESS

2 Mr. President. I move that the Council
3 reconsider Bill No. 130701-AA which was
4 approved by City Council on January 30th,
5 2014.

6 (Duly seconded.)

7 COUNCIL PRESIDENT CLARKE:

8 Thank you. All in favor?

9 (Aye.)

10 COUNCIL PRESIDENT CLARKE:

11 Those opposed?

12 (No response.)

13 COUNCIL PRESIDENT CLARKE: The
14 motion carries, and Bill No. 130701-AA
15 will be reconsidered at the end of
16 today's Calendar.

17 The next order of business is
18 the consideration of the Calendar, and I
19 note that the bills just reported from
20 committee have been deemed to have had a
21 first reading. These bills will be
22 placed on our Second Reading and our
23 Final Passage Calendar at our next
24 Council session.

25 As there are no additional

1 2/20/14 - STATED - BILLS ON 2ND READING
2 bills on the First Reading Calendar, the
3 Chair recognizes Councilman Jones for the
4 purpose of calling up bills and
5 resolutions on the Final Passage
6 Calendar.

7 COUNCILMAN JONES: Thank you,
8 Mr. President. The following resolutions
9 and bills are being called up for Second
10 Reading and Final Passage Calendars
11 today: Nos. 140086, 130861, 130744-A,
12 130851, 130852, and 120387. All other
13 resolutions and bills are being held.

14 COUNCIL PRESIDENT CLARKE:
15 Thank you, Councilman.

16 Before considering these bills
17 and resolutions on the Final Passage
18 Calendar, we will have our public comment
19 session. If you are interested in
20 testifying on a bill or a resolution that
21 is on the Final Passage Calendar today, I
22 ask that you please sign up to the table
23 at my left.

24 When your name is called, you
25 will come up to the podium in the middle

1 2/20/14 - STATED - PUBLIC COMMENT
2 of the Council Chambers. There is a
3 device on that podium. There's a light
4 on that device. When that device -- the
5 light turns green, it will be your time
6 to speak. When the light turns yellow,
7 you will have 30 seconds to conclude your
8 remarks, and when it turns red, we will
9 ask that you please conclude your
10 remarks. And we ask that you please
11 adhere to those guidelines.

12 Mr. Decker, would you please
13 read the name of the first individual.

14 CHIEF CLERK: Mingo Stroeber,
15 commenting on 130851, 130852, and 130861.

16 (Witness approached podium.)

17 COUNCIL PRESIDENT CLARKE: Good
18 morning.

19 MS. STROEBER: Good morning.
20 I'm Mingo Stroeber. I'm an attorney in
21 Philadelphia. I spent many years as a
22 public defender. I worked for the Family
23 Court in Philadelphia, and I am a sole
24 practitioner here in the City of
25 Philadelphia largely representing

1 2/20/14 - STATED - PUBLIC COMMENT
2 indigent people who are accused of
3 crimes, juvenile delinquency acts, and
4 are engaged in the Dependency Court
5 process. I am here to make public
6 comments in support of the legislation
7 130851, 2, and 130861.

8 I became involved in this
9 process last year when it was revealed
10 that the City of Philadelphia was
11 planning to float an RFP to change the
12 way in which indigent people were
13 represented by lawyers in Philadelphia in
14 delinquency, dependency, and criminal
15 cases. As you probably know, normally
16 the Public Defenders Office represents
17 poor people who cannot afford lawyers,
18 but in cases of conflict, there's a cadre
19 of lawyers who are private lawyers who
20 accept court appointments and handle the
21 representation of poor people who cannot
22 afford their own lawyers.

23 The City's plan was very
24 problematic, in the private Bar's view,
25 and eventually we were thrilled to hear

1 2/20/14 - STATED - PUBLIC COMMENT
2 that Councilmen O'Brien and Greenlee were
3 holding hearings to look into this
4 matter. The hearings revealed and all of
5 the people who testified at them
6 testified in opposition to the plan that
7 the City proposed, and I believe that
8 these resolutions come out of that
9 experience.

10 In courthouses all over the
11 land, we see the words "equal justice
12 under the law." The sad reality is that
13 for poor people, people who cannot afford
14 lawyers, it is not often the case that
15 they actually have equal justice under
16 the law. So it's important that in a
17 situation where the City is planning to
18 dramatically change the way in which
19 people who are poor are represented that
20 City Council be involved in overseeing
21 this, especially when very important
22 constitutional rights are implicated.

23 So these bills go a large
24 measure to support that. There needs to
25 be oversight. City Council should be

1 2/20/14 - STATED - PUBLIC COMMENT
2 letting the public know what is going on
3 with respect to this. There are ABA
4 standards and other standards that we
5 need to ensure are incorporated into any
6 contract that the City engages in when it
7 comes to the representation of the most
8 vulnerable of our citizens.

9 I would encourage City Council,
10 therefore, to support these bills. I
11 should also add that we do have, as I
12 said, a cadre of lawyers who handle these
13 cases. We do a very good job, but I wish
14 that the City would provide more
15 financial support for this kind of very
16 important representation of our most
17 vulnerable.

18 Thank you so much.

19 COUNCIL PRESIDENT CLARKE:

20 Thank you for your testimony.

21 CHIEF CLERK: There are no
22 other speakers on the public comment
23 list, Mr. President.

24 COUNCIL PRESIDENT CLARKE:

25 Thank you, Mr. Decker.

1 2/20/14 - STATED - 2ND READING

2 We will now consider the bills
3 and resolutions on the Final Passage
4 Calendar.

5 Mr. Decker, would you please
6 read the title of 140086.

7 CHIEF CLERK: A resolution
8 supporting the Repair America movement
9 which seeks to prioritize infrastructure
10 investment which will create quality
11 jobs, boost the economy and ensure that
12 communities are safe and healthy, and
13 urging our federal legislators to support
14 this initiative.

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

17 COUNCILMAN JONES: Thank you,
18 Mr. President. I move for the adoption.

19 (Duly seconded.)

20 COUNCIL PRESIDENT CLARKE: It's
21 been moved and properly seconded.

22 All those in favor?

23 (Aye.)

24 COUNCIL PRESIDENT CLARKE:

25 Those opposed?

1 2/20/14 - STATED - 2ND READING

2 (No response.)

3 COUNCIL PRESIDENT CLARKE: The
4 ayes have it. Resolution 140086 is
5 adopted.

6 Mr. Decker, 130861.

7 CHIEF CLERK: A resolution
8 proposing an amendment to The
9 Philadelphia Home Rule Charter to provide
10 that Council approval is required for
11 certain contracts for one year or less
12 for the purpose of providing legal
13 representation and related services for
14 indigent persons, including but not
15 limited to parents and children who are
16 subjects of dependency proceedings;
17 criminal defendants; persons in juvenile
18 justice proceedings; persons involved in
19 behavioral health proceedings; and
20 indigent persons involved in other
21 proceedings where legal representation is
22 required as a matter of law or by court
23 order.

24 COUNCIL PRESIDENT CLARKE:
25 Thank you, Mr. Decker. Resolution 130861

1 2/20/14 - STATED - 2ND READING

2 is a proposed amendment to the Home Rule
3 Charter, so we will require a two-thirds
4 vote.

5 The Chair recognizes Councilman
6 O'Brien.

7 COUNCILMAN O'BRIEN: Thank you,
8 Mr. President. I move for the adoption
9 of the resolution and would like to be
10 recognized for a few brief remarks.

11 (Duly seconded.)

12 COUNCIL PRESIDENT CLARKE: It's
13 been moved and properly seconded.

14 Councilman, please make your
15 remarks now.

16 COUNCILMAN O'BRIEN: Thank you,
17 Mr. President. The right to counsel is a
18 fundamental procedural safeguard
19 guaranteed under the Bill of Rights to
20 all persons accused of a crime who are
21 unable to afford a lawyer. In the
22 landmark case Gideon versus Wainwright,
23 the U.S. Supreme Court recognized the
24 fundamental role that legal
25 representation plays in a fair criminal

1 2/20/14 - STATED - 2ND READING

2 justice system.

3 On November 14th, 2013, I
4 introduced with co-sponsor Councilman
5 Greenlee a three-piece package of
6 legislation regarding indigent
7 representation, which is not limited to
8 criminal counsel but also extends to
9 dependency cases. They were recently
10 referred out of committee and are before
11 all of Council today.

12 The first two pieces of
13 legislation are a change to The
14 Philadelphia Home Rule Charter. Bill No.
15 130851 is the ballot question and
16 Resolution 130861 is the accompanying
17 resolution. Currently, Section 2-309 of
18 the Charter, titled "Leases and
19 Contracts," states that Council may by
20 ordinance authorize the leasing of real
21 estate for more than one year and the
22 contracting for personal property to be
23 supplied or for services to be rendered
24 over a period of more than one year. As
25 a result, City Council has no authority

1 2/20/14 - STATED - 2ND READING
2 to review contracts that the
3 Administration enters into when the
4 length of the contract is for one year or
5 less.

6 I do not believe that every
7 contract should require City Council
8 approval. However, I do strongly believe
9 that any contract dealing with an
10 individual's constitutional rights is
11 important enough to require Council
12 approval.

13 I understand that amending the
14 Home Rule Charter is not an action to be
15 taken lightly, but these contracts are of
16 such importance that an exception to the
17 Charter is not only required but is in
18 the best interest of the City.

19 The right to counsel is a
20 constitutionally protected right. The
21 contract that the Administration
22 eventually plans to issue an RFP for and
23 sign deals directly with this
24 constitutionally protected right. The
25 Charter amendment will not prohibit the

1 2/20/14 - STATED - 2ND READING
2 Administration from entering into a
3 contract. It will just require a public
4 forum to be able to review the contract
5 and get the answers before any contract
6 is signed. Without this legislation,
7 there is zero public input.

8 My proposed narrow amendment to
9 the Charter requires that all contracts
10 for rendering of services for a year or
11 less that involve the expenditures of
12 more than \$100,000 for the purpose of
13 providing legal representation and
14 related services for the indigent may
15 only be made when permitted by ordinance.
16 This provision applies to the contracts,
17 renewals, and extensions. In order to
18 make the amendment as narrow as possible
19 so as not to open the floodgates of
20 Council approval for every contract, I
21 did the following:

22 One, put a monetary threshold
23 for over -- for every contract over a
24 hundred thousand dollars; two,
25 specifically state that this amendment

1 2/20/14 - STATED - 2ND READING
2 only applies to contracts dealing with
3 the legal representation of the indigent,
4 and the monetary amount is necessary to
5 make sure that only large contracts are
6 considered. As a result, this excludes
7 individual private attorneys who are
8 currently providing legal representation
9 to the indigent by being court-appointed
10 conflict counsel. However, the monetary
11 amount includes the Philadelphia
12 Defenders Association, Support Center for
13 Child Advocates, Community Legal
14 Services. Because these organizations
15 have been successfully contracted with
16 the City for many years, they are exempt
17 from the review requirement unless
18 Council provides an ordinance to the
19 contrary.

20 The third piece of legislation,
21 Bill No. 130852, is an ordinance that
22 requires audits of the law firm or entity
23 that the City enters into a contract with
24 for the representation of the indigent.
25 There are two audits - a financial audit

1 2/20/14 - STATED - 2ND READING
2 and a quality control audit. The
3 financial audit is standard and
4 encompasses what Council already asks of
5 many other departments during the budget
6 process. The quality control audit will
7 be performed by an independent auditor
8 who is familiar with indigent defense
9 systems and the Philadelphia criminal
10 justice system.

11 The legislative intent behind
12 this ordinance is to make sure that the
13 level of representation for the indigent
14 is up to the national standards. Many of
15 these quality controls are prescribed and
16 recommended by the American Bar
17 Association. I believe we are ensuring
18 that Philadelphia lives up to those
19 standards and principles in every aspect
20 of our indigent defense delivery system.

21 Thank you, Mr. President.

22 COUNCIL PRESIDENT CLARKE:

23 Thank you, Councilman.

24 Mr. Decker, there's been a
25 motion and a second. Mr. Decker, would

1 2/20/14 - STATED - 2ND READING

2 you please call the roll.

3 CHIEF CLERK: Councilwoman

4 Bass.

5 COUNCILWOMAN BASS: Aye.

6 CHIEF CLERK: Councilwoman

7 Blackwell.

8 COUNCILWOMAN BLACKWELL: Aye.

9 CHIEF CLERK: Councilman Goode.

10 COUNCILMAN GOODE: Aye.

11 CHIEF CLERK: Councilman

12 Greenlee.

13 COUNCILMAN GREENLEE: Aye.

14 CHIEF CLERK: Councilman

15 Johnson.

16 COUNCILMAN JOHNSON: Aye.

17 CHIEF CLERK: Councilman Jones.

18 COUNCILMAN JONES: Aye.

19 CHIEF CLERK: Councilman

20 Kenney.

21 COUNCILMAN KENNEY: Aye.

22 CHIEF CLERK: Councilman

23 O'Brien.

24 COUNCILMAN O'BRIEN: Aye.

25 CHIEF CLERK: Councilman

1 2/20/14 - STATED - 2ND READING

2 O'Neill.

3 COUNCILMAN O'NEILL: Aye.

4 CHIEF CLERK: Councilman Oh.

5 COUNCILMAN OH: Aye.

6 CHIEF CLERK: Councilwoman

7 Quinones-Sanchez.

8 COUNCILWOMAN SANCHEZ: Aye.

9 CHIEF CLERK: Councilwoman

10 Reynolds Brown.

11 COUNCILWOMAN BROWN: Aye.

12 CHIEF CLERK: Councilman

13 Squilla.

14 COUNCILMAN SQUILLA: Aye.

15 CHIEF CLERK: Councilwoman

16 Tasco.

17 COUNCILWOMAN TASCO: Aye.

18 CHIEF CLERK: Council President

19 Clarke.

20 COUNCIL PRESIDENT CLARKE: Aye.

21 The ayes are 15; the nays are
22 zero. A majority of all members of
23 Council having voted in the affirmative,
24 the resolution passes.

25 Mr. Decker, would you please

1 2/20/14 - STATED - 2ND READING

2 read the title of 130744-A.

3 CHIEF CLERK: An ordinance
4 amending Chapter 17-1300 of The
5 Philadelphia Code, entitled "Philadelphia
6 21st Century Minimum Wage and Benefits
7 Standard," by further providing with
8 respect to the granting and revocation of
9 waivers of the requirements of the
10 Chapter.

11 COUNCIL PRESIDENT CLARKE: The
12 Chair recognizes Councilman Goode. I'm
13 sorry. It's a bill.

14 This bill has been read on two
15 separate days. The question is shall the
16 bill pass finally.

17 Mr. Decker, please call the
18 roll.

19 CHIEF CLERK: Councilwoman
20 Bass.

21 COUNCILWOMAN BASS: Aye.

22 CHIEF CLERK: Councilwoman
23 Blackwell.

24 COUNCILWOMAN BLACKWELL: Aye.

25 CHIEF CLERK: Councilman Goode.

1 2/20/14 - STATED - 2ND READING
2 COUNCILMAN GOODE: Aye.
3 CHIEF CLERK: Councilman
4 Greenlee.
5 COUNCILMAN GREENLEE: Aye.
6 CHIEF CLERK: Councilman
7 Johnson.
8 COUNCILMAN JOHNSON: Aye.
9 CHIEF CLERK: Councilman Jones.
10 COUNCILMAN JONES: Aye.
11 CHIEF CLERK: Councilman
12 Kenney.
13 COUNCILMAN KENNEY: Aye.
14 CHIEF CLERK: Councilman
15 O'Brien.
16 COUNCILMAN O'BRIEN: Aye.
17 CHIEF CLERK: Councilman
18 O'Neill.
19 COUNCILMAN O'NEILL: Aye.
20 CHIEF CLERK: Councilman Oh.
21 COUNCILMAN OH: Aye.
22 CHIEF CLERK: Councilwoman
23 Quinones-Sanchez.
24 COUNCILWOMAN SANCHEZ: Aye.
25 CHIEF CLERK: Councilwoman

1 2/20/14 - STATED - 2ND READING

2 Reynolds Brown.

3 COUNCILWOMAN BROWN: Aye.

4 CHIEF CLERK: Councilman

5 Squilla.

6 COUNCILMAN SQUILLA: Aye.

7 CHIEF CLERK: Councilwoman

8 Tasco.

9 COUNCILWOMAN TASCO: Aye.

10 CHIEF CLERK: Council President

11 Clarke.

12 COUNCIL PRESIDENT CLARKE: Aye.

13 The ayes are 15; the nays are
14 zero. A majority of all members present
15 voting in the affirmative, the bill
16 passes.

17 Mr. Decker, please read the
18 title of 130851.

19 CHIEF CLERK: An ordinance
20 providing for the submission to the
21 qualified electors of the City of
22 Philadelphia of the proposal set forth in
23 a Resolution approved by Council
24 proposing an amendment of The
25 Philadelphia Home Rule Charter to provide

1 2/20/14 - STATED - 2ND READING
2 that Council approval is required for
3 certain contracts for one year or less
4 for the purpose of providing legal
5 representation and related services for
6 indigent persons.

7 COUNCIL PRESIDENT CLARKE:
8 Thank you.

9 This bill has been read on two
10 separate days. The question is shall the
11 bill pass finally.

12 Mr. Decker, please call the
13 roll.

14 CHIEF CLERK: Councilwoman
15 Bass.

16 COUNCILWOMAN BASS: Aye.

17 CHIEF CLERK: Councilwoman
18 Blackwell.

19 COUNCILWOMAN BLACKWELL: Aye.

20 CHIEF CLERK: Councilman Goode.

21 COUNCILMAN GOODE: Aye.

22 CHIEF CLERK: Councilman
23 Greenlee.

24 COUNCILMAN GREENLEE: Aye.

25 CHIEF CLERK: Councilman

1 2/20/14 - STATED - 2ND READING
2 Johnson.
3 COUNCILMAN JOHNSON: Aye.
4 CHIEF CLERK: Councilman Jones.
5 COUNCILMAN JONES: Aye.
6 CHIEF CLERK: Councilman
7 Kenney.
8 COUNCILMAN KENNEY: Aye.
9 CHIEF CLERK: Councilman
10 O'Brien.
11 COUNCILMAN O'BRIEN: Aye.
12 CHIEF CLERK: Councilman
13 O'Neill.
14 COUNCILMAN O'NEILL: Aye.
15 CHIEF CLERK: Councilman Oh.
16 COUNCILMAN OH: Aye.
17 CHIEF CLERK: Councilwoman
18 Quinones-Sanchez.
19 COUNCILWOMAN SANCHEZ: Aye.
20 CHIEF CLERK: Councilwoman
21 Reynolds Brown.
22 COUNCILWOMAN BROWN: Aye.
23 CHIEF CLERK: Councilman
24 Squilla.
25 COUNCILMAN SQUILLA: Aye.

1 2/20/14 - STATED - 2ND READING

2 CHIEF CLERK: Councilwoman

3 Tasco.

4 COUNCILWOMAN TASCO: Aye.

5 CHIEF CLERK: Council President

6 Clarke.

7 COUNCIL PRESIDENT CLARKE: Aye.

8 The ayes are 15; the nays are
9 zero. A majority of members present
10 voting in the affirmative, the bill
11 passes.

12 Mr. Decker, 130852.

13 CHIEF CLERK: An ordinance
14 amending Title 17 of The Philadelphia
15 Code, entitled "Contracts and
16 Procurement," by establishing reporting
17 and auditing requirements for certain
18 contracts for conflicts counsel for
19 indigent individuals.

20 COUNCIL PRESIDENT CLARKE: This
21 bill has been read on two separate days.
22 The question is shall the bill pass
23 finally.

24 Mr. Decker, please call the
25 roll.

1 2/20/14 - STATED - 2ND READING
2 CHIEF CLERK: Councilwoman
3 Bass.
4 COUNCILWOMAN BASS: Aye.
5 CHIEF CLERK: Councilwoman
6 Blackwell.
7 COUNCILWOMAN BLACKWELL: Aye.
8 CHIEF CLERK: Councilman Goode.
9 COUNCILMAN GOODE: Aye.
10 CHIEF CLERK: Councilman
11 Greenlee.
12 COUNCILMAN GREENLEE: Aye.
13 CHIEF CLERK: Councilman
14 Johnson.
15 COUNCILMAN JOHNSON: Aye.
16 CHIEF CLERK: Councilman Jones.
17 COUNCILMAN JONES: Aye.
18 CHIEF CLERK: Councilman
19 Kenney.
20 COUNCILMAN KENNEY: Aye.
21 CHIEF CLERK: Councilman
22 O'Brien.
23 COUNCILMAN O'BRIEN: Aye.
24 CHIEF CLERK: Councilman
25 O'Neill.

1 2/20/14 - STATED - 2ND READING

2 COUNCILMAN O'NEILL: Aye.

3 CHIEF CLERK: Councilman Oh.

4 COUNCILMAN OH: Aye.

5 CHIEF CLERK: Councilwoman

6 Quinones-Sanchez.

7 COUNCILWOMAN SANCHEZ: Aye.

8 CHIEF CLERK: Councilwoman

9 Reynolds Brown.

10 COUNCILWOMAN BROWN: Aye.

11 CHIEF CLERK: Councilman

12 Squilla.

13 COUNCILMAN SQUILLA: Aye.

14 CHIEF CLERK: Councilwoman

15 Tasco.

16 COUNCILWOMAN TASCO: Aye.

17 CHIEF CLERK: Council President

18 Clarke.

19 COUNCIL PRESIDENT CLARKE: Aye.

20 The ayes are 15; the nays are

21 zero. A majority of members present

22 voting in the affirmative, the bill

23 passes.

24 Mr. Decker, 120387.

25 CHIEF CLERK: An ordinance

1 2/20/14 - STATED - 2ND READING
2 amending Section 17-109 of The
3 Philadelphia Code, entitled "Local
4 Bidding Preferences," by adjusting the
5 local bidding preference for City
6 contracts.

7 COUNCIL PRESIDENT CLARKE: This
8 bill has been read on two separate days.
9 The question is shall the bill pass
10 finally.

11 Mr. Decker, please call the
12 roll.

13 CHIEF CLERK: Councilwoman
14 Bass.

15 COUNCILWOMAN BASS: Aye.

16 CHIEF CLERK: Councilwoman
17 Blackwell.

18 COUNCILWOMAN BLACKWELL: Aye.

19 CHIEF CLERK: Councilman Goode.

20 COUNCILMAN GOODE: Aye.

21 CHIEF CLERK: Councilman
22 Greenlee.

23 COUNCILMAN GREENLEE: Aye.

24 CHIEF CLERK: Councilman
25 Johnson.

1 2/20/14 - STATED - 2ND READING
2 COUNCILMAN JOHNSON: Aye.
3 CHIEF CLERK: Councilman Jones.
4 COUNCILMAN JONES: Aye.
5 CHIEF CLERK: Councilman
6 Kenney.
7 COUNCILMAN KENNEY: Aye.
8 CHIEF CLERK: Councilman
9 O'Brien.
10 COUNCILMAN O'BRIEN: Aye.
11 CHIEF CLERK: Councilman
12 O'Neill.
13 COUNCILMAN O'NEILL: Aye.
14 CHIEF CLERK: Councilman Oh.
15 COUNCILMAN OH: Aye.
16 CHIEF CLERK: Councilwoman
17 Quinones-Sanchez.
18 COUNCILWOMAN SANCHEZ: Aye.
19 CHIEF CLERK: Councilwoman
20 Reynolds Brown.
21 COUNCILWOMAN BROWN: Aye.
22 CHIEF CLERK: Councilman
23 Squilla.
24 COUNCILMAN SQUILLA: Aye.
25 CHIEF CLERK: Councilwoman

1 2/20/14 - STATED - 2ND READING

2 Tasco.

3 COUNCILWOMAN TASCO: Aye.

4 CHIEF CLERK: Council President
5 Clarke.

6 COUNCIL PRESIDENT CLARKE: Aye.

7 The ayes are 15; the nays are
8 zero. A majority of members present
9 voting in the affirmative, the bill
10 passes.

11 We will now move to the veto
12 override on Bill No. -- I'm sorry,
13 Mr. Decker. Mr. Decker, do you have any
14 additional resolutions? It seems like
15 I'm anxious to get to this veto override.

16 CHIEF CLERK: A resolution in
17 recognition of Black History Month,
18 remembering the "Pullman Porters," the
19 Brotherhood of Sleeping Car Porters, and
20 A. Philip Randolph as the leaders of the
21 nation's first predominantly
22 African-American labor union, introduced
23 by Councilman Kenney.

24 COUNCIL PRESIDENT CLARKE: The
25 Chair recognizes Councilman Kenney.

1 2/20/14 - STATED - 2ND READING

2 COUNCILMAN KENNEY: Thank you,
3 Mr. President. I move the adoption of
4 the resolution.

5 (Duly seconded.)

6 COUNCIL PRESIDENT CLARKE: It's
7 been moved and properly seconded.

8 All those in favor?

9 (Aye.)

10 COUNCIL PRESIDENT CLARKE:
11 Those opposed?

12 (No response.)

13 COUNCIL PRESIDENT CLARKE: The
14 ayes have it, and that resolution is
15 adopted.

16 CHIEF CLERK: And a resolution
17 honoring, recognizing and commending the
18 Southeastern Pennsylvania Transportation
19 Authority on its fiftieth anniversary for
20 its extraordinary service and dedication
21 to the City of Philadelphia, introduced
22 by Councilman Johnson.

23 COUNCIL PRESIDENT CLARKE: The
24 Chair recognizes Councilman Johnson.

25 COUNCILMAN JOHNSON:

1 2/20/14 - STATED - 2ND READING

2 Mr. President, I move for the adoption of
3 the resolution.

4 (Duly seconded.)

5 COUNCIL PRESIDENT CLARKE: It's
6 been moved and properly seconded.

7 All those in favor?

8 (Aye.)

9 COUNCIL PRESIDENT CLARKE:
10 Those opposed?

11 (No response.)

12 COUNCIL PRESIDENT CLARKE: The
13 ayes have it, and that resolution is
14 adopted.

15 CHIEF CLERK: And a resolution
16 honoring, recognizing and commending the
17 City of Philadelphia Mural Arts Program
18 on its thirtieth anniversary for its
19 extraordinary service and dedication as a
20 component of the Philadelphia
21 Anti-Graffiti Network, introduced by
22 Councilman Johnson.

23 COUNCIL PRESIDENT CLARKE: The
24 Chair again recognizes Councilman
25 Johnson.

1 2/20/14 - STATED - 2ND READING

2 COUNCILMAN JOHNSON:

3 Mr. President, I also want to acknowledge
4 that resolution is sponsored by
5 Councilman Mark Squilla as well. I move
6 for the adoption of the resolution.

7 (Duly seconded.)

8 COUNCIL PRESIDENT CLARKE: It's
9 been moved and properly seconded.

10 All those in favor?

11 (Aye.)

12 COUNCIL PRESIDENT CLARKE:

13 Those opposed?

14 (No response.)

15 COUNCIL PRESIDENT CLARKE: The
16 eyes have it, and that resolution is
17 adopted.

18 CHIEF CLERK: And a resolution
19 proclaiming and designating the week of
20 April 6, 2014 as "Philadelphia Crime
21 Victim's Rights Week" to encourage
22 citizens to assist crime victims and to
23 increase community awareness and support
24 for the organizations that help crime
25 victims rebuild their lives, introduced

1 2/20/14 - STATED - 2ND READING

2 by Councilman Jones.

3 COUNCIL PRESIDENT CLARKE: The
4 Chair recognizes Councilman Jones.

5 COUNCILMAN JONES: Thank you,
6 Mr. President. I move for its adoption.

7 (Duly seconded.)

8 COUNCIL PRESIDENT CLARKE: It's
9 been moved and properly seconded.

10 All those in favor?

11 (Aye.)

12 COUNCIL PRESIDENT CLARKE:
13 Those opposed?

14 (No response.)

15 COUNCIL PRESIDENT CLARKE: The
16 eyes have it, and that resolution is
17 adopted.

18 CHIEF CLERK: And a resolution
19 requesting the Mayor to return to Council
20 Bill No. 130688-A, entitled "An ordinance
21 amending Title 9 of The Philadelphia
22 Code, entitled 'Regulation of Businesses,
23 Trades and Professions,' by adding new
24 rules and obligations pertaining to
25 construction licenses and renewals of

1 2/20/14 - STATED - 2ND READING
2 those licenses; creating demolition
3 licenses and increasing fines for
4 expediters that falsify information," for
5 the purpose of reconsideration by the
6 Council of the vote by which said bill
7 passed Council, introduced by Councilman
8 Jones for Councilman Henon.

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

11 COUNCILMAN JONES: Thank you,
12 Mr. President. On behalf of Councilman
13 Henon, I move for the rules of Council be
14 suspended to permit consideration of this
15 special business at this time.

16 (Duly seconded.)

17 COUNCIL PRESIDENT CLARKE: It's
18 been moved and properly seconded.

19 All those in favor?

20 (Aye.)

21 COUNCIL PRESIDENT CLARKE:
22 Councilman, move for the adoption.

23 COUNCILMAN JONES: I move for
24 its adoption.

25 (Duly seconded.)

1 2/20/14 - STATED - 2ND READING

2 COUNCIL PRESIDENT CLARKE: It's
3 been moved and properly seconded.

4 All those in favor?

5 (Aye.)

6 COUNCIL PRESIDENT CLARKE:

7 Those opposed?

8 (No response.)

9 COUNCIL PRESIDENT CLARKE: The
10 ayes have it, and that is adopted.

11 CHIEF CLERK: And a resolution
12 recognizing March 9th to March 15th of
13 2014 as Glaucoma Awareness Week in the
14 City of Philadelphia, introduced by
15 Councilman Oh.

16 COUNCIL PRESIDENT CLARKE: The
17 Chair recognizes Councilman Oh.

18 COUNCILMAN OH: Thank you, Mr.
19 President. I move for the adoption of
20 the resolution.

21 (Duly seconded.)

22 COUNCIL PRESIDENT CLARKE: It's
23 been moved and properly seconded.

24 All those in favor?

25 (Aye.)

1 2/20/14 - STATED - 2ND READING

2 COUNCIL PRESIDENT CLARKE:

3 Those opposed?

4 (No response.)

5 COUNCIL PRESIDENT CLARKE: The
6 eyes have it, and that resolution is
7 adopted.

8 CHIEF CLERK: And a resolution
9 declaring May 2014 to be Hepatitis
10 Awareness Month in Philadelphia to
11 recognize and support the joint efforts
12 of "Hep B United Philadelphia" and
13 "Hepatitis C Allies of Philadelphia"
14 coalitions aimed at raising the profile
15 of Viral Hepatitis as an urgent local
16 health priority, introduced by Councilman
17 Oh.

18 COUNCIL PRESIDENT CLARKE: The
19 Chair again recognizes Councilman Oh.

20 COUNCILMAN OH: Thank you,
21 Mr. President. I move for the adoption
22 of the resolution.

23 (Duly seconded.)

24 COUNCIL PRESIDENT CLARKE: It's
25 been moved and properly seconded.

1 2/20/14 - STATED - VETO OVERRIDE

2 All those in favor?

3 (Aye.)

4 COUNCIL PRESIDENT CLARKE:

5 Those opposed?

6 (No response.)

7 COUNCIL PRESIDENT CLARKE: The
8 ayes have it, and that resolution is
9 adopted.

10 CHIEF CLERK: There are no
11 other resolutions on the Final Passage
12 Calendar, Mr. President.

13 COUNCIL PRESIDENT CLARKE:
14 Thank you very much, Mr. Decker.

15 We will now move towards the
16 veto override on Bill No. 130701-AA. We
17 will now reconsider the vote by which
18 Bill No. 130701-AA was passed.
19 Mr. Decker will read the title of the
20 bill.

21 CHIEF CLERK: Bill No.
22 130701-AA, entitled "An ordinance
23 providing for the submission to the
24 qualified electors of the City of
25 Philadelphia of an amendment to The

1 2/20/14 - STATED - VETO OVERRIDE
2 Philadelphia Home Rule Charter to permit
3 City elected officials to become
4 candidates for nomination or election to
5 public office without first resigning
6 from their City office.

7 COUNCIL PRESIDENT CLARKE:
8 Thank you. This bill having been read on
9 two different days was duly approved by
10 Council on January --

11 COUNCILMAN KENNEY: Mr.
12 President.

13 COUNCIL PRESIDENT CLARKE: I'm
14 sorry. Right now?

15 COUNCILMAN KENNEY: When you're
16 finished.

17 Thank you. I'm sorry to
18 interrupt, but I just have to be
19 nostalgic a little bit. I think many of
20 the members who have been here for a long
21 time remember that I had a bill once in
22 here that passed 16 nothing, and it would
23 have passed 17 nothing had the late
24 Councilman Cohen not been in the
25 hospital. I was very happy because it

1 2/20/14 - STATED - VETO OVERRIDE
2 passed 16 nothing, but Mayor Street at
3 the time, he sent it back disapproved,
4 and on the override effort, I lost 10-6.

5 There are a couple ways you can
6 do this. You can either sign the bill,
7 leave it unsigned and it becomes law, or
8 you veto it, but then you got to work the
9 veto. And I've never seen anybody work a
10 veto like Mayor Street. And I remember
11 looking at Councilman Goode and he said
12 to me, I'm sorry, my phone rang, I
13 shouldn't have answered it.

14 Just my experience here in
15 losing a veto override, we'll see how
16 this one goes.

17 Thanks, Mr. President.

18 COUNCIL PRESIDENT CLARKE:
19 Thank you. I'm actually going to leave
20 that alone. I'm not going to comment.
21 I'm extremely tempted.

22 This bill having been read on
23 two different days was duly approved by
24 City Council on January 30th, 2014 and
25 was returned to Council by the Mayor as

1 2/20/14 - STATED - VETO OVERRIDE
2 disapproved at today's session of
3 Council. The question is shall Bill No.
4 130701-AA pass notwithstanding the
5 Mayor's disapproval.

6 Please note that a vote of aye
7 is a vote to override the Mayor's veto
8 and a vote of nay is a vote to sustain
9 the Mayor's veto.

10 Mr. Decker, would you please
11 call the roll now.

12 CHIEF CLERK: Councilwoman
13 Bass.

14 COUNCILWOMAN BASS: Aye.

15 CHIEF CLERK: Councilwoman
16 Blackwell.

17 COUNCILWOMAN BLACKWELL: Aye.

18 CHIEF CLERK: Councilman Goode.

19 COUNCILMAN GOODE: Aye.

20 CHIEF CLERK: Councilman
21 Greenlee.

22 COUNCILMAN GREENLEE: Aye.

23 CHIEF CLERK: Councilman

24 Johnson.

25 COUNCILMAN JOHNSON: Aye.

1 2/20/14 - STATED - VETO OVERRIDE
2 CHIEF CLERK: Councilman Jones.
3 COUNCILMAN JONES: Aye.
4 CHIEF CLERK: Councilman
5 Kenney.
6 COUNCILMAN KENNEY: Aye.
7 CHIEF CLERK: Councilman
8 O'Brien.
9 COUNCILMAN O'BRIEN: My phone's
10 ringing.
11 Aye.
12 CHIEF CLERK: Councilman
13 O'Neill.
14 COUNCILMAN O'NEILL: Aye.
15 CHIEF CLERK: Councilman Oh.
16 COUNCILMAN OH: Aye.
17 CHIEF CLERK: Councilwoman
18 Quinones-Sanchez.
19 COUNCILWOMAN SANCHEZ: Aye.
20 CHIEF CLERK: Councilwoman
21 Reynolds Brown.
22 COUNCILWOMAN BROWN: Aye.
23 CHIEF CLERK: Councilman
24 Squilla.
25 COUNCILMAN SQUILLA: Aye.

1 2/20/14 - STATED - SPECIAL ORDER OF BUSINESS

2 CHIEF CLERK: Councilwoman

3 Tasco.

4 COUNCILWOMAN TASCO: Maybe I
5 need to get my reading glasses back on.

6 Aye.

7 COUNCIL PRESIDENT CLARKE: You
8 got to love this place.

9 CHIEF CLERK: Council President
10 Clarke.

11 COUNCIL PRESIDENT CLARKE: Aye.

12 The ayes are 15; the nays are
13 zero. Two-thirds majority of all members
14 of Council having voted in the
15 affirmative, the Mayor's veto is
16 overridden.

17 That completes our regular
18 Calendar for today. We now have special
19 business, and the Chair recognizes
20 Councilman Jones for a motion regarding
21 special business.

22 COUNCILMAN JONES: Thank you,
23 Mr. President. I now move that the rules
24 of Council be suspended to permit
25 consideration of special business at this

1 2/20/14 - STATED - SPECIAL ORDER OF BUSINESS

2 time.

3 (Duly seconded.)

4 COUNCIL PRESIDENT CLARKE: All

5 those in favor say aye.

6 (Aye.)

7 COUNCIL PRESIDENT CLARKE:

8 Those opposed?

9 (No response.)

10 COUNCIL PRESIDENT CLARKE: The

11 ayes have it, and Mr. Decker, would you

12 please read the letter from the Mayor.

13 CHIEF CLERK: To the President
14 and members of the Council of the City of
15 Philadelphia, I am returning herewith, as
16 requested by your resolution adopted
17 today, Bill No. 130688-A, entitled "An
18 ordinance amending Title 9 of The
19 Philadelphia Code, entitled 'Regulation
20 of Businesses, Trades and Professions,'
21 by adding new rules and obligations
22 pertaining to construction licenses and
23 renewals of those licenses; creating
24 demolition licenses and increasing fines
25 for expeditors that falsify information,"

1 2/20/14 - STATED - SPECIAL ORDER OF BUSINESS
2 for the purpose of reconsideration by the
3 Council of the vote by which said bill
4 passed Council.

5 COUNCIL PRESIDENT CLARKE:

6 Thank you, Mr. Decker.

7 The Chair recognizes Councilman
8 Jones for a motion that Council
9 reconsider the vote by which Bill No.
10 130688-A was passed.

11 COUNCILMAN JONES: Thank you,
12 Mr. President. I offer an amendment to
13 Bill No. 130688-A. A copy of this
14 amendment has been circulated to all
15 members of Council and I move the
16 adoption of those amendments.

17 (Duly seconded.)

18 COUNCILMAN JONES: The second
19 "a" was a motion, not AA. Would you like
20 me to read that again?

21 COUNCIL PRESIDENT CLARKE: Hold
22 on one second, Councilman, please.

23 Just move for the
24 reconsideration vote first and then we'll
25 do the amendment.

1 2/20/14 - STATED - SPECIAL ORDER OF BUSINESS

2 COUNCILMAN JONES: I move for
3 the reconsideration and retraction of the
4 bill.

5 (Duly seconded.)

6 COUNCIL PRESIDENT CLARKE: All
7 those in favor signify by saying aye.

8 (Aye.)

9 COUNCIL PRESIDENT CLARKE: Any
10 nay?

11 (No response.)

12 COUNCIL PRESIDENT CLARKE: The
13 ayes have it and the motion carries and
14 the vote by which Bill No. 130688-A was
15 passed has been reconsidered.

16 The Chair again recognizes
17 Councilman Jones. Now, Councilman, do
18 the amendment now.

19 COUNCILMAN JONES: Thank you
20 again, Mr. President. I offer an
21 amendment to Bill No. 130688-A. A copy
22 of this amendment has been circulated to
23 all members of Council and I move for its
24 adoption of the amendment.

25 (Duly seconded.)

1 2/20/14 - STATED - SPEECHES

2 COUNCIL PRESIDENT CLARKE:

3 Thank you. It has been moved and
4 properly seconded that the amendment to
5 Bill No. 130688-A be adopted.

6 All those in favor indicate by
7 saying aye.

8 (Aye.)

9 COUNCIL PRESIDENT CLARKE:

10 Those opposed?

11 (No response.)

12 COUNCIL PRESIDENT CLARKE: The
13 ayes have it, and Bill No. 130688-A has
14 been amended. This bill will be placed
15 on the Final Passage Calendar at our next
16 session of Council.

17 This concludes our special
18 business.

19 Now, are there any speeches on
20 the part of the minority?

21 (No response.)

22 COUNCIL PRESIDENT CLARKE:

23 There being none, are there any speeches
24 on the part of the majority?

25 The Chair recognizes Councilman

1 2/20/14 - STATED - SPEECHES

2 Jones.

3 COUNCILMAN JONES:

4 Mr. President and all members of Council,
5 I want you to listen very closely.

6 Did you hear that? That is the
7 absence of a voice of one of our members,
8 Councilman Bill Green, who out of all of
9 the members here, none of them is going
10 through more separation anxiety than
11 Councilman Kenney. He is totally
12 despondent about this, and I want you to
13 pay close attention to him going forward.

14 On a serious note, it is a
15 voice that will be missed. Whether you
16 talk about Councilman Green from his
17 early days and authoring part of the
18 Freshmen 15 that was dismissed by many
19 and now implemented by most of
20 government; whether you talk about his
21 work with Maria Quinones-Sanchez,
22 Councilwoman, on tax policy; whether you
23 talk about his bold, often misunderstood
24 comments as it related to public
25 education; whether you talk about his

1 2/20/14 - STATED - SPEECHES
2 paperless government idea; whether you
3 talk about free WiFi for all or putting
4 in a lawsuit to keep our libraries open
5 during the dark crisis of our budget
6 situation, this is a man, this is a
7 Councilman who added value to this body
8 and for me, he will be truly missed. We
9 know he will go on to create great
10 controversy wherever he goes, but he will
11 be missed as value added in this body.
12 And speaking for myself and the 4th
13 District, which he also represented, we
14 will miss him.

15 Thank you, Mr. President.

16 COUNCIL PRESIDENT CLARKE:

17 Thank you, sir.

18 The Chair recognizes
19 Councilwoman Tasco.

20 COUNCILWOMAN TASCO: I'd just
21 like to remind my colleagues that the
22 Utility Emergency Services Fund will host
23 a briefing today at noontime in the
24 Caucus Room to discuss services for our
25 veterans who are low income or who are

1 2/20/14 - STATED - SPEECHES

2 homeless, and we invite you to come, and
3 lunch will be served. The Utility
4 Emergency Service Fund is an active fund
5 that provides services to people who are
6 in need of utility services.

7 Thank you.

8 COUNCIL PRESIDENT CLARKE:

9 Thank you, Councilwoman. Very important
10 issue.

11 The Chair recognizes
12 Councilwoman Bass.

13 COUNCILWOMAN BASS: Thank you,
14 Mr. President. I wanted to just take a
15 moment today and recognize Temple
16 University and a new initiative that they
17 have, Fly in 4. And I know that,
18 Mr. President, you and I share Temple
19 University's campus, whether it be the
20 main campus or the medical campus, and
21 know how important it is to make sure
22 that our young people have every
23 opportunity to graduate in four years.
24 Those additional years make it much more
25 unlikely that some of our students will

1 2/20/14 - STATED - SPEECHES

2 actually be able to receive their degree
3 from Temple or from any institution.

4 And so I just really wanted to
5 take a moment and say thanks to Temple
6 and to all the other local universities
7 that are pitching in and make sure that
8 our young people really do have an
9 opportunity to get their degree. What
10 this program does is provides an
11 additional \$4,000 in annual grants that
12 will be to 500 students who demonstrate
13 need in each incoming class so they can
14 focus less on working and more on
15 finishing their degrees.

16 So, again, I just wanted to
17 applaud Temple. I know that Councilman
18 Greenlee and I are the Temple University
19 caucus here in Council, and they just do
20 a great job and I want to encourage them
21 to keep providing such resources for our
22 young people.

23 Thank you.

24 COUNCIL PRESIDENT CLARKE:

25 Thank you, Councilwoman.

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2 The Chair recognizes
3 Councilwoman Quinones-Sanchez.

4 COUNCILWOMAN SANCHEZ: Thank
5 you, Mr. President. I too want to join
6 my freshman colleague Curtis in saying
7 that Bill will be missed. I caught
8 myself cleaning his desk over here,
9 wondering what I'm going to do over here
10 without him.

11 Bill is a very special person
12 to me personally. I affectionately know
13 him as Gedo, and over time learned to
14 appreciate his energy. And as someone
15 who debated him probably the most than
16 anybody in this room, privately and in
17 our discussions around policy, I really
18 learned to respect his perspective and
19 actually have come to count on it.

20 He's taking on a big challenge
21 as the SRC Chairman. His selection by
22 the Governor and then his confirmation
23 from the Senate has led to much debate.
24 I want to congratulate him and wish him
25 well and hope that with the appointment

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2 of his colleague who joins him, Farah
3 Jimenez, we have a full SRC.

4 Just this week and just
5 yesterday Dr. Hite put forth his bold
6 plan for public education and his public
7 request for \$320 million. There's a lot
8 of discussion that will happen over the
9 next few months, but we have just begun
10 this debate around the plan and the
11 money. So we know what the vision is and
12 we know what the ask is.

13 Bill will be charged with the
14 fiscal oversight, the policy development,
15 and the ensuring of a public transparent
16 decision process from all stakeholders
17 about the future of public education in
18 the City of Philadelphia. But he is not
19 the taxing authority. It is us here in
20 this Council, the Governor, the State
21 Legislature, and the federal government
22 who have the responsibility, some of us
23 will say the moral obligation, to ensure
24 that we have adequate funding at the
25 School District.

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2 I look forward to many, many
3 debates with my colleague and my friend,
4 Bill Green, as this year we make critical
5 decisions about the future of public
6 education in the City of Philadelphia.

7 Thank you.

8 COUNCIL PRESIDENT CLARKE:

9 Thank you, Councilwoman.

10 The Chair recognizes Councilman
11 Kenney.

12 COUNCILMAN KENNEY: Thank you,
13 Mr. President. I'd first like to thank
14 Councilman Jones for pointing out the
15 separation anxiety issue, because I've
16 been a bit teary lately and I couldn't
17 put my finger on what it was. So I thank
18 him for that.

19 In all seriousness, I want to
20 wish Bill Green, new Chairman of the SRC,
21 well, along with Farah Jimenez and the
22 whole body. They're going to have to do
23 a good job in order for this to get done,
24 and we're going to have to help them get
25 that job done and Harrisburg is going to

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2 have to help them also. So I'm committed
3 to doing that and wishing them all well.

4 I really like Dr. Hite. I
5 mean, I really have come to -- I tried to
6 avoid him in the beginning because I
7 didn't want to be disappointed again, and
8 the more I got to know him and the more I
9 got to talk with him, I really do think
10 he is the perfect person for this spot.
11 So since we have him there, the SRC in
12 full, us here, I'm confident that we can
13 get something really specially done for
14 our kids in the coming years. So I wish
15 them all well, and thank you.

16 COUNCIL PRESIDENT CLARKE:

17 Thank you, Councilman.

18 The Chair recognizes Councilman
19 Johnson.

20 COUNCILMAN JOHNSON: Thank you,
21 Mr. President. Just a brief
22 announcement. On Tuesday, February the
23 25th, I will be sponsoring a senior
24 citizens appreciation lunch working in
25 partnership with State Representative

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2 Maria Donatucci from 11:30 to 2:30 at St.
3 Richard's Catholic Church located at 18th
4 and Polack (sic) Street in South
5 Philadelphia. This is part of our senior
6 citizens outreach initiative where we're
7 focusing on bringing quality not only
8 constituent services to our seniors but
9 also acknowledging them for their time
10 and dedication to their families. I just
11 want to make that announcement.

12 Thank you, sir.

13 COUNCIL PRESIDENT CLARKE:

14 Thank you, Councilman.

15 And the Chair recognizes
16 Councilman Oh.

17 COUNCILMAN OH: Thank you,
18 Mr. President. I know I'm going out of
19 turn, but I was thinking about what
20 Councilman Kenney said and I just wanted
21 to kind of air this thought.

22 We are politicians. I know
23 it's a bad word, but we are politicians.
24 I think Mayor Street was very comfortable
25 with the fact that he was a politician,

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2 and he used his ability and skills to
3 advance the agenda that he had.

4 There's a saying, it is better
5 to be than to seem in Latin, and I think
6 that for 60 years Philadelphia has had
7 resign to run. It is the illusion that
8 we as politicians are a step above
9 everyone else in ethics when we are not,
10 and in fact what it does do is, it makes
11 us a step below everyone else in actual
12 power and ability to get things done on
13 behalf of the people that we serve.

14 In this body I get schooled
15 every day in the world of politics by
16 people who are masterful politicians, and
17 I appreciate what I'm learning. I think
18 it is a shame that our city cannot
19 harness the political abilities, acumen,
20 and experience of these people as well as
21 our District Attorney, our Commissioners,
22 our Sheriff, and our Mayor.

23 So at a luncheon a couple days
24 ago or yesterday for the Greater
25 Philadelphia Chamber of Commerce, the

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2 Mayor called out to all business people
3 and all people in Philadelphia to go with
4 him to Harrisburg. Well, all these
5 people don't live in the districts of the
6 people who represent the rest of the
7 Commonwealth, and if we would elevate
8 Philadelphia at least to the same level
9 of every other political body in this
10 state, I believe the Mayor would be more
11 effective in Harrisburg in getting those
12 funds, in getting the things that we need
13 here in Philadelphia, and in our ability
14 and our state representatives and federal
15 elected officials to represent the people
16 of this city.

17 It is better to be and be good
18 at what we are supposed to be than to
19 carry an illusion that actually makes us
20 less effective.

21 Thank you.

22 COUNCIL PRESIDENT CLARKE:

23 Thank you, Councilman.

24 And the Chair again recognizes
25 Councilman Johnson.

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2 COUNCILMAN JOHNSON:

3 Mr. President, I want to thank my
4 colleague Majority Leader, that's why
5 he's the leader, Councilman Jones for
6 making the correction. So the event will
7 be at St. Richard's Catholic Church, 18th
8 and Pollock Street in South Philadelphia.

9 Thank you, Councilman Jones.

10 COUNCIL PRESIDENT CLARKE: Much
11 needed correction. We'd hate to see
12 people showing up at a place where
13 there's no food.

14 Thank you, Councilman Jones.

15 Before we call for Councilwoman
16 Brown to adjourn, I'd just like to concur
17 with my colleagues about Councilman
18 Green. He was a, some people will say, a
19 very interesting Councilperson. He came
20 to this body on fire, taking on the
21 world, and realized it was a pretty big
22 world. There was a significant
23 challenge, and he learned over a period
24 of years that his effectiveness would be
25 more enhanced if he took on pieces of the

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2 world, and he did a pretty effective job.

3 I want to say that the one
4 thing that was interesting and one thing
5 I actually liked about Councilman Green,
6 that he refused to be pigeonholed in a
7 particular place. Some people thought,
8 well, you can count on his vote for this
9 particular issue because he's a tax cut
10 guy, and lo and behold, you know, he may
11 not have gone that direction because in
12 his heart and from his policy perspective
13 he felt the need to go in a different
14 direction. And I always think that's
15 refreshing for a person to have
16 flexibility.

17 So that part of him we will
18 sorely miss. But fortunately I guess for
19 us and unfortunately in budget time we
20 will see him again, and I would hope that
21 leading up to budget time that we have
22 the ability to interact, and I'm sure, as
23 Bill has already reached out and said he
24 would like to talk to this body leading
25 up to budget time so it can be a

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2 productive and substantive conversation
3 as we talk about the significantly
4 challenging issue with respect to coming
5 up with the revenues and providing
6 direction.

7 So we look forward to talking
8 to Bill, working with him. I found that
9 having members in this body that actually
10 worked in Harrisburg relatively recently
11 has been extremely important to us as we
12 interact with Harrisburg, Councilman
13 Johnson and Councilman O'Brien, has been
14 extremely significant and important for
15 us to understand that.

16 So I believe that having Bill
17 having been a former member of Council,
18 now working at the SRC, will be of a
19 significant advantage of our ability to
20 interact with the SRC.

21 So I would like to say I wish
22 him well. I look forward to having a
23 conversation with him as soon as possible
24 so we can deal with this much, much
25 needed issue.

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2 Before I call on Councilwoman
3 Brown for adjournment, I'd like to
4 recognize Councilwoman Tasco.

5 COUNCILWOMAN TASCO: Yes.

6 Thank you, Mr. President. I just want to
7 say that I wish our colleague well as the
8 Chair of the SRC and just remind him that
9 when he came to Council, he was promoting
10 the idea of a paperless society but
11 during the first two budget sessions, he
12 asked the departments to send him all of
13 copies of things he wanted, and we ended
14 up with piles of paper in our office.
15 And I remember telling him if you're
16 going to a paperless society, you can't
17 ask for all those copies, and he looked
18 at me and he thought about it, and that's
19 our joke that we have between us.

20 But remember the families and
21 make sure that he is mindful that we have
22 a lot of young people in our school
23 system that need help and need his
24 leadership and thoughtful leadership and
25 be mindful that some changes will be okay

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2 and some won't be.

3 Thank you.

4 COUNCIL PRESIDENT CLARKE:

5 Thank you, Councilwoman.

6 At this time, I'd like to call
7 on Councilwoman Brown for a motion to
8 adjourn.

9 COUNCILWOMAN BROWN:

10 Mr. President, as we move to adjourn, I
11 offer a friendly reminder to my
12 colleagues, staff, and guests that next
13 week on the occasion of the celebration
14 of African American History Month we will
15 once again partner with Valerie Gay,
16 President of Art Sanctuary, and Florcy
17 Morisset, an entrepreneur and young woman
18 who owns her own art gallery in Old City,
19 and participate immediately following
20 City Council in literature, song, and
21 food and art, all in the celebration of
22 African American History Month. That's
23 next week immediately following City
24 Council.

25 With that said, I move that

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2 Council stand adjourned until Thursday,
3 February 27th, 2014 at 10:00 a.m.

4 (Duly seconded.)

5 COUNCIL PRESIDENT CLARKE: It
6 has been moved and properly seconded that
7 Council stand adjourned until Thursday,
8 February 27, 2014.

9 All those in favor?

10 (Aye.)

11 COUNCIL PRESIDENT CLARKE:
12 Those opposed?

13 (No response.)

14 COUNCIL PRESIDENT CLARKE:
15 Council shall stand adjourned.

16 Thank you all very much.

17 (Stated meeting adjourned at
18 12:10 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, and that this is a true and correct transcript of same.

MICHELE L. MURPHY
RPR-Notary Public

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