COUNCIL OF THE CITY OF PHILADELPHIA

COMMITTEE OF THE WHOLE

Room 400, City Hall
Philadelphia, Pennsylvania
Thursday, June 14, 2012
1:00 p.m.

PRESENT:
COUNCIL PRESIDENT DARRELL L. CLARKE
COUNCILWOMAN CINDY BASS
COUNCILWOMAN JANNIE BLACKWELL
COUNCILMAN W. WILSON GOODE, JR.
COUNCILMAN BILL GREEN
COUNCILMAN WILLIAM K. GREENLEE
COUNCILMAN BOBBY HENON
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

BILLS 120164, 120165, 120166, 120174, 120338, 120339, 120341, 120475, 120476, 120477 and 120478
RESOLUTION 120167

- - -

COUNCIL PRESIDENT CLARKE: Good afternoon. We are reconvening the hearing before the City Council Committee of the Whole scheduled to consider Bill Nos. 120164, 120165, 120166, 120173, 120174, 120338, 120339, 120341, 120475, 120476, 120477 and 120478 and Resolution No. 120167.

We have established a quorum.

With that, I will say that the Committee is recessed today, June 14th, 2012, until, we're going to say realistically, 3 o'clock.

See you all shortly.

(Committee of the Whole recessed from 1:00 p.m. until 3:25 p.m.)

COUNCILMAN GREENLEE: Good afternoon. The Committee of the Whole that was scheduled for 3 o'clock will be continued until 5:00 p.m. today.

Thank you.

(Committee of the Whole recessed from 3:25 p.m. until 5:30 p.m.)

COUNCILMAN GREENLEE: The

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Committee of the Whole that was scheduled for 5 o'clock is now being scheduled for 6:30 this evening.

(Committee of the Whole recessed from 5:30 until 7:40 p.m.)

COUNCIL PRESIDENT CLARKE: Good afternoon, everyone -- or good evening. Good evening, everyone. This is the Committee of the Whole on the FY13 municipal budget. In the Committee today, we have Bills No. 120164, 120165, 120166, 120174, 120338, 120339, 120341 and 120475 and 120476.

Mr. Decker, will you please just read the titles of those bills.

CHIEF CLERK: Bill No. 120164, entitled "An ordinance to adopt a Capital Program for the six Fiscal Years 2013 through 2018 inclusive"; and

Bill No. 120165, entitled "An ordinance to adopt a Fiscal 2013 Capital Budget"; and

Bill No. 120166, entitled "An ordinance adopting the Operating Budget

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for Fiscal Year 2013"; and

Bill No. 120174, entitled "An ordinance amending Chapter 19-1500 of The Philadelphia Code, entitled 'Wage and Net Profits Tax,' by repealing Section 19-1508, entitled 'Refunds and Forgiveness for Poverty Income'"; and

Bill No. 120338, entitled "An ordinance amending Section 19-1307 of The Philadelphia Code, entitled 'Deferrals of Real Estate Tax,' by further providing for certain deferrals of payment of a certain portion of real estate taxes due the City of Philadelphia"; and

Bill No. 120339, entitled "An ordinance amending Title 19 of The Philadelphia Code, by adding a new Chapter 19-2900A, entitled 'Special Real Estate Tax Provisions for Low Income Taxpayers,' providing for credits against real estate tax for certain low income taxpayers"; and

Bill No. 120341, entitled "An ordinance amending Chapter 19-1300 of The

Philadelphia Code, entitled 'Real Estate Taxes,' by further providing for installment payments of real estate taxes"; and

Bill No. 120475, entitled "An ordinance amending Section 19-1806, entitled 'Authorization of Realty Use and Occupancy Tax,' to further authorize the Board of Education of the School District of Philadelphia to impose a tax on the use or occupancy of real estate within the School District of Philadelphia"; and

Bill No. 120476, entitled "An ordinance authorizing real estate taxes for the City of Philadelphia and the School District of Philadelphia for Fiscal Year 2013 and thereafter, by amending Chapter 19-1300 of The Philadelphia Code, entitled 'Real Estate Taxes,' to provide for a tax and tax rate on real property, for exclusions, and for an established pre-determined ratio"; and

Bill No. 120477, entitled "An ordinance authorizing real estate taxes

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for the City of Philadelphia and the School District of Philadelphia for Fiscal Year 2013 and thereafter, by amending Chapter 19-1300 of The Philadelphia Code, entitled 'Real Estate Taxes,' to provide for a tax and tax rate on real property; and by amending Chapter 19-1800 of The Philadelphia Code, entitled 'School Tax Authorization'"; and

Bill No. 120478, entitled "An ordinance amending Section 19-1806, entitled 'Authorization of Realty Use and Occupancy Tax,' to further authorize the Board of Education of the School District of Philadelphia to impose a tax on the use or occupancy of real estate within the School District of Philadelphia"; and

Resolution 120167, entitled "A resolution providing for the approval by the Council of the City of Philadelphia of a Revised Five Year Financial Plan for the City of Philadelphia covering Fiscal Years 2013 through 2017, and incorporating proposed changes with

respect to Fiscal Year 2012, which is to be submitted by the Mayor to the Pennsylvania Intergovernmental Cooperation Authority pursuant to the Intergovernmental Cooperation Agreement, authorized by an ordinance of this Council.

COUNCIL PRESIDENT CLARKE: Thank you, Mr. Decker.

Again, we have established a quorum. Present is Councilman Kenney, Councilwoman Blackwell, Councilman Henon, Councilman Greenlee, Councilwoman Tasco, Councilman Johnson, Councilwoman Sanchez, Councilman Green, Councilman Oh, Councilwoman Bass, Councilman Squilla, Councilman O'Neill, Councilman Jones, Councilwoman Brown, Councilman Goode and Councilman O'Brien.

We'd like to call our first witness. And we have two witnesses. We'll ask you both to come up. Sherrie Cohen and Jonathan Stein.

(Witnesses approached witness

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table.)

(Applause.)

MR. STEIN: Thank you, Mr. President. I feel like an obstetrician who has been waiting eight hours for the baby to come. But I guess the baby has arrived, so we're here.

I am not an obstetrician. I'm Jonathan Stein. I'm general counsel at Community Legal Services. I'm also a past member of the Tax Reform Commission appointed by City Council to that position.

I'm here on behalf of the Fresh Air Coalition, an organization of about a dozen groups, including Sister Mary Scullion's Project HOME, the Philadelphia Unemployment Project, District Council 47, 1199C, Local 32BJ and a number of other groups who have united to express their support again for progressive taxation in the City tax policy and specifically to be here to oppose the repeal of the tax rebate that's in the

law already for working-class and lower-income Philadelphians that would give them a small wage tax rebate and would take effect in 2016.

We're urging Council to vote no on 120174 or to table it, and we're asking that Council consider tabling it, because this bill does not affect any financial issues for the coming year after July 1, and it arguably relates to a Five Year Plan, but there appears to be no Five Year Plan bill to be voted on by City Council today or in the coming weeks. So we urge either a vote of no or a vote to table it.

Briefly, this rebate for working-class and working low-income Philadelphians is probably one of the hallmark achievements of City Council. It is the first time that City Council established some progressivity, some fanace (ph) in the regressive wage tax that has been regressive since its inception in the 1930s. And it's a law

that Council passed in 2004 over a mayoral veto then. It adopted it again or reaffirmed it again in 2008 when this Council agreed with Mayor Nutter to a compromised version of the bill that produced a smaller rebate than was originally intended and to have the rebate take effect in 2016.

The tax rebate is similar to the state Tax Forgiveness and the federal Earned Income Tax Credit that many people here are very familiar with, and it injects that policy into the wage tax. In fact, we believe this is a much smarter and fairer way of addressing the wage tax than an across-the-board wage tax, which we think there's less City revenue that is expended in this targeted wage tax cut than a broad wage tax cut. It's a fairer wage tax cut because it benefits those who have the greatest need in the City. And it's a smarter one economically, because we know from past studies that when you give some money

back to lower-income people, working-class people, they don't go off in European vacations. They don't put it away in the stock market. They spend it locally in the local economy. And so this becomes a much smarter way of dealing with the tax system that benefits the local economy.

So we urge Council today to either say no to this repeal effort or to simply table it. It certainly would be the appropriate thing to do given the fact this bill has nothing to do with the finances in the coming year that is really the priority for this Council to wrestle with and decide in the coming days.

I'd like to just pass the microphone briefly to my colleague, Andre Butler, who is the Vice Chairman of the Philadelphia Unemployment Project, before Sherrie Cohen says her final words for our testimony today.

Thank you.

COUNCIL PRESIDENT CLARKE: Thank you.

MR. BUTLER: Mr. Stein, thank you.

Mr. President, good evening. Good evening, City Council. Andre Butler, Vice Chair, Philadelphia Unemployment Project. We are a non-profit organization that's been around for approximately 37 years, and we've always fought for the rights of low-income, moderate low-wage workers. I also represent TURN, Tenants Union Representative Network, that many of you know fights for the rights of tenants and renters in this city.

Very simply, you know, we would like to have the rights that the powers-that-be want the businessowners to have, and, that is, that we want our money. There's movements to have the businessowners pay less taxes. Well, we, the workers, are the ones that put the businesses in the category to be

considered profitable to be considered to have a tax break. They get their privilege on our backs, and we as the working class of this city are tired. We're really tired of having all of the balancing of budgets and economies made right seeming to be on our backs.

The main thing that we always hear about the economy, it will better itself when people spend money. Consumer spending drives the market. But how are we going to have consumer spending if we have less money? If we that work -- I just got finished working a seven-day -- I do catering. I do serving of banquets. So when we see people at these banquets with these penguin suits on, some of them are only making minimum wage an hour, pulling 8, 9, 10, 11, 12 hours. Banquets aren't that hot right now, because graduations are over. So all you have is weddings and some conferences until July. So I had to take a seven-day graveyard shift just recently to be a houseman,

setting up tables and chairs. I couldn't tell the businessowner, the temp guy, no, because I need the money.

I just ran ragged for seven days. My body is aching. I found muscle I didn't even know I had that actually exists now in my body and I'm paining. And I'm looking at what my check is going to be, and I'm thinking to myself, if I take money out of this to pay for more taxes -- I'm to set up conference rooms for the 72nd Diabetes Association at the Marriott and at the Loews. Now, they're going to be sitting in those conferences deciding about how better to have diabetes treatment on the backs of us that work 7, 8, 9, 10, 12 hours in these rooms overnight setting up the rooms.

So on behalf of the business of the working class of this city, I would ask that City Council do the right thing and continue and allow us as workers to benefit by the wage tax, the low-income wage credit. We have it for the state,

have it for the federal. And if we're going to be the City of Brotherly Love or Sisterly Affection, let's treat our workers fair. And when you look at businesses -- remember that they benefit from our labor and from our hard work and steady work.

Thank you.

COUNCIL PRESIDENT CLARKE: Thank you so much for your testimony.

MS. COHEN: I'd like to say hello to everybody here at City Council and to thank those of you who are planning to oppose the repeal of City law since 2004. This is -- the Mayor is asking everyone to --

COUNCIL PRESIDENT CLARKE: Just please state your name for the record.

MS. COHEN: Oh, I'm sorry. My name is Sherrie Cohen and I'm here with the Fair Share Coalition.

This is the law of the land. This is not just a bill that we're talking about voting on. This is the law

since 2004. The benefits are not even to begin until 2016, but the Mayor is asking everyone here to repeal an existing law since 2004.

So we're asking you to save not only the only measure of progressive taxation ever added to the City's wage tax in its almost 100-year history and a concrete benefit to low-income Philadelphians, but the last great legislative achievement of my father, the late Councilman David Cohen.

If Council repeals this wage tax credit law, Council will be targeting only low-income Philadelphians for a tax increase. So please ask yourselves do you want to target -- you're only going to give a tax increase to low-income Philadelphians, because the law is, even though it is not enforced, the law is that there is this wage tax benefit in the law.

Council has been the champion of this law for years. Ever since 2004

there have been a number of repeal efforts. Just a few months after my father died in '05, Mayor Street said, We're going to repeal this law, and Jim Kenney said, You are smacking Dave Cohen in his grave if you do that, and Council rose up and said, No, we're not going to allow repeal of the law. And the same thing in '08 when Mayor Nutter previously sought repeal of the law, Council said no.

So the champions of this law are all of you here and your predecessors, and it's an excellent progressive tradition that we'd hate to see any changes made in today.

There's been a discussion about, well, how does that compare to an across-the-board wage tax cut. Let's just give an across-the-board wage tax cut instead of a targeted wage tax credit to people who need it the most. Well, before this bill became law, City Council commissioned and paid for research to

compare the benefits of an across-the-board wage tax cut and a targeted rebate to the people who need it the most, and the results that came out were that 66 cents of every dollar from this rebate would be spent in the City versus only 25 cents from across-the-board wage tax reduction. Also, 86 cents of every dollar from this tax rebate would go to Philadelphia residents versus only 63 cents from a general wage tax cut. Therefore, a dollar of targeted tax relief here will boost City consumer demand by an estimated 2.6 times as much as a dollar of across-the-board tax relief.

So that is the benefit of this rebate going to each family that qualifies, to each neighborhood that people live in, to our city as a whole. The purpose is to help people who work hard, yet cannot make ends meet. As my father would say, there's no dignity to work if your work doesn't produce enough

income to provide the basic necessities for your family.

On the federal and state government levels, there is a wage tax -- there is a tax exemption or credit. Yet we don't have that level of fairness in this city until this law was passed in 2004.

So I'm here to urge everyone to continue this proud tradition in support of the progressive taxation and to please say to the Mayor that it is an outrage to target low-income Philadelphians to raise their taxes now.

I think we all have been screaming about all the cuts by our state government. We say that the Governor has declared war on poor and low-income people. Now is not the time to seek to increase the hardship, and please don't be part of that. It's time now to show support for low-income people of this city. We ask you to honor your constituents by keeping the promise to

them.

Thank you so much.

COUNCIL PRESIDENT CLARKE: Thank you so much for your testimony.

Any questions of these witnesses by members of the Committee?

(No response.)

COUNCIL PRESIDENT CLARKE: There being none, thank you so much for your testimony today.

Anyone else to testify on this bill?

(No response.)

COUNCIL PRESIDENT CLARKE: There being none, we will take a -- you have someone else?

(Witness approached witness table.)

COUNCIL PRESIDENT CLARKE: I'm sorry. I just got your name. Mr. Gabe Morgan?

MR. MORGAN: Yes.

COUNCIL PRESIDENT CLARKE: Good evening.

MR. MORGAN: Good evening. My name is Gabe Morgan. I'm the Director of SEIU 32BJ, which represents 3,000 workers in the Philadelphia public schools. I'm not testifying on behalf of this bill, although 32BJ is supportive of the speakers who spoke before.

We have been in bargaining, I think as most people here know, with the School District since February. We've been bargaining for the past four days, and at this time, we have not reached any agreement, and thousands and thousands of Philadelphians are on the verge of losing their job. And I just wanted to say briefly to Council, who we've spoken to -- many of our members have spoken to today, one, how much we appreciate your efforts to figure out how to actually raise revenue to keep the schools funded and that we know that that is incredibly important. We are grateful that at least local elected officials such as yourself want to wrestle with those issues to try

and figure out how to keep the schools open when our state government, we believe, has abandoned funding for public education and dumped the responsibility on you.

So we just want to say, first of all, on behalf of all our members, we appreciate the effort that you are taking to struggle to figure out how best to do that.

The second thing I'd say is that we appreciate the efforts that many of you have taken today to try and help our members and help these schools stay open, help our members not lose their job. We are not there now. And we would urge you to take whatever effort you can to support our members and support Philadelphia by keeping these schools open and by keeping people employed in these jobs. And I would just, I think, say to Council, unless something happens and unless there is some significant help from Council, we believe that these

workers will in fact lose their jobs beginning two weeks from now.

So I'll stop right there. Thank you.

COUNCIL PRESIDENT CLARKE: Thank you, sir, for your testimony.

Anyone else?

(No response.)

(Standing ovation.)

COUNCIL PRESIDENT CLARKE: Thank you. We will take a five-minute break before we go into the public meeting, if there is no one else to testify. We'll see you in five minutes and then we'll go into the public meeting.

(Short recess.)

COUNCIL PRESIDENT CLARKE: The public hearing is reconvening now on the budget measures in the Committee of the Whole. We will now go into the public meeting.

The Chair recognizes Councilman Jones for a motion on amendment to Bill

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No. 120164.

COUNCILMAN JONES: Thank you, Mr. Chair. I want to offer an amendment for Bill No. 12164 (sic). The amendment has been circulated, and I make a motion for the adoption of the amendment.

(Duly seconded.)

COUNCILMAN JONES: Correction; 120164. That's what I thought I said. All right. It's late. I missed a zero?

COUNCIL PRESIDENT CLARKE: Thank you, Councilman.

Did we hear a second on that motion?

(Duly seconded.)

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

All those in favor of the motion on the amendment to Bill No. 120164 be adopted.

(Aye.)

COUNCIL PRESIDENT CLARKE: Apparently the amendments that all of you have needs to have a correction.

Ms. Lewis, do you want to briefly speak to it.

MS. LEWIS: Yes, sir.

On the first page, it is missing three zeroes after -- on 120164, there's a typographical error. Where it says 9,999,174, it's missing three zeroes. So the correction is 9,999,174,000.

COUNCILWOMAN TASCO: Add three zeroes?

MS. LEWIS: Yes, ma'am. Three zeroes are missing at the end of the number. It should be 9,999,174,000.

And then the second typo is on Commercial Development. If you flip about six pages, seven pages back where it says No. 9, Commercial Development. There's no page numbers. I apologize. Where it says Neighborhood Commercial Centers - Site Improvement, there's a handwritten correction in there. It's Item No. 9, Neighborhood Commercial Centers - Site Improvements.

COUNCILWOMAN TASCO: What number?

MS. LEWIS: It should say Commercial Development. It's Item No. 9 at the top of the page, Neighborhood Commercial Centers - Site Improvements. The correction -- it says 5,150. That should actually say 9,150. So it says 5,150. It should say 9,150.

Those are the two typographical errors. Thank you.

COUNCIL PRESIDENT CLARKE: Thank you.

After the explanation, I will feel a lot better if I could recognize you again for a motion on the amendment, Councilman Jones.

COUNCILMAN JONES: Thank you, Mr. Chairman. I want to offer an amendment to Bill No. 120164. The amended and corrected version has been circulated, and I make a motion for the adoption of the amendment.

(Duly seconded.)

COUNCIL PRESIDENT CLARKE: Thank you.

It's been moved and properly seconded that the amendment to Bill No. 120164 be adopted.

All those in favor say aye.

(Aye.)

COUNCIL PRESIDENT CLARKE: Those opposed?

The ayes have it.

COUNCILMAN O'BRIEN: No.

COUNCIL PRESIDENT CLARKE: Let the record reflect that Councilman O'Brien is recorded as voting no.

Now the Chair recognizes Councilman Jones for a motion on Bill No. 120164, as amended.

COUNCILMAN JONES: Thank you, Mr. Chairman. I move that Bill No. 120164, as amended, be reported from this Committee with a favorable recommendation and further move that the rules of Council be suspended to permit first reading of this bill at our next session

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of Council.

(Duly seconded.)

COUNCIL PRESIDENT CLARKE: Thank you.

It's been moved and properly seconded that Bill No. 120164, as amended, be reported from this Committee with a favorable recommendation and further moved that the rules of Council be suspended to permit first reading of this bill at the next session of Council.

All those in favor say aye.

(Aye.)

COUNCIL PRESIDENT CLARKE: Those opposed?

(No response.)

COUNCIL PRESIDENT CLARKE: The ayes have it. That bill will be moved out of Committee. Thank you.

The Chair recognizes Councilmember Jones for a motion on the amendment to Bill No. 120165.

COUNCILMAN JONES: Thank you, Mr. Chair. I want to offer an amendment

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for Bill No. 120165. The amendment has been circulated, and I make a motion for the adoption of this amendment.

(Duly seconded.)

COUNCIL PRESIDENT CLARKE: It's been moved and properly seconded that the amendment to Bill No. 120165 be adopted.

All those in favor of the motion will signify by saying aye.

(Aye.)

COUNCIL PRESIDENT CLARKE: Those opposed?

COUNCILMAN O'BRIEN: No.

COUNCIL PRESIDENT CLARKE: Let the record reflect that Councilman O'Brien is a nay.

The Chair again recognizes Councilman Jones for a motion on Bill No. 120165, as amended.

COUNCILMAN JONES: Thank you again, Mr. Chairman. I move that Bill No. 120165, as amended, be reported from this Committee with a favorable recommendation and further move that the

rules of Council be suspended to permit first reading of this bill at our next session of Council.

(Duly seconded.)

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

All those in favor?

(Aye.)

COUNCIL PRESIDENT CLARKE: Let me read the script right.

It has been moved and properly seconded that Bill No. 120165, as amended, be reported from this Committee with a favorable recommendation and further moved that the rules of Council be suspended to permit first reading of this bill at the next session of Council.

All those in favor now say aye.

(Aye.)

COUNCIL PRESIDENT CLARKE: Those opposed?

(No response.)

COUNCIL PRESIDENT CLARKE: Councilman Jones, it is truly getting

late. I am feeling the effect of it myself. Thank you.

The Chair again recognizes Councilman Jones for a motion on the amendment to Bill No. 120166.

COUNCILMAN JONES: Thank you, Mr. Chair. I want to offer an amendment to Bill No. 120166. The amendment has been circulated, and I make a motion for the adoption of the amendment.

(Duly seconded.)

COUNCIL PRESIDENT CLARKE: It's been moved and properly seconded that the amendment to Bill No. 120166 be adopted.

All those in favor of the motion will signify by saying aye.

(Aye.)

COUNCIL PRESIDENT CLARKE: Those opposed?

COUNCILMAN O'BRIEN: No.

COUNCIL PRESIDENT CLARKE: Councilman O'Brien is voting in the negative.

The Chair again recognizes

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Councilman Jones for a motion to Bill No. 120166, as amended.

COUNCILMAN JONES: Thank you, Mr. Chairman. I move that Bill No. 120166, as amended, be reported from this Committee with a favorable recommendation and further move the rules of Council be suspended to permit first reading of this bill at our next session of Council.

(Duly seconded.)

COUNCIL PRESIDENT CLARKE: Moved and properly seconded that Bill No. 120166, as amended, be reported from this Committee with a favorable recommendation and further moved that the rules of Council be suspended so to permit first reading of this bill at the next session of Council.

All those in favor say aye.

(Aye.)

COUNCIL PRESIDENT CLARKE: Those opposed?

(No response.)

COUNCIL PRESIDENT CLARKE: The

ayes have it.

The Chair recognizes Councilman Jones for a motion on Bill No. 174.

COUNCILMAN JONES: Thank you, Mr. Chairman.

COUNCIL PRESIDENT CLARKE: 120174.

COUNCILMAN JONES: Thank you, Mr. Chairman. I move that Bill No. 120174 be reported out of this Committee with a favorable recommendation and a request made for a suspension of the rules to allow first reading of this bill at our next session of Council.

COUNCIL PRESIDENT CLARKE: Thank you.

Do we get a second?

(Duly seconded.)

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

All those in favor?

(Aye.)

COUNCIL PRESIDENT CLARKE: Those opposed?

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(No.)

COUNCIL PRESIDENT CLARKE: I think we need a roll call on this one.

CHIEF CLERK: Councilwoman Bass.

COUNCILWOMAN BASS: Nay.

CHIEF CLERK: Councilwoman Blackwell.

COUNCILWOMAN BLACKWELL: No.

CHIEF CLERK: Councilman Goode.

COUNCILMAN GOODE: Nay.

CHIEF CLERK: Councilman Green.

COUNCILMAN GREEN: Aye.

CHIEF CLERK: Councilman Greenlee.

COUNCILMAN GREENLEE: Aye.

CHIEF CLERK: Councilman Henon.

COUNCILMAN HENON: Aye.

CHIEF CLERK: Councilman Johnson.

COUNCILMAN JOHNSON: No.

CHIEF CLERK: Councilman Jones.

COUNCILMAN JONES: Aye.

CHIEF CLERK: Councilman

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Kenney.

COUNCILMAN KENNEY: No.

CHIEF CLERK: Councilman O'Brien.

COUNCILMAN O'BRIEN: No.

CHIEF CLERK: Councilman O'Neill.

COUNCILMAN O'NEILL: Aye.

CHIEF CLERK: Councilman Oh.

COUNCILMAN OH: Aye.

CHIEF CLERK: Councilwoman Quinones-Sanchez.

COUNCILWOMAN SANCHEZ: No.

CHIEF CLERK: Councilwoman Reynolds Brown.

COUNCILWOMAN BROWN: Aye.

CHIEF CLERK: Councilman Squilla.

COUNCILMAN SQUILLA: No.

CHIEF CLERK: Councilwoman Tasco.

COUNCILWOMAN TASCO: Aye.

CHIEF CLERK: Council President Clarke.

COUNCIL PRESIDENT CLARKE: Aye.

CHIEF CLERK: The ayes are 11; the nays are eight.

COUNCIL PRESIDENT CLARKE: Probably not.

CHIEF CLERK: Problem with my math.

COUNCIL PRESIDENT CLARKE: I don't think 11;8 is possible.

CHIEF CLERK: 9;8.

COUNCIL PRESIDENT CLARKE: Let the record reflect that this is a vote from committee. So the ayes have it. Bill No. 120174 is reported out of Committee with a favorable recommendation with rules suspension as to allow reading at the next session of Council.

This concludes our public hearing -- this concludes our public meeting and the Committee of the Whole. We will recess our Committee of the Whole until Monday, June 18th at 2:00 p.m.

This concludes our public meeting. Thank you.

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(Committee of the Whole recessed at 8:50 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 June 14, 2012, and that this is a true and correct transcript of same.

MICHELE L. MURPHY
RPR-Notary Public

(The foregoing certification of this transcript does not apply to any reproduction of the same by any means, unless under the direct control and/or supervision of the certifying reporter.)

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