

PHILADELPHIA GAS COMMISSION

REGULATIONS ON POLICIES FOR PROCEEDINGS
BEFORE THE PHILADELPHIA GAS COMMISSION

August 12, 2025

10:08 a.m.

Hybrid Meeting held on the
18th Floor - 1515 Arch Street
and Virtually via Teams

BEFORE: CHRISTY BRADY, Chairwoman
MIKE DRISCOLL
EVAN URBANIA (Via Teams)
DOMINIC McGRAW
BILL RUBIN, Alternate
Commissioners

VERITEXT LEGAL SOLUTIONS
MID-ATLANTIC DIVISION

1 APPEARANCES:

2 JAMES C. KELLETT, ESQ.
3 Deputy City Solicitor
4 Counsel to Philadelphia Gas Commission

5 ANDRE C. DASENT, ESQ. (Via Teams)
6 BROOKE DARLINGTON, ESQ.
7 Counsel to Philadelphia Gas Works

8 COMMUNITY LEGAL SERVICES, INC.
9 BY: ROBERT W. BALLENGER, ESQ. (Via Teams)
VIKRAM PATEL, ESQ. (Via Teams)
Counsel to Public Advocate

10 PRESENT ON BEHALF OF PGC:

11 GEMELA N. McCLENDON, ESQ.
12 Executive Director

13 HEIDI L. WUSHINSKE, ESQ.
14 Hearing Examiner
15 ROSLYN BELL, ESQ.
16 Hearing Examiner

17 ANNA M. CORRADO ROWE
18 Senior Analyst
19 TIMOTHY MURTHA
20 Financial Analyst/Internal Auditor

21 SANDRA FONTANEZ (Via Teams)
22 Administrative Assistant
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24

1 PRESENT ON BEHALF OF PGW:

2 ROBERT HOAGLUND, ESQUIRE (Via Teams)
3 Senior Attorney

4 WILLIAM J. GALLAGHER
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14 Budget Analyst, Finance
15 DOUG BALMER (Via Teams)
16 Budget Analyst, Finance

17 PRESENT ON BEHALF OF THE CITY CONTROLLER:

18 FRANK IANNUZZI

19 PRESENT ON BEHALF OF POWER INTERFAITH:

20 DEVIN McDOUGALL, ESQ. (Via Teams)

21 CELINE BUSNELLI (Via Teams)
22 Litigation Assistant
23
24

1 PRESENT ON BEHALF OF THE CITY OF PHILADELPHIA:

2
3 DEPARTMENT OF STREETS:

4 KRISTIN DEL ROSSI (Via Teams)

5 OFFICE OF TRANSPORTATION & INFRASTRUCTURE
6 SYSTEMS:

7 MEGAN M. CLARKIN (Via Teams)

8 OFFICE OF ENERGY INFRASTRUCTURE:

9 TAMMY LEE (Via Teams)

10 OFFICE OF SUSTAINABILITY:

11 ANNA SHUGOLL

12 CHARLOTTE SHADE (Via Teams)

13 KATHERINE LEONETTI (Via Teams)

14 LIZ LANKENAU

15 LIZZIE DIACIK

16 NITHI KRISCHEN

17 OLIVIA GARCIA

18 SHOSHANNA BRICKLIN (Via Teams)

19 ZACH LYTLE

1 PRESENT ON BEHALF OF THE PUBLIC: (Via Zoom)

2 BRIAN DRIES

3 CELINE WATKO (Via Teams)

4 JORDAN TEICHER (Via Teams)

5 KAREN MELTON

6 LINNEA BOND (Via Teams)

7 MITCH CHANIN

8 PETER FURCHT (Via Teams)

9 STEVE GREENSPAN

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1 CHAIRWOMAN BRADY: The next item on
2 the agenda is the Revision to the Proposed
3 Regulation on Policies for Proceedings
4 before the Philadelphia Gas Commission.

5 On August 29, 2024, the Commission
6 voted to approve the proposed regulations
7 governing proceedings before the
8 Philadelphia Gas Commission.

9 On August 30, 2024, Commission Staff
10 properly filed the regulations with the
11 Department of Records.

12 On September 27, 2024, the Department
13 of Records received inquiry requests for a
14 hearing regarding the regulations and on
15 November 18, 2024, a hearing pursuant to
16 Article VIII, Chapter 4, Section 8-407 of
17 the Home Rule Charter was conducted.

18 During that hearing the attending
19 Commissioner and Staff received public
20 testimony from affected citizens on the
21 regulations adopted at the August 29, 2024,
22 meeting.

23 All testimony was sent to the City of
24 Philadelphia Law Department for review and

1 potential edits to the regulations in
2 response to the testimony.

3 The revised regulations are now
4 submitted for final consideration and
5 approval.

6 We would like to provide the
7 participants with the opportunity to speak
8 briefly on this issue before we call the
9 question to vote.

10 First we will hear from PGW,
11 Mr. Dasent.

12 MR. DASENT: Thank you, Madam
13 Chairman.

14 We have spoken to this issue in
15 detail and in writing and at hearings and
16 prior exchanges with the Public Advocate and
17 others in the room and we stand by our
18 testimony and our position that we need to
19 sort of revisit from time to time procedures
20 for the review of our budgets; and as a part
21 of that we're hopeful that we'll get the
22 widest possible input and that we'll come up
23 with a process that works, and from time to
24 time we'll revisit that process to make sure

1 that any problems that we have with it can
2 be addressed.

3 We've done that with protocols, we've
4 done that with other processes before the
5 Commission, and I'm hopeful we'll do that
6 here and I'm hopeful in that sense that
7 everyone can see that it is a fair path
8 forward and that we're constantly looking
9 for ways to make the budget process work
10 better.

11 Thank you.

12 CHAIRWOMAN BRADY: Thank you,
13 Mr. Dasent.

14 Mr. Ballenger, are there any
15 statements on behalf of the Advocate?

16 MR. BALLENGER: Good morning, Madam
17 Chair.

18 Just briefly, we maintain the
19 position that we espoused in our written
20 comments with POWER Interfaith regarding the
21 proposed regulations.

22 We're not sure what the revisions to
23 the regulations encompass, but our position
24 is and will be that PGW's customers and

1 citizens of Philadelphia benefit from high
2 scrutiny of PGW's proposals; high scrutiny
3 of PGW's ongoing spending; and a detailed,
4 thorough record in which we're able to
5 present our views in contrast to PGW's and
6 which other stakeholders likewise have the
7 rights to do so.

8 I hope that the Commission has heard
9 those same comments from us a few times now
10 and has embraced them in the revised
11 regulations.

12 We will certainly look to the revised
13 regulations and hope to see improvements
14 from what was proposed. But as I think we
15 made clear, we do not believe that what was
16 proposed by the Commission was appropriate.

17 So without knowing what the
18 Commission is preparing to vote on, that's
19 all I can really offer today. Thank you.

20 CHAIRWOMAN BRADY: Thank you,
21 Mr. Ballenger.

22 Next we will take comments from
23 members of the public. Comments will be
24 limited to three minutes and should be on

1 the topic of the proposed regulations.

2 I'll turn it over to Executive
3 Director McClendon.

4 EXEC. DIR. McCLENDON: First --

5 MR. McDOUGALL: Excuse me, Director
6 McClendon.

7 EXEC. DIR. McCLENDON: Mr. McDougall,
8 we'll take you with the virtual
9 participants. I understand that you
10 represent POWER Interfaith, but if you don't
11 mind, I will call you first among the
12 virtual participants.

13 MR. McDOUGALL: Sure.

14 EXEC. DIR. McCLENDON: We only have
15 two members of the public present in the
16 room -- three.

17 So turning to the members of the
18 public who are present in the room, again,
19 as with the Operating Budget, if you will
20 step forward to the microphone, introduce
21 yourselves again for the record -- I know
22 for the two of you it's a bit repetitious --
23 and then you will have three minutes in
24 which to speak.

1 So it seems like the gentlemen are
2 asking you to come first.

3 MS. MELTON: My name is Karen Melton.
4 I am a long-time PGW customer and it's kind
5 of --

6 EXEC. DIR. McCLENDON: Ms. Melton,
7 introduce yourself and then I'll start. We
8 don't want your introduction to cut into
9 your speaking time. Okay?

10 MS. MELTON: Okay.

11 EXEC. DIR. McCLENDON: Did you want
12 to provide us your neighborhood or ZIP code
13 before we begin?

14 MS. MELTON: Sure. I live in East
15 Falls and my ZIP Code is 19129.

16 EXEC. DIR. McCLENDON: Thank you.
17 Now you may begin.

18 MS. MELTON: Thank you.

19 So it's kind of laughable that you're
20 asking the Commission to vote on something
21 and asking us to comment on something that
22 you're not even disclosing what your
23 revisions to the regulation are.

24 So we have no idea what we're

1 commenting on. I would like to think that
2 you know what you're voting on, that you've
3 seen it ahead of time, but I can't be sure
4 of that.

5 So this really feels like just a sham
6 opportunity for public comment and that's
7 exactly what the whole hearing was about.
8 We had dozens of people talk about
9 democracy, transparency, and the fact that
10 you are a public utility and you ought to be
11 engaging with the public. So to me this is
12 just another example of the Gas Commission
13 who has no interest in engaging with the
14 public.

15 Thank you.

16 MR. GREENSPAN: Hi. I'm Steve
17 Greenspan.

18 EXEC. DIR. McCLENDON: Okay. You may
19 begin now.

20 MR. GREENSPAN: Okay. Good morning.

21 I'm a Philadelphia resident and PGW
22 ratepayer. I'm here to strongly support
23 POWER's proposed amendments that were made
24 back in November to restore meaningful

1 community participation in PGW's budget
2 process.

3 I just have to say, one, it's very
4 unclear what is being proposed. There's
5 nothing on the county board of proposed
6 records -- or regulation, rather -- I'm
7 sorry; the City's website on proposed
8 regulations.

9 And I also want to comment on
10 Mr. Dasent's point about wanting a process.
11 If you truly, truly believed in community
12 engagement and wanting a good process, you
13 would look at the very short list of
14 intervenors that have been intervening over
15 the past several years and engage them in a
16 conversation about how to make this process
17 more efficient, better, and result in a
18 higher-quality budget. You haven't done
19 that. No one from PGW has done that.

20 So this is now the third or fourth
21 time we're debating these rules. You know
22 what happened in August. In November you
23 recited that. Over 50 concerned ratepayers
24 showed up. And I don't know if you've taken

1 their comments into account or not. What I
2 can say is that you've been very quiet about
3 this whole process.

4 So let's be clear what you're trying
5 to eliminate in that original proposal.
6 Last year POWER's expert witness caught a
7 \$2 million error that would have come
8 straight out of our pockets, the residents,
9 the ratepayers.

10 PGW and Commission Staff claim
11 excluding community voices would make the
12 process more efficient, but this is not
13 about efficiency. It's about
14 accountability, and the results speak for
15 themselves. We have constantly, constantly
16 improved the quality of the budget.

17 Right now PGW generates millions of
18 tons of gas emissions annually, yet its
19 carbon reduction goals represent less than
20 1% of those emissions. How will
21 Philadelphia meet its net zero commitments?

22 EXEC. DIR. McCLENDON: 30 seconds.

23 MR. GREENSPAN: 30 seconds, okay.

24 You can continue this pattern of

1 exclusion and secrecy or you can adopt
2 amendments that restore democracy and
3 accountability while maintaining efficiency.
4 You can protect PGW from scrutiny or you can
5 protect ratepayers from \$2 million mistakes.
6 You can silence community voices or you can
7 honor Philadelphia's commitment to
8 transparency and climate action.

9 I urge you not to go ahead with at
10 least the original proposal. I have no idea
11 what's being proposed now.

12 EXEC. DIR. McCLENDON: Mr. Greenspan,
13 that's your time. Thank you.

14 MR. GREENSPAN: Thank you very much
15 and --

16 EXEC. DIR. McCLENDON: If you'll
17 just --

18 MR. GREENSPAN: -- as people have
19 said, this is crazy.

20 EXEC. DIR. McCLENDON: Thank you,
21 Mr. Greenspan.

22 Mr. Chanin, just give us a moment.
23 We're trying to eliminate the feedback.

24 MR. MURTHA: So it has to do with the

1 mic and the speaker coming through the same
2 channel.

3 EXEC. DIR. McCLENDON: Mr. Chanin,
4 are you going to speak?

5 MR. CHANIN: Yes.

6 EXEC. DIR. McCLENDON: Step forward.
7 I think that we might be able to figure out
8 if the feedback has been eliminated once
9 you're there.

10 MR. CHANIN: How's that?

11 EXEC. DIR. McCLENDON: I don't hear
12 the feedback. I can't tell if you're loud
13 enough to be heard.

14 MR. CHANIN: Oh, how's that?

15 EXEC. DIR. McCLENDON: Okay. I think
16 that that's okay.

17 Okay. Again, if you could introduce
18 yourself, and then we'll start your three
19 minutes after you complete your
20 introduction.

21 MR. CHANIN: Sure. Mitch Chanin, PGW
22 ratepayer, member of POWER Interfaith and
23 other organizations, 19116 Zip code.

24 EXEC. DIR. McCLENDON: You may begin

1 now.

2 MR. CHANIN: Okay. I am not sure how
3 much I have to add. I don't know if
4 everyone will catch the reference, but I
5 kind of feel like I'm in like a Franz Kafka
6 story right now. I'm being asked to comment
7 on a resolution when I don't know what it
8 says and have no idea how I'm supposed to
9 offer meaningful feedback to something that
10 I haven't seen.

11 I can't understand how the rules
12 could possibly work that way. It seems off
13 the wall to me that we're supposed to
14 comment prior to a vote when we don't know
15 what's being voted on.

16 That said, if there are not
17 substantial amendments to the regulation
18 that was originally approved and that dozens
19 of us all opposed, including I believe a
20 majority of City Council members, I mean, in
21 essence what the Commission will be doing is
22 rolling back transparency and
23 accountability, making it harder for us to
24 get information and harder to participate in

1 extremely important decisions that affect
2 whether or not people can afford their
3 bills, whether or not we're safe and healthy
4 in our homes, and whether or not we have a
5 livable climate.

6 I really hope that that's not what's
7 going to happen here. We're living through
8 essentially a fascist takeover of our
9 Federal Government, defunding of essential
10 programs that's making it harder to afford
11 our energy, destroying climate progress,
12 nonstop lies about climate and energy.

13 We need a maximum of transparency and
14 accountability. We can't have any rollbacks
15 whatsoever.

16 There was nothing wrong with the
17 original process. It was working fine. The
18 only reason to approve the regulations that
19 were initially adopted will be to shut out
20 the public, and I really hope you're not
21 going to do that.

22 Thank you.

23 CHAIRWOMAN BRADY: Thank you.

24 Can I ask a question? Were these

1 revised regulations posted?

2 EXEC. DIR. McCLENDON: I just
3 conferred with the Commission's legal
4 counsel. There was no legal requirement to
5 post the revisions.

6 MR. GREENSPAN: Actually, excuse me.
7 At the meeting they said that there was a
8 legal requirement to post the amended
9 proposal. That was stated at the meeting.

10 CHAIRWOMAN BRADY: I would like to
11 table this.

12 COMMISSIONER DRISCOLL: While there
13 may or may not be a legal requirement, we
14 don't know, we'll get that clarified. But
15 we should have posted it, and for that
16 reason I would like to second the motion of
17 the Chair to table this item today.

18 CHAIRWOMAN BRADY: All those in
19 favor?

20 COMMISSIONER DRISCOLL: Aye.

21 COMMISSIONER McGRAW: Aye.

22 EXEC. DIR. McCLENDON: And for the
23 members of the public who are present today,
24 copies are actually available on the table,

1 so feel free to take a copy home with you to
2 review. We will get this posted on the
3 website right away.

4 CHAIRWOMAN BRADY: And I don't know
5 if Evan is there, but --

6 COMMISSIONER URBANIA: I also agree
7 to table.

8 CHAIRWOMAN BRADY: Okay. The motion
9 carries.

10 - - -

11 (Whereupon the motion was unanimously
12 carried.)

13 - - -

14 Reported by: Susan Marie Migatz, RMR, CRR

15 - - -

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|------------------------|------------------------|------------------------|-------------------------|
| & | account 14:1 | appearances | believe 9:15 |
| & 4:5 | accountability | 2:1 | 17:19 |
| 1 | 14:14 15:3 | appropriate | believed 13:11 |
| 1 14:20 | 17:23 18:14 | 9:16 | bell 2:14 |
| 10:08 1:7 | action 15:8 | approval 7:5 | benefit 9:1 |
| 12 1:6 | actually 19:6 | approve 6:6 | better 8:10 |
| 1515 1:9 | 19:24 | 18:18 | 13:17 |
| 18 6:15 | add 17:3 | approved | bill 1:14 |
| 18th 1:9 | addressed 8:2 | 17:18 | bills 18:3 |
| 19116 16:23 | administrative | arch 1:9 | bit 10:22 |
| 19129 11:15 | 2:19 | article 6:16 | board 13:5 |
| 2 | adopt 15:1 | asked 17:6 | bond 5:6 |
| 2 14:7 15:5 | adopted 6:21 | asking 11:2,20 | brady 1:12 6:1 |
| 2024 6:5,9,12 | 18:19 | 11:21 | 8:12 9:20 |
| 6:15,21 | advocate 2:8 | assistant 2:19 | 18:23 19:10,18 |
| 2025 1:6 | 7:16 8:15 | 3:20 | 20:4,8 |
| 27 6:12 | affect 18:1 | atlantic 1:24 | brian 5:2 |
| 29 6:5,21 | affected 6:20 | attending 6:18 | bricklin 4:18 |
| 3 | afford 18:2,10 | attorney 3:3 | briefly 7:8 8:18 |
| 30 6:9 14:22,23 | agenda 6:2 | auditor 2:17 | brooke 2:5 |
| 4 | agree 20:6 | august 1:6 6:5 | budget 3:4,9,11 |
| 4 6:16 | ahead 12:3 | 6:9,21 13:22 | 3:12 8:9 10:19 |
| 5 | 15:9 | available 19:24 | 13:1,18 14:16 |
| 50 13:23 | alternate 1:14 | aye 19:20,21 | budgets 7:20 |
| 8 | amended 19:8 | b | busnelli 3:19 |
| 8-407 6:16 | amendments | back 12:24 | c |
| a | 12:23 15:2 | 17:22 | c 2:2,4 |
| a.m. 1:7 | 17:17 | ballenger 2:7 | call 7:8 10:11 |
| able 9:4 16:7 | analyst 2:16,17 | 8:14,16 9:21 | carbon 14:19 |
| | 3:9,11,12 | balmer 3:12 | carita 3:9 |
| | andre 2:4 | behalf 2:9 3:1 | carried 20:12 |
| | anna 2:15 4:11 | 3:14,17 4:1 5:1 | carries 20:9 |
| | annually 14:18 | 8:15 | |

| | | | |
|--|---|---|---|
| catch 17:4 caught 14:6 celine 3:19 5:3 certainly 9:12 chair 8:17 19:17 chairman 7:13 chairwoman 1:12 6:1 8:12 9:20 18:23 19:10,18 20:4 20:8 chanin 5:7 15:22 16:3,5 16:10,14,21,21 17:2 channel 16:2 chapter 6:16 charlotte 4:12 charter 6:17 christy 1:12 citizens 6:20 9:1 city 2:3 3:14 4:1 6:23 17:20 city's 13:7 claim 14:10 clarified 19:14 clarkin 4:6 clear 9:15 14:4 climate 15:8 18:5,11,12 code 11:12,15 16:23 | come 7:22 11:2 14:7 coming 16:1 comment 11:21 12:6 13:9 17:6 17:14 commenting 12:1 comments 8:20 9:9,22,23 14:1 commission 1:2 1:4 2:3 6:4,5,8 6:9 8:5 9:8,16 9:18 11:20 12:12 14:10 17:21 commission's 19:3 commissioner 6:19 19:12,20 19:21 20:6 commissioners 1:14 commitment 15:7 commitments 14:21 community 2:6 13:1,11 14:11 15:6 complete 16:19 concerned 13:23 | conducted 6:17 conferred 19:3 consideration 7:4 constantly 8:8 14:15,15 continue 14:24 contrast 9:5 controller 3:14 conversation 13:16 copies 19:24 copy 20:1 corrado 2:15 council 3:9 17:20 counsel 2:3,5,8 19:4 county 13:5 crazy 15:19 crr 20:14 customer 11:4 customers 8:24 cut 11:8 d darlington 2:5 dasant 2:4 7:11 7:12 8:13 dasant's 13:10 debating 13:21 decisions 18:1 defunding 18:9 | del 4:3 delussey 3:7 democracy 12:9 15:2 department 4:2 6:11,12,24 deputy 2:3 destroying 18:11 detail 7:15 detailed 9:3 development 3:5 devin 3:18 diacik 4:15 dir 10:4,7,14 11:6,11,16 12:18 14:22 15:12,16,20 16:3,6,11,15,24 19:2,22 director 2:11 3:6,8 10:3,5 disclosing 11:22 division 1:24 doing 17:21 dominic 1:13 doug 3:12 dozens 12:8 17:18 dries 5:2 driscoll 1:12 19:12,20 |
|--|---|---|---|

| | | | |
|-------------------------|-----------------------|------------------------|------------------------|
| e | exactly 12:7 | filed 6:10 | good 8:16 |
| east 11:14 | examiner 2:13 | final 7:4 | 12:20 13:12 |
| edits 7:1 | 2:14 | finance 3:9,11 | governing 6:7 |
| efficiency | example 12:12 | 3:12 | government |
| 14:13 15:3 | exchanges 7:16 | financial 2:17 | 18:9 |
| efficient 13:17 | excluding | fine 18:17 | greenspan 5:9 |
| 14:12 | 14:11 | first 7:10 10:4 | 12:16,17,20 |
| eliminate 14:5 | exclusion 15:1 | 10:11 11:2 | 14:23 15:12,14 |
| 15:23 | excuse 10:5 | floor 1:9 | 15:18,21 19:6 |
| eliminated 16:8 | 19:6 | fontanez 2:18 | h |
| embraced 9:10 | exec 10:4,7,14 | forward 8:8 | happen 18:7 |
| emissions | 11:6,11,16 | 10:20 16:6 | happened |
| 14:18,20 | 12:18 14:22 | fourth 13:20 | 13:22 |
| encompass | 15:12,16,20 | frank 3:15 | harder 17:23 |
| 8:23 | 16:3,6,11,15,24 | franz 17:5 | 17:24 18:10 |
| energy 4:8 | 19:2,22 | free 20:1 | healthy 18:3 |
| 18:11,12 | executive 2:11 | furcht 5:8 | hear 7:10 16:11 |
| engage 13:15 | 10:2 | g | heard 9:8 16:13 |
| engagement | expert 14:6 | gallagher 3:4 | hearing 2:13,14 |
| 13:12 | extremely 18:1 | garcia 4:17 | 6:14,15,18 |
| engaging 12:11 | f | gas 1:2,4 2:3,5 | 12:7 |
| 12:13 | fact 12:9 | 6:4,8 12:12 | hearings 7:15 |
| error 14:7 | fair 8:7 | 14:18 | heidi 2:12 |
| espoused 8:19 | falls 11:15 | gemela 2:11 | held 1:9 |
| esq 2:2,4,5,7,7 | fascist 18:8 | generates | hi 12:16 |
| 2:11,12,14 | favor 19:19 | 14:17 | high 9:1,2 |
| 3:18 | federal 18:9 | gentlemen 11:1 | higher 13:18 |
| esquire 3:2 | feedback 15:23 | give 15:22 | hill 3:10 |
| essence 17:21 | 16:8,12 17:9 | go 15:9 | hoaglund 3:2 |
| essential 18:9 | feel 17:5 20:1 | goals 14:19 | home 6:17 20:1 |
| essentially 18:8 | feels 12:5 | going 16:4 18:7 | homes 18:4 |
| evan 1:13 20:5 | figure 16:7 | 18:21 | honor 15:7 |

| | | | |
|--|--|--|--|
| hope 9:8,13 18:6,20 hopeful 7:21 8:5,6 how's 16:10,14 hybrid 1:9 | introduce 10:20 11:7 16:17 introduction 11:8 16:20 issue 7:8,14 item 6:1 19:17 | law 6:24 lee 4:9 legal 1:23 2:6 19:3,4,8,13 leonetti 4:13 lies 18:12 likewise 9:6 limited 9:24 linnaea 5:6 list 13:13 litigation 3:20 livable 18:5 live 11:14 living 18:7 liz 4:14 lizzie 4:15 long 11:4 look 9:12 13:13 looking 8:8 loud 16:12 lytle 4:19 | making 17:23 18:10 management 3:6,8 marie 20:14 maximum 18:13 mcclendon 2:11 10:3,4,6,7 10:14 11:6,11 11:16 12:18 14:22 15:12,16 15:20 16:3,6 16:11,15,24 19:2,22 mcdougall 3:18 10:5,7,13 mcgraw 1:13 19:21 mean 17:20 meaningful 12:24 17:9 meet 14:21 meeting 1:9 6:22 19:7,9 megan 4:6 melton 5:5 11:3 11:3,6,10,14,18 member 16:22 members 9:23 10:15,17 17:20 19:23 mic 16:1 |
| i | j | m | |
| iannuzzi 3:15 idea 11:24 15:10 17:8 iman 3:10 important 18:1 improved 14:16 improvements 9:13 including 17:19 information 17:24 infrastructure 4:5,8 initially 18:19 input 7:22 inquiry 6:13 interest 12:13 interfaith 3:17 8:20 10:10 16:22 internal 2:17 intervening 13:14 intervenors 13:14 | j 3:4 james 2:2 jordan 5:4 | k | |
| | kafka 17:5 karen 5:5 11:3 katherine 4:13 kellett 2:2 kelly 3:7 kind 11:4,19 17:5 know 10:21 12:2 13:21,24 17:3,7,14 19:14 20:4 knowing 9:17 krischen 4:16 kristin 4:3 | | |
| | l | | |
| | l 2:12 lankenau 4:14 laughable 11:19 | majority 17:20 make 7:24 8:9 13:16 14:11 | |

| | | | |
|--|---|--|---|
| microphone 10:20 mid 1:24 migatz 20:14 mike 1:12 million 14:7 15:5 millions 14:17 mind 10:11 minutes 9:24 10:23 16:19 mistakes 15:5 mitch 5:7 16:21 moment 15:22 morning 8:16 12:20 motion 19:16 20:8,11 murray 3:6 murtha 2:17 15:24 | o offer 9:19 17:9 office 4:5,8,10 oh 16:14 okay 11:9,10 12:18,20 14:23 16:15,16,17 17:2 20:8 olivia 4:17 once 16:8 ongoing 9:3 operating 10:19 opportunity 7:7 12:6 opposed 17:19 organizations 16:23 original 14:5 15:10 18:17 originally 17:18 ought 12:10 | patel 2:7 path 8:7 pattern 14:24 people 12:8 15:18 18:2 peter 5:8 pgc 2:9 pgw 3:1 7:10 11:4 12:21 13:19 14:10,17 15:4 16:21 pgw's 8:24 9:2 9:3,5 13:1 philadelphia 1:2,4 2:3,5 4:1 6:4,8,24 9:1 12:21 14:21 philadelphia's 15:7 pockets 14:8 point 13:10 policies 1:4 6:3 position 7:18 8:19,23 possible 7:22 possibly 17:12 post 19:5,8 posted 19:1,15 20:2 potential 7:1 power 3:17 8:20 10:10 16:22 | power's 12:23 14:6 preparing 9:18 present 2:9 3:1 3:14,17 4:1 5:1 9:5 10:15,18 19:23 president 3:4 prior 7:16 17:14 problems 8:1 procedures 7:19 proceedings 1:4 6:3,7 process 7:23,24 8:9 13:2,10,12 13:16 14:3,12 18:17 processes 8:4 programs 18:10 progress 18:11 properly 6:10 proposal 14:5 15:10 19:9 proposals 9:2 proposed 6:2,6 8:21 9:14,16 10:1 12:23 13:4,5,7 15:11 protect 15:4,5 protocols 8:3 |
| | | | |
| | | | |
| n | p part 7:20 participants 7:7 10:9,12 participate 17:24 participation 13:1 past 13:15 | | |
| n 2:11 name 11:3 need 7:18 18:13 neighborhood 11:12 net 14:21 nithi 4:16 nonstop 18:12 november 6:15 12:24 13:22 | | | |

| | | | |
|--|--|---|--|
| provide 7:6 11:12 public 2:8 5:1 6:19 7:16 9:23 10:15,18 12:6 12:10,11,14 18:20 19:23 pursuant 6:15 | reduction 14:19 reference 17:4 regarding 6:14 8:20 regulation 6:3 11:23 13:6 17:17 regulations 1:4 6:6,10,14,21 7:1,3 8:21,23 9:11,13 10:1 13:8 18:18 19:1 repetitious 10:22 reported 20:14 represent 10:10 14:19 requests 6:13 requirement 19:4,8,13 resident 12:21 residents 14:8 resolution 17:7 resource 3:6,8 response 7:2 restore 12:24 15:2 result 13:17 results 14:14 review 6:24 7:20 20:2 | revised 7:3 9:10,12 19:1 revision 6:2 revisions 8:22 11:23 19:5 revisit 7:19,24 right 14:17 17:6 20:3 rights 9:7 rmr 20:14 robert 2:7 3:2 rollbacks 18:14 rolling 17:22 room 7:17 10:16,18 roslyn 2:14 rossi 4:3 rowe 2:15 rubin 1:14 rule 6:17 rules 13:21 17:11 | secrecy 15:1 section 6:16 see 8:7 9:13 seems 11:1 17:12 seen 12:3 17:10 senior 2:16 3:3 3:9 sense 8:6 sent 6:23 september 6:12 services 2:6 several 13:15 shade 4:12 sham 12:5 shawn 3:6 short 13:13 shoshanna 4:18 showed 13:24 shugoll 4:11 shut 18:19 silence 15:6 solicitor 2:3 solutions 1:23 sorry 13:7 sort 7:19 speak 7:7 10:24 14:14 16:4 speaker 16:1 speaking 11:9 spending 9:3 spoken 7:14 staff 6:9,19 14:10 |
| q | | | |
| quality 13:18 14:16 question 7:9 18:24 quiet 14:2 | | | |
| r | | | |
| ratepayer 12:22 16:22 ratepayers 13:23 14:9 15:5 rather 13:6 really 9:19 12:5 18:6,20 reason 18:18 19:16 received 6:13 6:19 recited 13:23 record 9:4 10:21 records 6:11,13 13:6 | | safe 18:3 sandra 2:18 says 17:8 schreiber 3:7 scrutiny 9:2,2 15:4 second 19:16 seconds 14:22 14:23 | |

| | | | |
|--|--|--|--|
| stakeholders 9:6 stand 7:17 start 11:7 16:18 stated 19:9 statements 8:15 step 10:20 16:6 steve 5:9 12:16 story 17:6 straight 14:8 strategic 3:4 street 1:9 streets 4:2 strongly 12:22 submitted 7:4 substantial 17:17 support 12:22 supposed 17:8 17:13 sure 7:24 8:22 10:13 11:14 12:3 16:21 17:2 susan 20:14 sustainability 4:10 systems 4:5 | take 9:22 10:8 20:1 taken 13:24 takeover 18:8 talk 12:8 tammy 4:9 teams 1:10,13 2:4,7,7,18 3:2,6 3:7,9,10,12,18 3:19 4:3,6,9,12 4:13,18 5:3,4,6 5:8 technology 3:6 teicher 5:4 tell 16:12 testimony 6:20 6:23 7:2,18 thank 7:12 8:11 8:12 9:19,20 11:16,18 12:15 15:13,14,20 18:22,23 think 9:14 12:1 16:7,15 third 13:20 thorough 9:4 three 9:24 10:16,23 16:18 time 7:19,19,23 7:24 11:4,9 12:3 13:21 15:13 times 9:9 | timothy 2:17 today 9:19 19:17,23 tons 14:18 topic 10:1 transparency 12:9 15:8 17:22 18:13 transportation 4:5 truly 13:11,11 trying 14:4 15:23 turn 10:2 turning 10:17 two 10:15,22 | virtual 10:8,12 virtually 1:10 voices 14:11 15:6 vote 7:9 9:18 11:20 17:14 voted 6:6 17:15 voting 12:2 |
| | | | w |
| | | | w 2:7 wall 17:13 want 11:8,11 13:9 wanting 13:10 13:12 watko 5:3 way 17:12 ways 8:9 we've 8:3,3 website 13:7 20:3 whatsoever 18:15 widest 7:22 william 3:4 witness 14:6 work 8:9 17:12 working 18:17 works 2:5 7:23 writing 7:15 written 8:19 wrong 18:16 |
| | | u | |
| | | unanimously 20:11 unclear 13:4 understand 10:9 17:11 urbania 1:13 20:6 urge 15:9 utility 12:10 | |
| | | v | |
| | | veritext 1:23 vice 3:4 views 9:5 viii 6:16 vikram 2:7 | |
| t | | | |
| table 19:11,17 19:24 20:7 | | | |

| |
|--|
| wushinske 2:12 |
| y |
| year 14:6 years 13:15 |
| z |
| zach 4:19 zero 14:21 zip 11:12,15 16:23 zoom 5:1 |