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COUNCIL OF THE CITY OF PHILADELPHIA

3

STATED MEETING

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- - -
Tuesday, 2/5/02

6

10:15 a.m.

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Room 400, City Hall
Philadelphia, PA

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PRESENT: COUNCIL PRESIDENT ANNA C. VERNA

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COUNCILWOMAN JANNIE L. BLACKWELL

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COUNCILWOMAN BLONDELL REYNOLDS BROWN

14

COUNCILMAN DARRELL L. CLARKE

15

COUNCILMAN DAVID COHEN

16

COUNCILMAN FRANK J. DICICCO

17

COUNCILMAN W. WILSON GOODE, JR.

18

COUNCILMAN JAMES F. KENNEY

19

COUNCILWOMAN JOAN L. KRAJEWSKI

COUNCILMAN W. THACHER LONGSTRETH

COUNCILMAN RICHARD T. MARIANO

COUNCILWOMAN DONNA REED MILLER

COUNCILMAN MICHAEL A. NUTTER

COUNCILMAN BRIAN J. O'NEILL

COUNCILMAN ANGEL L. ORTIZ

COUNCILMAN FRANK RIZZO

COUNCILWOMAN MARIAN B. TASCO

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PATRICIA RAFFERTY, Deputy Chief Clerk

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1 2/5/02 STATED - GREETING/INVOCATION

2 COUNCIL PRESIDENT VERNA: Good morning,
3 everyone. I note that the hour has come and that a
4 quorum of this Council is present. Council will
5 come to order, members will take their seats, and
6 visitors will retire to the seats outside the
7 rails.

8 To give our invocation this morning, the
9 Chair welcomes the Reverend Terrence Hensford, Ward
10 Pastor of A.M.E. Church. He is here today as a
11 guest of Councilwoman Blackwell. All members and
12 guests will please rise.

13 (All rise.)

14 COUNCIL PRESIDENT VERNA: Reverend?

15 REVEREND HENSFORD: To Mayor Street and
16 President Anna Verna, Councilwoman Jannie
17 Blackwell, honorable ladies and gentlemen, thank
18 you very much for the blessed privilege of
19 participating with you today in prayer. Let us
20 pray.

21 Wonderful Counselor, Mighty God,
22 Everlasting Father, Prince of Peace, we thank you
23 today for the founding fathers of this nation, the
24 United States of America and its government. We
25 hold up in prayer before you the men and women who

1 2/5/02 STATED - GREETING/INVOCATION

2 are in positions of authority. We pray and
3 intercede for the President of the United States,
4 the Vice President and the representatives, the
5 senators, the judges of our land, the policemen, as
6 well as the governors and mayors and for all those
7 who are in authority over us in any way. We pray
8 that the spirit of the Lord rests upon them.

9 We pray today especially for the health
10 and peace and protection of this City of
11 Philadelphia, for our mayor, the President, and
12 members of this Council.

13 Father, we pray today that skillful and
14 Godly wisdom may abide in their hearts. We pray
15 that knowledge is pleasant to them, that discretion
16 watches over them, that understanding keeps them
17 and delivers them into the paths of righteousness.
18 We thank you for these men and women of integrity
19 and obedience and love.

20 Father, we ask that You surround them with
21 people who help their hearts and ears to be
22 attentive to Godly counsel. We thank You
23 for the support and patience of their families.

24 Now, Lord, guide this Council today that
25 they may hear the cries of the poor, of the needy,

1 2/5/02 STATED - GREETING/INVOCATION

2 and the downcast and the distressed.

3 We especially ask that You would bless the
4 precious children who are in our midst this
5 morning. Fill the hearts of the members of this
6 Council with Your Holy Spirit so that their meeting
7 today may be holy unto You and that everything said
8 and done here may bring glory to Your name.

9 Hear our prayer in the name of our blessed
10 Lord Jesus, amen.

11 COUNCIL PRESIDENT VERNA: Amen.

12 The Chair thanks Reverend Hensford for his
13 very inspiring invocation. Thank you very much.

14 (Council stands at ease.)

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1 2/5/02 STATED - APPROVAL OF 1/29/02 JOURNAL

2 COUNCIL PRESIDENT VERNA: The next order
3 of business is the approval of the Journal of the
4 meeting of Tuesday, January 29, 2002, and the Chair
5 recognizes Councilwoman Blackwell.

6 COUNCILWOMAN BLACKWELL: Thank you, Madam
7 President. I move that the Journal of the meeting
8 of Tuesday, January, 29, 2002 stand approved.

9 (Duly seconded.)

10 COUNCIL PRESIDENT VERNA: It has been
11 moved and properly seconded that the Journal of the
12 meeting of Tuesday, January, 29, 2002 stand
13 approved.

14 All in favor will indicate by saying aye.

15 Those opposed, nay?

16 The ayes have it, the motion carries, and
17 the Journal of the meeting of Tuesday, January, 29,
18 2002 stands approved.

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1 2/5/02 STATED - LEAVES OF ABSENCE REQUESTS

2 COUNCIL PRESIDENT VERNA: The next order
3 of business is requests for leaves of absence, and
4 the Chair recognizes Councilwoman Blackwell.

5 COUNCILWOMAN BLACKWELL: Thank you, Madam
6 President. This morning, there are no requests for
7 leaves of absence on the part of the Majority.

8 COUNCIL PRESIDENT VERNA: The Chair thanks
9 the Councilwoman.

10 The Chair recognizes Councilman O'Neill.

11 COUNCILMAN O'NEILL: Madam President, on
12 behalf of the Republicans, there are no requests
13 for leaves of absence.

14 COUNCIL PRESIDENT VERNA: Thank you.

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1 2/5/02 STATED - VISITOR RECOGNITION

2 COUNCIL PRESIDENT VERNA: The Chair will
3 dispense with the regular order of business to
4 recognize guests and visitors joining us this
5 morning. On behalf of all members of City Council,
6 I welcome you to our Council session. We
7 appreciate your taking the time to join us as we
8 attend to the legislative affairs of our city. We
9 certainly invite you to come again.

10 Today, we are very pleased to recognize
11 "Girl Scout Cookie Month" in our city. Next month,
12 the Girl Scouts will celebrate their 90th
13 anniversary. In these 90 years, girls have
14 enriched their lives and built real-life skills
15 through their varied experiences.

16 Today, we are pleased to welcome
17 Miss Kelly Ruddick of the Girl Scouts of
18 Southeastern Pennsylvania. Miss Ruddick will say a
19 few words. If Miss Ruddick would please join us at
20 the podium, we would love to recognize her.

21 (Honoree comes forward.)

22 MS. RUDDICK: Thank you. Good morning,
23 everyone.

24 COUNCIL PRESIDENT VERNA: Good morning.

25 MS. RUDDICK: On behalf of the Girl Scouts

1 2/5/02 STATED - VISITOR RECOGNITION

2 of Southeastern Pennsylvania, I'd like to present
3 this basket of cookies as a sign of our
4 appreciation and to thank the Philadelphia City
5 Council for all of your support.

6 Thank you.

7 COUNCIL PRESIDENT VERNA: Thank you very
8 much.

9 (Applause.)

10 COUNCIL PRESIDENT VERNA: At this time,
11 the Chair recognizes Councilman Kenney, who will
12 make a presentation recognizing "Catholic Schools
13 Week" in the City of Philadelphia.

14 Will Sister Rita Murphy and Sister Amy and
15 those accompanying her please join the Councilman
16 at the podium.

17 (Honorees come forward.)

18 COUNCILMAN KENNEY: Thank you, Madam
19 President.

20 I'd like to take the opportunity to
21 welcome all of the students from South Philadelphia
22 at St. Monica's School. My children go to
23 St. Nicholas Tolentine -- I hope you don't hold
24 that against me. But we welcome you here today
25 this morning for this very important recognition.

1 2/5/02 STATED - VISITOR RECOGNITION

2 This is a resolution designating the week
3 of January 28, 2002 through February 1, 2002 as
4 "Catholic Schools Week" in the City of
5 Philadelphia.

6 Whereas, the Council of the City of
7 Philadelphia joins the 100,000 students and
8 teachers throughout the Archdiocese of Philadelphia
9 in celebrating Catholic Schools Week, and we
10 recognize this year's theme, "Where Faith and
11 Knowledge Meet."

12 Whereas, education remains the most
13 fundamental element of our future. Our gift to our
14 children as parents, teachers, and communities is
15 to help them enter their future with the knowledge,
16 the skills, and the resolve to confront and
17 overcome the difficult tasks of life; and

18 Whereas, since the first Catholic school
19 in Philadelphia opened in 1782, Catholic schools
20 have endeavored to educate students, instill
21 positive values, and guide students toward a future
22 of opportunity and hope. Today, 91 percent of
23 Catholic school graduates attend college, technical
24 and trade schools. These graduates contribute to
25 the social enrichment, moral stability, and

1 2/5/02 STATED - VISITOR RECOGNITION

2 economic security of Philadelphia and the region;
3 and

4 Whereas, St. Monica's parish and school
5 was founded in 1895 to serve a growing community.
6 By November 1908, 600 children attended the
7 elementary school and the rapidly-growing parish,
8 and there was a new school dedicated next to the
9 church. By 1920, the 160 families of 1895 had
10 grown to more than 1100 families, and the
11 St. Monica's Business School (where my mother
12 attended, thank you) was established, providing
13 many students with a viable business course; and

14 Whereas, St. Monica's parish and school
15 remain to this day a vibrant part of the South
16 Philadelphia community. The parish is 5400
17 families strong and there are 850 children enrolled
18 in its two schools. As recipients of an
19 educational system that has instilled high moral
20 values and established rigorous standards of
21 educational excellence, graduates of St. Monica's
22 school achieve success in all careers and walks of
23 life. This outstanding school shapes the minds and
24 hearts of future citizens and stresses the dignity
25 and worth of the individual, the love of God,

1 2/5/02 STATED - VISITOR RECOGNITION

2 educational excellence, and spiritual and moral
3 values;

4 Now, therefore, resolved by the Council of
5 the City of Philadelphia that we proudly designate
6 the week of January 28 through February 1, 2002 as
7 "Catholic Schools Week" in the City of Philadelphia
8 and recognize this year's theme, "Where Faith and
9 Knowledge Meet."

10 Congratulations and thank you for coming.

11 (Applause.)

12 COUNCIL PRESIDENT VERNA: The Chair
13 recognizes Sister Rita for remarks.

14 SISTER RITA: Good morning, everyone, and
15 thank you for this great honor and for allowing us
16 to come into your chamber this morning. We are
17 truly very proud and happy. And as you can see
18 from some of the banners, our school truly prides
19 itself on being the pride of South Philly.

20 We hope someday some of our students will
21 join your ranks here and help to continue making
22 the City of Philadelphia the great city it is.

23 Thank you so much.

24 (Applause.)

25 COUNCIL PRESIDENT VERNA: Council will be

1 2/5/02 STATED - VISITOR RECOGNITION

2 at ease.

3 Sister, thank you.

4 (Council stands as ease.)

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1 2/5/02 STATED - COMMUNICATIONS

2 COUNCIL PRESIDENT VERNA: The next order
3 of business is communications.

4 The Chair requests that the
5 Sergeant-at-Arms deliver the messages from the
6 Mayor to the clerk. The clerk will please read the
7 messages from the Mayor.

8 THE CLERK: To the President and Members
9 of the Council of the City of Philadelphia: I am
10 transmitting herewith for the introduction and
11 consideration of this honorable body a proposed
12 ordinance authorizing the creation of a loan, or
13 loans, to provide funds for and toward various
14 capital municipal purposes, authorizing the Mayor,
15 City Controller, and City Solicitor, or a majority
16 of them, to sell bonds at a public or
17 private-negotiated sale, fixing a day for holding
18 the election for obtaining such consent and
19 providing for the arrangements for holding such
20 election;

21 And an ordinance amending an ordinance
22 approved by the Mayor on October 11, 2000 (Bill No.
23 000535) authorizing a loan in the amount of
24 \$162,135,000, subject to the approval of the
25 electors at the November 7, 2000 election to reduce

1 2/5/02 STATED - COMMUNICATIONS

2 the total amount of the loan authorized by said
3 ordinance to \$120,935,000;

4 And an ordinance amending an ordinance
5 approved April 4, 2001 (Bill No. 010001) relating
6 to the Capital Program for the six fiscal years
7 2002 to 20007 by increasing and adding projects in
8 amounts to certain departments;

9 And an ordinance amending an ordinance
10 approved April 4, 2001 (Bill No. 010002) relating
11 to the Fiscal 2002 Capital Budget by increasing and
12 adding projects and amounts in certain departments.

13 COUNCIL PRESIDENT VERA: The messages
14 will be printed in the Journal.

15 The clerk will please read any other
16 communications in her possession.

17 THE CLERK: That's all I have, Madam
18 President.

19 COUNCIL PRESIDENT VERA: Thank you.

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1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS

2 COUNCIL PRESIDENT VERNA: The next order
3 of business is the introduction of bills and
4 resolutions, and the Chair recognizes Councilwoman
5 Blackwell for a motion.

6 COUNCILWOMAN BLACKWELL: Thank you, Madam
7 President. I move that the rules of Council be
8 suspended so as to permit immediate consideration
9 of resolutions at their time of introduction.

10 (Duly seconded.)

11 COUNCIL PRESIDENT VERNA: It has been
12 moved and properly seconded that the rules of
13 Council be suspended so as to permit immediate
14 consideration of resolutions at the time of
15 introduction.

16 All in favor signify by saying aye.

17 Those opposed?

18 The ayes have it and the motion carries.

19 The Chair recognizes Councilman Kenney

20 COUNCILMAN KENNEY: Thank you, Madam

21 President. I offer six resolutions.

22 COUNCIL PRESIDENT VERNA: The clerk will
23 please read the title of the first resolution.

24 THE CLERK: A resolution urging the City
25 of Philadelphia to allow for the immediate monthly

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS
2 payment of \$500 to the employees who remain active
3 for military service during Operation Enduring
4 Freedom.

5 COUNCIL PRESIDENT VERNA: The Chair
6 recognizes Councilman Kenney.

7 COUNCILMAN KENNEY: I move the adoption of
8 the resolution.

9 (Duly seconded.)

10 COUNCIL PRESIDENT VERNA: It has been and
11 seconded that --

12 COUNCILMAN KENNEY: May I be recognized,
13 Madam President?

14 COUNCIL PRESIDENT VERNA: Oh, I'm sorry.
15 The Chair recognizes Councilman Kenney.

16 COUNCILMAN KENNEY: Thank you, Madam
17 President. I'll be short because I think it's a
18 very simple issue.

19 Currently, there are 300 members of our
20 City government, employees of the City of
21 Philadelphia -- police officers, firefighters, and
22 other City employees -- who are currently serving
23 our country valiantly in this time of trouble and
24 this time of war. As a result of their service,
25 the City has agreed to give -- or to award their

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS
2 family a \$500 monthly stipend so that they are able
3 to make ends meet while their loved ones, husbands,
4 and wives are away serving, while their children
5 and families are home trying to struggle through
6 this time financially.

7 The City did do a good in attempting to
8 give these -- or agreeing to give these brave
9 soldiers and reservists the \$500 stipend. For some
10 reason, which seems to be unexplainable, they have
11 decided not to give the money to the families until
12 these soldiers have returned home. Sadly, and
13 hopefully not, you know, some may never return home
14 because they're there under fire and in harm's way.

15 But this is the time when their families
16 need the money. When their loved ones return home
17 and return to work, things will hopefully get back
18 to normal for them. Until then, their families are
19 struggling to survive, to pay bills, to pay
20 mortgages and tuitions, and put food on the table.

21 I think it's important that if the City
22 makes an effort to show good faith and do a good
23 thing by awarding this money, they ought to give it
24 to them now while they need it, and it would
25 relieve -- I've gotten heartfelt letters from

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS
2 people who are serving overseas, who are really
3 concerned about the financial health of their
4 families and begging us to ask the Administration
5 to please cut these checks now and give these
6 people the ability to survive until their loved
7 ones come home.

8 Thank you, Madam President.

9 COUNCIL PRESIDENT VERNA: Thank you.

10 It has been moved and seconded that the
11 resolution be adopted.

12 All in favor will say aye.

13 Those opposed?

14 The ayes have it and the motion carries.

15 The clerk will please read the title of
16 the second resolution.

17 THE CLERK: A resolution urging the Mayor
18 to appoint Sylvester M. Johnson as permanent
19 Commissioner of the Police Department of
20 Philadelphia.

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

23 COUNCILMAN KENNEY: Move the adoption of
24 the resolution.

25 (Duly seconded.)

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS

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

4 All in favor will say aye.

5 Those opposed?

6 The ayes have it and the resolution has
7 been adopted.

8 The clerk will please read the title of
9 the next resolution.

10 THE CLERK: A resolution supporting the
11 right to education of the children of Holy Cross
12 Schools Primary School in Belfast, Ireland, and
13 condemning the violence that has erupted there.

14 COUNCIL PRESIDENT VERNA: The Chair
15 recognizes Councilman Kenney.

16 COUNCILMAN KENNEY: Move the adoption of
17 the resolution.

18 (Duly seconded.)

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

22 All in favor will say aye.

23 Those opposed?

24 The ayes have it and the motion carries.

25 The clerk will please read the title of

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS
2 the next resolution.

3 THE CLERK: A resolution supporting the
4 recent proposal to keep the Civil War Library and
5 Museums Collections in Philadelphia.

6 COUNCIL PRESIDENT VERNA: The Chair
7 recognizes Councilman Kenney.

8 COUNCILMAN KENNEY: Move the adoption of
9 the resolution

10 (Duly seconded.)

11 COUNCIL PRESIDENT VERNA: It has been
12 moved and seconded that the resolution be adopted.

13 All in favor will say aye.

14 Those opposed?

15 The ayes have it and the motion carries.

16 The clerk will please read the title of
17 the next resolution.

18 THE CLERK: A resolution designating the
19 week of January 28, 2002 through February 1, 2002
20 as "Catholic Schools Week" in the City of
21 Philadelphia.

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

24 COUNCILMAN KENNEY: I move the adoption of
25 the resolution.

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS

2 (Duly seconded.)

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

5 All those in favor will signify by saying
6 aye.

7 Those opposed?

8 The motion carries.

9 The clerk will please read the title of
10 the next resolution.

11 THE CLERK: A resolution declaring
12 February 14, 2002 as "Firefighters Recognition
13 Day."

14 COUNCIL PRESIDENT VERNA: The Chair
15 recognizes Councilman Kenney.

16 COUNCILMAN KENNEY: Move the adoption of
17 the resolution.

18 (Duly seconded.)

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

21 All in favor will signify by saying aye.

22 Those opposed?

23 The ayes have it and the motion carries.

24 The Chair recognizes Councilwoman
25 Blackwell.

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS

2 COUNCILWOMAN BLACKWELL: Thank you, Madam
3 President. This morning, I introduce 13 bills and
4 two resolutions: One non-privileged resolution to
5 be referred by committee; the other resolution is
6 privileged and cosponsored by Councilwoman Donna
7 Miller.

8 COUNCIL PRESIDENT VERNA: The clerk will
9 please read the title of the resolutions first.

10 THE CLERK: A resolution honoring Lynn
11 Carter.

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

14 COUNCILWOMAN BLACKWELL: Madam President,
15 I move for the adoption of the resolution.

16 (Duly seconded.)

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

19 All in favor will signify by saying aye.

20 Those opposed, nay?

21 The ayes have it and the motion carries.

22 The clerk will please read the title of
23 the second resolution.

24 THE CLERK: A resolution providing for the
25 approval by the Council of the City of Philadelphia

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS
2 of a revised Five-Year Financial Plan for the City
3 of Philadelphia covering Fiscal Years 2003 through
4 2007.

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

7 The clerk will please read the title of
8 the first bill.

9 THE CLERK: An ordinance amending an
10 ordinance approved April 4, 2001 (Bill No. 010002)
11 relating to the Fiscal 2002 Capital Budget by
12 increasing and adding projects in amounts in
13 certain departments.

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

16 THE CLERK: And an ordinance amending an
17 ordinance approved April 4, 2001 relating to the
18 Capital Program for the six fiscal years 2002 to
19 2007.

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

22 THE CLERK: And an ordinance authorizing
23 the creation of a loan, or loans, to provide funds
24 for and towards various capital municipal purposes,
25 authorizing the Mayor, City Controller, and the

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS
2 City Solicitor, or a majority of them, to sell
3 bonds at a public or private negotiated sale.

4 COUNCIL PRESIDENT VERNA: The bill will be
5 referred to the appropriate committee.

6 THE CLERK: And an ordinance amending an
7 ordinance approved by the Mayor on October 11,
8 2000 (Bill No. 000535) authorizing a loan in the
9 amount of \$162,135,000 subject to the approval of
10 the electors at the November 7, 2000 election to
11 reduce the total amount of the loan authorized by
12 said ordinance to \$120,935,000.

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

15 THE CLERK: And an ordinance to adopt a
16 Fiscal 2003 Capital Budget.

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

19 THE CLERK: And an ordinance to adopt a
20 Capital Program for the six fiscal years 2003 to
21 2008, inclusive.

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

24 THE CLERK: And an ordinance amending
25 Chapter 19-1500 of the Philadelphia Code, entitled

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS
2 "Wage and Net Profits Tax," by decreasing the rates
3 of the tax and by making technical amendments, all
4 under certain terms and conditions.

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

7 THE CLERK: And an ordinance amending
8 Chapter 19-1800 of the Philadelphia Code, entitled
9 "School Tax Authorization," by amending Section
10 19-1804, entitled "Authorization of Net Income
11 Tax."

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

14 THE CLERK: And an ordinance amending
15 Section 19-1801 of the Philadelphia Code to further
16 authorize the Board of Education of the School
17 District of Philadelphia to impose a tax on real
18 estate within the City of Philadelphia and to
19 charge a tax rate, under certain terms and
20 conditions.

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

23 THE CLERK: And an ordinance amending
24 Chapter 19-1800 of the Philadelphia Code, entitled
25 "School Tax Authorization," by amending Section

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS
2 19-1806 to further authorize the Board of Education
3 of the School District of Philadelphia to impose a
4 tax on the use and occupancy of real estate.

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

7 THE CLERK: And an ordinance amending
8 Section 19-1301 of the Philadelphia Code, entitled
9 "Real Estate Taxes."

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

12 THE CLERK: And an ordinance amending
13 Section 19-2604 of the Philadelphia Code relating
14 to tax rates, credits, and alternate tax
15 computation for the business privilege tax.

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

18 THE CLERK: And an ordinance amending Bill
19 No. 010694, entitled "An ordinance authorizing and
20 approving the execution and delivery of a service
21 agreement between the City of Philadelphia and the
22 Redevelopment Authority relating to a comprehensive
23 Neighborhood Transformation Program for
24 revitalization, renewal, redevelopment, and
25 transformation of the blighted areas within the

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS
2 City of Philadelphia."

3 COUNCIL PRESIDENT VERNA: The bill will be
4 referred to the appropriate committee.

5 The Chair recognizes Councilman Cohen.

6 COUNCILMAN COHEN: Madam President, I have
7 no bills or resolutions.

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

10 The Chair recognizes Councilwoman
11 Krajewski.

12 COUNCILWOMAN KRAJEWSKI: Madam President,
13 I offer four bills.

14 COUNCIL PRESIDENT VERNA: Thank you.

15 The clerk will please read the title of
16 the first bill.

17 THE CLERK: An ordinance authorizing
18 transfers in appropriation for Fiscal Year 2002
19 within the Grants Revenue Fund from the Director of
20 Finance to the Police Department and the Board of
21 Trustees of the Free Library of Philadelphia.

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

24 THE CLERK: And an ordinance authorizing
25 transfers in appropriation for Fiscal Year 2002

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS
2 from the General Fund - Certain or All City
3 Offices, Departments, Boards, and Commissions.

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

6 THE CLERK: And an ordinance authorizing
7 transfers in appropriation for Fiscal Year 2002
8 within the Aviation Fund from certain or all City
9 offices, departments, boards, and commissions.

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

12 THE CLERK: And an ordinance authorizing
13 transfers in appropriation for the Fiscal Year 2002
14 from the Grants Revenue Fund.

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

17 And the Chair recognizes Councilman
18 Mariano.

19 COUNCILMAN MARIANO: Madam President, one
20 bill and two resolutions; one of those resolutions
21 are privileged.

22 COUNCIL PRESIDENT VERNA: The clerk will
23 please read the title of the bill.

24 THE CLERK: An ordinance to amend the
25 Philadelphia Zoning Maps by changing the zoning

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS
2 designations of certain areas of land located
3 within an area bounded by Gillingham Street,
4 Tackawanna Street, Oxford Street, and Ditman
5 Street.

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

8 THE CLERK: And a resolution authorizing
9 the Commissioner of Public Property to execute and
10 deliver to the Redevelopment Authority in the City
11 of Philadelphia deeds located in the 7th, 18th,
12 19th, 23rd, and 43rd Wards of the City of
13 Philadelphia.

14 COUNCIL PRESIDENT VERNA: The Chair
15 recognizes Councilman Mariano.

16 COUNCILMAN MARIANO: Madam President, I
17 move for the adoption of the resolution.

18 (Duly seconded.)

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

21 All in favor will signify by saying aye.

22 Those opposed?

23 The ayes have it and the motion carries.

24 The clerk will please read the title of
25 the second resolution.

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS

2 THE CLERK: A resolution extending
3 felicitations to the faculty, students, and alumni
4 of Northeast Catholic High School For Boys upon the
5 occasion of their 75th anniversary of its founding
6 as an educational institution.

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

9 COUNCILMAN MARIANO: Madam President, I
10 move for the adoption of the resolution.

11 (Duly seconded.)

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

14 All in favor will signify by saying aye.

15 Those opposed?

16 The ayes have it and the motion carries.

17 The Chair recognizes Councilwoman Tasco.

18 COUNCILWOMAN TASCO: Madam President, I
19 offer one resolution.

20 COUNCIL PRESIDENT VERNA: The clerk will
21 please read the title of the resolution.

22 THE CLERK: A resolution declaring March
23 as "Save Your Vision Month."

24 COUNCIL PRESIDENT VERNA: The Chair
25 recognizes Councilwoman Tasco.

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS

2 COUNCILWOMAN TASCO: Madam President, I
3 move for the adoption of the resolution.

4 (Duly seconded.)

5 COUNCIL PRESIDENT Verna: It has been
6 moved and properly seconded that the resolution be
7 adopted.

8 All in favor signify by saying aye.

9 Those opposed?

10 The ayes have it and the motion carries.

11 The Chair recognizes Councilwoman Miller.

12 COUNCILWOMAN MILLER: Thank you, Madam
13 President. I offer four bills and one resolution.

14 COUNCIL PRESIDENT Verna: Thank you.

15 The clerk will please read the title of
16 the first bill.

17 THE CLERK: An ordinance to amend the
18 Philadelphia Zoning Maps by changing the zoning
19 designations of certain areas of land located
20 within an area bounded by Woodbrook Lane, a
21 railroad ROW, Roumfort Road, and Germantown Avenue

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

24 The clerk will please read the title of
25 the resolution.

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS

2 THE CLERK: A resolution authorizing the
3 Commissioner of Public Property to execute and
4 deliver to the Redevelopment Authority of the City
5 of Philadelphia deeds located in the 12th and 13th
6 Wards of the City.

7 COUNCIL PRESIDENT VERNA: The Chair
8 recognizes Councilwoman Miller.

9 COUNCILWOMAN MILLER: I move for the
10 adoption of the resolution.

11 (Duly seconded.)

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

15 All in favor will signify by saying aye.

16 Those opposed?

17 The ayes have it and the motion carries.

18 The clerk will please read the title of
19 the next resolution.

20 THE CLERK: It's three ordinances.

21 COUNCIL PRESIDENT VERNA: Okay, the clerk
22 will please read the title of the first bill
23 introduced by Councilwoman Miller.

24 THE CLERK: An ordinance to amend the
25 Philadelphia Zoning Maps by changing the zoning

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS
2 designation of certain areas of land located within
3 an area generally defined as the intersection of
4 Germantown Avenue.

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

7 THE CLERK: And an ordinance authorizing
8 the paving of Brinton Street and Clearview Street.

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

11 THE CLERK: And an ordinance authorizing
12 the revision of lines and grades on a portion of
13 City Plan No. 204 by placing on the City Plan
14 Brinton Street and Clearview Street.

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

17 And the Chair recognizes Councilman
18 Nutter.

19 COUNCILMAN NUTTER: Thank you, Madam
20 President. I offer one bill and two resolutions.
21 The second resolution is a privileged resolution
22 offered on behalf of Councilman Rizzo and myself
23 and cosponsored by all members of Council.

24 COUNCIL PRESIDENT VERNA: Thank you.

25 The clerk will please read the title of

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS
2 the bill.

3 THE CLERK: An ordinance providing for the
4 submission to the qualified electors of the City of
5 Philadelphia of an amendment to the Philadelphia
6 Home Rule Charter relating to the creation,
7 appointment, powers, and duties of an independent
8 Public School Performance and Accountability Board,
9 as approved by resolution of the City Council.

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

12 The clerk will please read the title of
13 the first resolution.

14 THE CLERK: A resolution proposing an
15 amendment to the Philadelphia Home Rule Charter to
16 provide for the creation, appointment, powers, and
17 duties of an independent Public School Performance
18 and Accountability Board, and providing for the
19 submission of the amendment to the electors of
20 Philadelphia.

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

23 COUNCILMAN NUTTER: Madam President, that
24 resolution needs to be referred to committee.
25 Thank you. Sorry about that.

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS

2 COUNCIL PRESIDENT VERNA: This resolution
3 will be referred to committee.

4 The clerk will please read the title of
5 the second resolution.

6 THE CLERK: A resolution commending and
7 congratulating The Review on the occasion of its
8 100th anniversary.

9 COUNCILMAN NUTTER: Thank you, Madam
10 President. Yes, we are commending them. I move
11 the adoption of the resolution.

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

14 All in favor will say aye.

15 Those opposed?

16 The ayes have it and the motion carries.

17 The Chair recognizes Councilwoman Brown.

18 COUNCILWOMAN REYNOLDS BROWN: Thank you,
19 Madam President. I have no bills or resolutions
20 this morning.

21 COUNCIL PRESIDENT VERNA: Thank you.

22 The Chair recognizes Councilman Goode.

23 COUNCILMAN GOODE: Thank you, Madam
24 President. I have two bills; one is a fair-lending
25 bill signed by all 17 members of Council.

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS

2 COUNCIL PRESIDENT VERNA: The clerk will
3 please read the title of the first bill.

4 THE CLERK: An ordinance amending Chapter
5 19-200 of the Philadelphia Code, entitled "City
6 Funds, Deposits, Investments and Disbursements," by
7 amending Section 19-201, entitled "City
8 Depositories," by requiring a Statement of
9 Community Reinvestment Goals for low- and
10 moderate-income neighborhoods in the City of
11 Philadelphia.

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

14 THE CLERK: And an ordinance amending
15 Chapter 19-200 of the Philadelphia Code, entitled
16 "City Funds, Deposits, Investments and
17 Disbursements," by amending Section 19-201,
18 entitled "City Depositories," by authorizing the
19 City Treasurer to deposit funds in Citizens Bank,
20 under certain terms and conditions.

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

23 And the Chair recognizes Councilman Ortiz.

24 COUNCILMAN ORTIZ: Thank you, Madam Chair.
25 No bills or resolutions.

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS

2 COUNCIL PRESIDENT VERNA: Thank you

3 The Chair recognizes Councilman DiCicco.

4 COUNCILMAN DICICCO: Madam President,

5 thank you. Two bills and one resolution.

6 COUNCIL PRESIDENT VERNA: The clerk will

7 please read the title of the first bill.

8 THE CLERK: An ordinance amending Title 14

9 of the Philadelphia Code relating to zoning and

10 planning by amending Chapter 14-1600, entitled

11 "Miscellaneous," by Chapter 14-1610, entitled "Old

12 City Residential Area Special District Controls."

13 COUNCIL PRESIDENT VERNA: The bill will be

14 referred to the appropriate committee.

15 THE CLERK: And an ordinance amending an

16 ordinance approved January 3, 1992 (Bill No.

17 1205-A-A), as amended, which, pursuant to

18 Subsection 9204 of the Philadelphia Code,

19 designates the locations in Center City at which

20 vending is permitted.

21 COUNCIL PRESIDENT VERNA: This bill will

22 be referred to the appropriate committee.

23 And the clerk will please read the title

24 of the resolution.

25 THE CLERK: And a resolution approving the

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS
2 redevelopment contract and disposition supplement
3 of the Redevelopment Authority of the City of
4 Philadelphia for the redevelopment and urban
5 renewal of a portion of the Model Cities urban
6 renewal area.

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

9 COUNCILMAN DICICCO: I move for the
10 adoption of the resolution.

11 COUNCIL PRESIDENT VERNA: Do I hear a
12 second?

13 (Duly seconded.)

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

16 All those in favor will signify by saying
17 aye.

18 Those opposed?

19 The ayes have it and the motion carries.

20 The Chair recognizes Councilman O'Neill.

21 COUNCILMAN O'NEILL: Madam President, I
22 have no bills or resolutions.

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

25 The Chair recognizes Councilman Clarke.

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS

2 COUNCILMAN CLARKE: Thank you, Madam
3 President. One resolution and one bill.

4 COUNCIL PRESIDENT VERNA: The clerk will
5 please read the title of the bill.

6 THE CLERK: An ordinance authorizing the
7 revision of lines and grades on a portion of City
8 Plan No 307 by striking from the City Plan and
9 vacating Bonsall Street from Race Street northerly
10 to the Vine Street Extension.

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

13 The clerk will please read the title of
14 the resolution.

15 THE CLERK: A resolution approving an
16 amendment to the redevelopment contract and
17 disposition supplement of the Redevelopment
18 Authority of the City of Philadelphia for the
19 redevelopment and urban renewal of an additional
20 portion of the Model Cities Urban Renewal Area.

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

23 COUNCILMAN CLARKE: Move for the adoption
24 of the resolution

25 (Duly seconded.)

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS

2 COUNCIL PRESIDENT VERNA: It has been moed
3 and properly seconded that the resolution be
4 adopted.

5 All in favor will signify by saying aye.

6 Those opposed?

7 The ayes have it and the motion carries.

8 The Chair recognizes Councilman
9 Longstreth.

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

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

14 The Chair recognizes Councilman Rizzo.

15 COUNCILMAN RIZZO: Madam President, one
16 resolution.

17 COUNCIL PRESIDENT VERNA: The clerk will
18 please read the title of the resolution.

19 THE CLERK: A resolution recognizing the
20 YMCA Black Achievers Program for all that it does
21 to build and promote strong kids, strong families
22 and strong communities, and designating Thursday,
23 February 28, 2002 as "YMCA Black Achievers Day."

24 COUNCIL PRESIDENT VERNA: The Chair
25 recognizes Councilman Rizzo.

1 2/5/02 STATED - INTRODUCTION OF BILLS, RESOLUTIONS
2 COUNCILMAN RIZZO: I move for the adoption
3 of this resolution.

4 (Duly seconded.)

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

7 All in favor will signify by saying aye.

8 Those opposed, nay?

9 The ayes have it and the motion carries.

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1 2/5/02 STATED - COMMITTEE REPORTS

2 COUNCIL PRESIDENT VERNA: The next order
3 of business is reports from committee, and the
4 Chair recognizes Councilwoman Blackwell for a
5 report from the Committee of the Whole.

6 COUNCILWOMAN BLACKWELL: Thank you, Madam
7 President. The Committee of the Whole reports out
8 one resolution with a favorable recommendation.

9 COUNCIL PRESIDENT VERNA: The clerk will
10 please read the report.

11 THE CLERK: To the President and Members
12 of the Council of the City of Philadelphia: The
13 Committee of the Whole, to which was referred
14 Resolution No. 010672, a resolution confirming the
15 appointment of The Honorable Nelson A. Diaz as City
16 Solicitor, respectfully reports it has considered
17 the same and returns the attached resolution to
18 Council with a favorable recommendation.

19 COUNCIL PRESIDENT VERNA: Thank you.

20 We will vote on the adoption of the
21 resolution at the completion of the reports from
22 committees.

23 The Chair recognizes Councilman Kenney for
24 a report from the Rules Committee.

25 COUNCILMAN KENNEY: Thank you, Madam

1 2/5/02 STATED - COMMITTEE REPORTS

2 President. The Council Committee on Rules reports
3 out eight bills with favorable recommendations.

4 COUNCIL PRESIDENT VERNA: The clerk will
5 please read the report.

6 THE CLERK: To the President and Members
7 of the Council of the City of Philadelphia, the
8 Committee on Rules, to which was referred:

9 Bill No. 010125, an ordinance amending
10 Title 14 of the Philadelphia Code, entitled "Zoning
11 and Planning," by adding a new Section 14-1621,
12 entitled "Passyunk Avenue Special Controls
13 District";

14 and Bill No. 010126, an ordinance amending
15 Title 14 of the Philadelphia Code, entitled "Zoning
16 and Planning," by amending the section entitled
17 "Old City Residential Area Special District
18 Controls";

19 and Bill No. 010560, an ordinance to amend
20 the Philadelphia Zoning Maps by changing the zoning
21 designations of certain areas of land located
22 within an area bounded by Poplar Street, Ninth
23 Street and Percy Street;

24 and Bill No. 010617, an ordinance
25 providing that no agreement, memorandum, or

1 2/5/02 STATED - COMMITTEE REPORTS

2 understanding of other commitment for the
3 operation, financing or management of the School
4 District of Philadelphia, which will substitute for
5 or supersede the functions of Board of Education or
6 its successors or assigns, all under certain terms
7 and conditions;

8 and Bill No. 010632, an ordinance to amend
9 the Philadelphia Zoning Maps by changing the zoning
10 designations of certain areas of land located
11 within an area bounded by the general vicinity of
12 the northeast corner of Island Avenue and Lindbergh
13 Boulevard;

14 and Bill No. 010666, an ordinance
15 providing that no agreement, memorandum of
16 understanding, or other commitment for the private
17 administration, management, or operation of any
18 school within the School District of Philadelphia;

19 and Bill No. 010718, an ordinance to amend
20 the Philadelphia Zoning Maps by changing the zoning
21 designations of certain areas of land located
22 within an area bounded by Cheltenham Avenue, Baynton
23 Street, Bellfield Avenue, and Logan Street;

24 and Bill No. 010745, an ordinance to amend
25 the Philadelphia Zoning Maps by changing the zoning

1 2/5/02 STATED - COMMITTEE REPORTS

2 designations of certain areas of land located
3 within an area bounded by Christian Street,
4 Christopher Columbus Boulevard, and the I-95
5 Expressway

6 respectfully reports that it has
7 considered the same and returns the attached bills
8 to Council with a favorable recommendation.

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

11 COUNCILMAN KENNEY: Thank you, Madam
12 President. I move the rules of Council be
13 suspended so as to permit first reading this day of
14 Bill No.'s 010125, 010126, 010560, 010617, 010632,
15 010666, 010718, and 010745.

16 (Duly seconded.)

17 COUNCIL PRESIDENT VERNA: It has been
18 moved and properly seconded that the rules of
19 Council be suspended in order to permit first
20 reading this day of Bill No. 010125, 010126,
21 010560, 010617, 010632, 010666, 010718, and 010745.

22 All in favor will signify by saying aye.

23 Those opposed?

24 The ayes have it, and the bills just read
25 will be placed on today's first-reading calendar.

1 2/5/02 STATED - COMMITTEE REPORTS

2 The Chair recognizes Councilman Goode for
3 a report from the Committee on Transportation and
4 Public Utilities.

5 COUNCILMAN GOODE: Thank you, Madam
6 President. The Committee on Transportation and
7 Public Utilities reports out one bill for a
8 favorable recommendation.

9 COUNCIL PRESIDENT VERNA: The clerk will
10 please read the report.

11 THE CLERK: To the President and Members
12 of the Council of the City of Philadelphia, the
13 Committee on Transportation and Public Utilities,
14 to which was referred Bill No. 010340, an ordinance
15 amending Section 10-602 of the Philadelphia Code
16 with respect to smoking on any vehicle of public
17 transportation and in any public transit station or
18 fare-paid area and increasing the amount to be paid
19 in response to a violation notice to waive court
20 appearance, respectfully reports it has considered
21 the same and returns the attached bill to Council
22 with a favorable recommendation.

23 COUNCIL PRESIDENT VERNA: Thank you. Bill
24 No. 010340 will be placed on the first-reading
25 calendar for our next session of Council.

1 2/5/02 STATED - COMMITTEE REPORTS

2 The Chair recognizes Councilwoman
3 Blackwell for a motion on Resolution No. 010672.

4 COUNCILWOMAN BLACKWELL: Thank you, Madam
5 President. I move the adoption of Resolution
6 010672.

7 (Duly seconded.)

8 COUNCIL PRESIDENT VERNA: It has been
9 moved and properly seconded that Resolution No.
10 010672 be adopted.

11 All in favor will signify by saying aye.

12 Those opposed?

13 The ayes have it, and Resolution No.
14 010672 has been adopted.

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1 2/5/02 STATED - RECONSIDERATION OF BILL 010493-A
2 COUNCIL PRESIDENT VERNA: Council will now
3 proceed under a special order of business to
4 reconsider Bill No. 010493-A. This bill was passed
5 by the Council on December 20, 2001 and was
6 returned disapproved by the Mayor to the January
7 29, 2002 session of Council.

8 At this time, the Chair recognizes
9 Councilman Kenney.

10 COUNCILMAN KENNEY: Thank you, Madam
11 President. I move that Council reconsider Bill No.
12 010493-A, which was approved by Council on December
13 2001.

14 (Duly seconded.)

15 COUNCILMAN KENNEY: I'd like to speak,
16 please.

17 COUNCIL PRESIDENT VERNA: It has been
18 moved and seconded that --

19 COUNCILMAN KENNEY: Madam President, may I
20 speak prior to the vote being taken?

21 COUNCIL PRESIDENT VERNA: Okay, the Chair
22 recognizes Councilman Kenney.

23 COUNCILMAN KENNEY: Thank you very much.
24 Thank you, Madam President

25 As everyone knows, this bill would

1 2/5/02 STATED - RECONSIDERATION OF BILL 010493-A
2 eliminate the provision created by Council in 1953
3 that requires all civil-service employees to reside
4 in the City for at least one year prior to any
5 appointment of any civil-service job. As Mayor Joe
6 Clark said at the time when City Council overturned
7 his veto of the pre-employment residency
8 requirement, the mayor, Mayor Clark, was quoted as
9 saying, "No one expects the Phillies to get all of
10 their players from within Philadelphia, yet these
11 people somehow feel that the City should find all
12 of its employees within its own geographic bounds."

13 Requiring job applicants to already live
14 in the City prior to their appointment hinders our
15 ability to attract the most qualified applicants
16 and discourages potential employees from moving to
17 Philadelphia. Considering that we lost nearly
18 70,000 residents in the last decade, a new approach
19 is needed to send the message that Philadelphia
20 welcomes and encourages people to move into our
21 city, including any potential applicants for our
22 municipal jobs.

23 In these economically difficult times,
24 this is certainly no time to consider eliminating
25 Philadelphia's residency for its employees once

1 2/5/02 STATED - RECONSIDERATION OF BILL 010493-A
2 they are employed, and this bill would still
3 require that all employees continue to live in the
4 City of Philadelphia if they're employed by the
5 City.

6 Native Philadelphians, I believe,
7 native-born Philadelphians, and residents of
8 Philadelphia currently, I believe, are very
9 competitive people. I think that they can compete
10 with anyone in the nation, and I think the people
11 who live in the City who would like to have City
12 employment should have no fear of people outside
13 the City; I think that they're competent and
14 intelligent people who can compete as well as
15 anyone can compete for jobs that are available
16 within the City.

17 Currently, non-civil-service employees do
18 not have to live in the City for a year prior to
19 application; thus, there is an unfair two-tiered
20 system with two different residence standards,
21 creating an appearance of preferential treatment.
22 Instead, one uniform residency policy should be
23 created for all City employees. Philadelphia is
24 one of only two major cities that require civil
25 servants to be City residents for a year before

1 2/5/02 STATED - RECONSIDERATION OF BILL 010493-A
2 appointment, and other major cities have decided to
3 eliminate their pre-employment residency
4 requirements in order to attract more residents.

5 Coincidentally, or perhaps not
6 coincidentally, there are only two major cities in
7 the country that have lost population in the last
8 decade; Philadelphia is one of them.

9 In order for this city to come into the
10 modern times, and if it will ever be considered
11 more than a bastion of parochial self-
12 protectionism, then we need to change the way we do
13 business. We need to pitch the greatness of our
14 city to others in this nation. We must be open to
15 new ideas and to new people.

16 Our municipal employment opportunities are
17 a good way to start, a good resource to use to
18 repopulate our city, and to attract the most
19 qualified employees that we can find. Ironically,
20 we do it now, with stellar appointment by the Mayor
21 to his cabinet and commissioner level. Streets
22 Commissioners Johnson, Recreation Commissioner
23 Richards, Finance Director Davis, former Police
24 Commissioner Timoney are examples of intelligent,
25 bright, dedicated public employees that we sought

1 2/5/02 STATED - RECONSIDERATION OF BILL 010493-A
2 out from other cities and regions from within the
3 United States.

4 This administration, to veto this bill,
5 has conducted nine national searches for top
6 positions in the last two years. The fact that the
7 Mayor in his veto message said that not one shred
8 of evidence has been presented to why this issue
9 should change should look to his own employment
10 resources and employment techniques, because he has
11 also gone nationwide in looking for employees.

12 So if we can have qualified, dedicated,
13 top-level employees in this City, why not an
14 accountant from California becomes a new resident
15 of Mt. Airy? why not a social worker from Chicago
16 who becomes a neighbor in Manayunk? how about a
17 sanitarian from Michigan who will now reside in
18 West Philadelphia? And on and on and on.

19 This is an opportunity for us to change
20 the way we do business, and it's difficult to sit
21 here today and make this argument because we
22 already voted on this bill. We had an extensive
23 public hearing, we listened to people testify, we
24 voted to remove the bill from committee, we waited
25 on the floor while I negotiated with Councilmember

1 2/5/02 STATED - RECONSIDERATION OF BILL 010493-A
2 Clarke,

3 And I want to thank Councilmember Clarke
4 for his recommendation that we amend this bill to
5 eliminate the entry-level, lower-skill labor
6 position from this removal of the requirement for
7 City residency. I listened to him, I understood
8 his concern about people who were trying to gain
9 City employment that maybe had minimal skills or no
10 skills, to give them the first opportunity beyond
11 people outside the City to gain that City
12 employment, and I amended the bill, I considered it
13 a friendly amendment.

14 And we passed bill the 16 to nothing.
15 With the exception of Councilmember Cohen, who, I
16 understand, has been opposed to this
17 philosophically from the beginning, and he
18 expressed that to me in a consistent manner. He
19 was not here that today, and I would assume if he
20 were here, the vote would have been 16 to 1, so
21 this is not directed at him.

22 I would ask that those Councilmembers
23 today who are going to change their vote on this
24 issue -- and I understand there may be some --
25 would just do themselves and this body a favor: In

1 2/5/02 STATED - RECONSIDERATION OF BILL 010493-A
2 the future, vote against the bill in the first
3 place. Listen to the issues, make up your mind,
4 make a decision, and cast your vote and stay with
5 it. It will in some way retain one of the last
6 shreds of credibility this body may have.

7 Thank you, Madam President.

8 COUNCIL PRESIDENT VERNA: Thank you.

9 The Chair recognizes Councilman Goode.

10 COUNCILMAN GOODE: Thank you, Madam
11 President.

12 I'm not only going to change my vote on
13 this bill, but I'm changing my sponsorship of this
14 bill. I am one of the original sponsors, but I
15 will be voting to sustain a veto today for some
16 very simple reasons.

17 We've had in the past a recruitment
18 problem in terms of police and teachers, and I
19 think the move has been made to remedy that
20 problem. As I have been told, there are no
21 recruitment problems for the general workforce in
22 terms of City employees, and furthermore, since
23 introduction of this bill, since my agreeing to
24 cosponsor this bill for the right reasons, this
25 city is in a hiring freeze at this point. The

1 2/5/02 STATED - RECONSIDERATION OF BILL 010493-A
2 issues related to this bill are moot at this point.
3 This bill can be reintroduced at an appropriate
4 time if there is a recruitment problem in terms of
5 the general workforce, so I will be voting to
6 sustain the veto and I will be voting no on the
7 override.

8 COUNCIL PRESIDENT VERNA: Thank you.
9 The Chair recognizes Councilman Clarke.

10 COUNCILMAN CLARKE: Thank you, Madam
11 President.

12 I, in fact, did negotiate an arrangement
13 with respects to one of these on a laborer's issue,
14 but I also voted against that particular bill in
15 committee. That arrangement was after the
16 committee vote. It was essentially a political
17 bill that I thought that I can get the best that I
18 can get out of that particular bill. Had I been
19 able to defeat the bill in committee, I would have
20 done that because I thought that there were more
21 than enough individuals on the waiting list, as
22 testified by the Administration and the personnel
23 director at this particular time. So the
24 particular amendment was relating to simply an
25 elected official trying to getting what they could

1 2/5/02 STATED - RECONSIDERATION OF BILL 010493-A
2 get out of that particular piece of legislation.
3 And I indicated to Councilman Kenney that I would
4 vote for that particular (inaudible) and I did do
5 that so I just wanted to clarify that for the
6 record.

7 COUNCIL PRESIDENT VERNA: Thank you.

8 Anyone else want to be recognized?

9 (No response.)

10 COUNCIL PRESIDENT VERNA: Thank you.

11 A motion was made to reconsider Bill No.
12 010493-A, and it was seconded.

13 All those in favor --

14 COUNCILMAN KENNEY: Madam President, I
15 make this request: Could you please clarify what a
16 "yes" and a "no" vote means so that there's no
17 confusion.

18 COUNCIL PRESIDENT VERNA: Right now, we're
19 talking about whether it should be reconsidered?

20 COUNCILMAN KENNEY: Yes, ma'am.

21 COUNCIL PRESIDENT VERNA: Okay. So if
22 you're voting aye, it would be to reconsider the
23 bill; if you're voting nay, then there's no
24 consideration that would be taken. Everybody
25 clear? Am I making myself clear? Okay.

1 2/5/02 STATED - RECONSIDERATION OF BILL 010493-A
2 It has been moved and seconded.
3 All those in favor will signify by saying
4 aye.
5 COUNCILWOMAN REYNOLDS BROWN: Roll call.
6 COUNCIL PRESIDENT VERNA: Request for a
7 roll-call vote.
8 THE CLERK: Councilwoman Blackwell?
9 COUNCILWOMAN BLACKWELL: No.
10 THE CLERK: Councilman Clarke?
11 COUNCILMAN CLARKE: No.
12 THE CLERK: Councilman Cohen?
13 COUNCILMAN COHEN: Aye.
14 THE CLERK: Councilman DiCicco?
15 COUNCILMAN DICICCO: Aye.
16 THE CLERK: Councilman Goode?
17 COUNCILMAN GOODE: Nay.
18 THE CLERK: Councilman Kenney?
19 COUNCILMAN KENNEY: Aye.
20 THE CLERK: Councilwoman Krajewski?
21 COUNCILWOMAN KRAJEWSKI: Nay.
22 THE CLERK: Councilman Longstreth?
23 COUNCILMAN LONGSTRETH: No.
24 THE CLERK: Councilman Mariano?
25 COUNCILMAN MARIANO: No.

1 2/5/02 STATED - RECONSIDERATION OF BILL 010493-A
2 THE CLERK: Councilwoman Miller?
3 COUNCILWOMAN MILLER: No.
4 THE CLERK: Councilman Nutter?
5 COUNCILMAN NUTTER: Aye.
6 THE CLERK: Councilman O'Neill?
7 COUNCILMAN O'NEILL: No.
8 THE CLERK: Councilman Ortiz?
9 COUNCILMAN ORTIZ: Aye.
10 THE CLERK: Councilwoman Reynolds Brown?
11 COUNCILWOMAN REYNOLDS BROWN: No.
12 THE CLERK: Councilman Rizzo?
13 COUNCILMAN RIZZO: No.
14 THE CLERK: Councilwoman Tasco?
15 COUNCILWOMAN TASCO: Aye.
16 THE CLERK: Council President Verna?
17 COUNCIL PRESIDENT VERNA: Aye.
18 Aye the nays are 10, the ayes are 7. A
19 two-thirds majority of the members of Council not
20 having voted in the affirmative, the Mayor's veto
21 is sustained.
22 - - -
23 COUNCIL PRESIDENT VERNA: The next order
24 of business is consideration of the calendar. The
25 clerk will please read the bills on the

1 2/5/02 STATED - FIRST-READING BILLS

2 first-reading calendar.

3 THE CLERK: Bill No. 010125, an ordinance
4 amending Title 14 of the Philadelphia Code,
5 entitled "Zoning and Planning," by adding a new
6 Section 14-1601.

7 COUNCIL PRESIDENT VERNA: The Chair
8 agrees.

9 THE CLERK: And Bill No. 010126, an
10 ordinance amending Title 14 of the Philadelphia
11 Code, entitled "Zoning and Planning," by providing
12 that fortune-teller establishments and tattoo and
13 body-piercing establishments are prohibited uses
14 within the district, all under certain terms and
15 conditions.

16 COUNCIL PRESIDENT VERNA: The Chair
17 agrees.

18 THE CLERK: And Bill No. 010560, an
19 ordinance to amend the Philadelphia Zoning Maps by
20 changing the zoning designations of certain areas
21 of land located within an area bounded by Poplar
22 Street, Ninth Street, and Percy Street.

23 COUNCIL PRESIDENT VERNA: The Chair
24 agrees.

25 THE CLERK: And Bill No. 010617, an

1 2/5/02 STATED - FIRST-READING BILLS

2 ordinance providing that no agreement, memorandum
3 of understanding, or other commitment for the
4 operation, financing, or management of the School
5 District of Philadelphia will substitute for or
6 supersede the functions of the School Board of
7 Education.

8 COUNCIL PRESIDENT VERNA: The Chair
9 agrees.

10 THE CLERK: And Bill No. 010632, an
11 ordinance to amend the Philadelphia Zoning Maps by
12 changing the zoning designations of certain areas
13 of land located within an area bonded by the
14 general vicinity of the northeast corner of Island
15 Avenue and Lindbergh Boulevard.

16 COUNCIL PRESIDENT VERNA: The Chair
17 agrees.

18 THE CLERK: And Bill No. 010666, an
19 ordinance proving that no agreement, memorandum of
20 understanding, or other commitment for the private
21 administration, management, or operation of any
22 school within the School District, which would
23 require the appropriation of City funds, the
24 imposition of taxes by the City of Philadelphia or
25 the authorization by City Council of the levying of

1 2/5/02 STATED - FIRST-READING BILLS

2 taxes on behalf of the School District of
3 Philadelphia.

4 COUNCIL PRESIDENT VERA: The Chair
5 agrees.

6 THE CLERK: And Bill No. 010718, an
7 ordinance to amend the Philadelphia Zoning Maps by
8 changing the zoning designations of certain areas
9 of land located within an area of bounded by
10 Cheltenham Avenue and Germantown Avenue.

11 COUNCIL PRESIDENT VERNA: The Chair
12 agrees.

13 THE CLERK: And Bill No. 010745, an
14 ordinance to amend the Philadelphia Zoning Maps by
15 changing the zoning designations of certain areas
16 of land located within an area bounded by Christian
17 Street, Christopher Columbus Boulevard, a line 143
18 feet north the and I-95 Expressway.

19 COUNCIL PRESIDENT VERA: The Chair
20 agrees.

21 The bills read by the clerk will be placed
22 on the second-reading and final-passage calendar
23 for our next session. That concludes our
24 first-reading calendar.

25 - - -

1 2/5/02 STATED - SECOND-READING CALENDAR

2 COUNCIL PRESIDENT Verna: The Chair now
3 recognizes Councilwoman Blackwell for the purpose
4 of calling up bills on the second-reading calendar.

5 COUNCILWOMAN BLACKWELL: Thank you, Madam
6 President. There are no bills being called up for
7 second reading and final passage today.

8 COUNCIL PRESIDENT Verna: The Chair thanks
9 Councilwoman. This concludes our calendar.

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1 2/5/02 STATED - ADJOURNMENT

2 COUNCIL PRESIDENT VERNA: Are there any
3 speeches on the part of the Minority?

4 (No speeches on the part of
5 the Minority.)

6 COUNCIL PRESIDENT VERNA: Are there any
7 speeches on the part of the Majority?

8 (No speeches on the part of
9 the Minority.)

10 COUNCIL PRESIDENT VERNA: Seeing none, the
11 Chair recognizes Councilwoman Tasco for a motion to
12 adjourn.

13 COUNCILWOMAN TASCO: Madam President, I
14 move that the Council stand in recess until
15 Thursday, February the 7th, at 11 a.m.

16 COUNCIL PRESIDENT VERNA: There's a motion
17 on the floor; is there a second?

18 (Duly seconded.)

19 COUNCIL PRESIDENT VERNA: It has been
20 moved and seconded that Council stand in recess
21 until Thursday, February 7th at 11 o'clock.

22 All in favor will say aye.

23 Those opposed?

24 The ayes have it and the motion carries.

25 Thank you all very much.

1 2/5/02 STATED - ADJOURNMENT
2 (Proceedings end at 11:12
3 a.m.)
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10 RE: STATED MEETING

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I HEREBY CERTIFY that the foregoing

proceedings of the Council of the City of

Philadelphia of Tuesday, February 5, 2002 are

contained fully and accurately in the stenographic

notes taken by me upon, and that this is a true and

correct transcript of same.

_____,
Josephine Cardillo

Registered Professional Reporter
and 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.)