

6/13/2023

COUNCIL OF THE CITY OF PHILADELPHIA
COMMITTEE ON STREETS AND SERVICES

Remote location using Microsoft® Teams
Tuesday, June 13, 2023
10:00 a.m.

PRESENT:

COUNCILMAN ISAIAH THOMAS, CHAIR
COUNCILMAN MARK SQUILLA, VICE-CHAIR
COUNCILWOMAN CINDY BASS
COUNCILWOMAN KENDRA BROOKS
COUNCILWOMAN KATHERINE GILMORE RICHARDSON
COUNCILMAN KENYATTA JOHNSON

BILLS: 230277, 230307, 230441, 230454

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1 - - -

2 COUNCILMAN THOMAS: Good
3 morning, everybody. Today is
4 Tuesday, January 13, 2023 -- the
5 script says something different --
6 2023, and we're ready to start the
7 hearing for Streets and Services
8 Committee.

9 I understand that state law
10 currently requires that the following
11 announcement be made at the beginning
12 of every remote public hearing as
13 follows: Due to the current public
14 health emergency, City Council
15 Committees are currently meeting
16 remotely. We are using Microsoft
17 Teams to make these remote hearings
18 possible.

19 Instructions on how the public
20 may view and offer public testimony
21 at public hearings of Council
22 Committees are included in the public
23 hearing notices that are published in
24 the Daily News, Inquirer and Legal
25 Intelligencer prior to the hearings

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1 and can be found on PHLCouncil.com.

2 I now note that the hour has come.

3 Mr. Maynard, will you please
4 call the roll to take attendance.

5 Members that are in attendance please
6 indicate that you are present by
7 saying aye and say a few brief words
8 so your image may appear on the
9 screen.

10 Mr. Clerk.

11 THE CLERK: Yes, Mr. Chair.
12 Vice-Chair Squilla.

13 COUNCILMAN SQUILLA: Good
14 morning, Mr. Chair and colleagues.
15 Present.

16 THE CLERK: Good morning, sir.
17 Councilmember Bass.

18 COUNCILMAN JOHNSON: Good
19 morning, Mr. Chairman. I'm
20 available. I'm here. Present.

21 THE CLERK: The Clerk notes
22 that Councilmember Johnson is here.

23 Councilmember Bass, do we have
24 you?

25 COUNCILWOMAN BASS: Yes, I'm

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1 present. Thank you very much.

2 THE CLERK: Of course. Thank
3 you, Councilmember.

4 COUNCILWOMAN BASS: Yes.

5 THE CLERK: Councilmember
6 Brooks.

7 (No response.)

8 THE CLERK: Councilmember
9 Brooks, are you there?

10 COUNCILWOMAN BROOKS: Can you
11 hear me?

12 THE CLERK: Now, we can.

13 COUNCILWOMAN BROOKS: Yes.

14 Good morning, Mr. Chair and
15 colleagues. I'm present.

16 THE CLERK: Good morning,
17 Councilmember Brooks.

18 Councilmember Gilmore
19 Richardson.

20 COUNCILWOMAN GILMORE

21 RICHARDSON: Good morning, Mr. Chair.
22 Good morning, colleagues. I am
23 present.

24 THE CLERK: Thank you,
25 Councilmember Gilmore Richardson.

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1 Mr. Chair, there is a -- and,
2 Mr. Chair, are you present?

3 COUNCILMAN THOMAS: I think
4 I'm here. I'm present.

5 THE CLERK: Very good. We
6 have a quorum.

7 COUNCILMAN THOMAS: Thank you.
8 A quorum of the Committee is present
9 and this hearing is now called to
10 order. This is the public hearing of
11 the Committee of Streets and Services
12 regarding Bill Nos. 230277, 230307,
13 230441 and 230454.

14 Mr. Maynard, will you please
15 read the titles of the bills.

16 THE CLERK: Of course,
17 Mr. Chair.

18 Bill No. 230277, establishing
19 parking restrictions for certain
20 commercial vehicles in the vicinity
21 of Erdrick Street from Princeton
22 Avenue to Tyson Avenue, all under
23 certain terms and conditions.

24 Bill No. 230307, amending
25 Section 9-208 of The Philadelphia

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1 Code, entitled "Sidewalk Cafes," by
2 permitting sidewalk cafes to be
3 maintained on Frankford Avenue, both
4 sides, from Harbison Avenue to
5 Sheffield Avenue; Cottman Avenue,
6 both sides, from Erdrick Street to
7 Leon Street; Robbins Avenue, both
8 sides, from Frankford Avenue to
9 Mulberry Street; Sackett Street, both
10 sides, Frankford Avenue to Levick
11 Street; and the area bounded by
12 Frankford Avenue, Levick Street,
13 Hawthorne Street and Hellerman
14 Street, all under certain terms and
15 conditions.

16 Bill No. 230441, establishing
17 parking regulations on certain
18 streets in the area bounded by South
19 63rd Street, Passyunk Avenue,
20 Essington Avenue, South 70th Street
21 and Lindbergh Boulevard, under
22 certain terms and conditions.

23 And finally Bill 230454,
24 amending Chapter 11-700 of The
25 Philadelphia Code, entitled "Right-

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1 of-Way Management," by revising
2 requirements for obtaining access to
3 and permits for construction in the
4 underground portion of the
5 right-of-way and making technical
6 changes; and amending Chapter 9-300,
7 entitled "Communications," by
8 deleting provisions related to poles
9 and overhead wires; all under certain
10 terms and conditions.

11 Mr. Chair, those are the bills
12 before the Committee today.

13 COUNCILMAN THOMAS: Before we
14 begin to hear testimony from the
15 witnesses we have for today,
16 everybody who's been invited to the
17 meeting to testify should be aware
18 that the public hearing is being
19 recorded. Because the hearing is
20 public, participants and viewers have
21 no reasonable expectation of privacy.

22 By continuing to be in the
23 meeting, you are consenting to being
24 recorded. Additionally, prior to
25 recognizing Members for questions or

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1 comments they have for the witnesses,
2 I will note for the record at this
3 time that we will use the chat
4 feature available in Microsoft Teams
5 to allow Members to signal that they
6 would like to be recognized. In
7 order to comply with the Sunshine
8 Act, the chat feature must only be
9 used for that purpose.

10 Mr. Maynard, will you please
11 call the first set of bills and
12 witnesses we have to testify this
13 morning.

14 THE CLERK: Of course,
15 Mr. Chair.

16 The first bill we'll hear is
17 Bill 230277. Noelle Marconi from
18 Streets is the sole witness on the
19 bill.

20 COUNCILMAN THOMAS: Good
21 morning. Good seeing you. Please
22 state your name for the record and
23 you may begin with your testimony.

24 MS. MARCONI: Good morning,
25 Chairperson Thomas and members of the

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1 Streets and Services Committee. My
2 name is Noelle Marconi and I'm the
3 Director of Legislative Affairs for
4 the Department of Street. I'm here
5 today to offer testimony on Bill No.
6 230277 introduced by Councilmember
7 Driscoll.

8 This ordinance establishes
9 parking restrictions for certain
10 commercial vehicles with a capacity
11 in excess of one-half ton on both
12 sides of Erdrick Street from
13 Princeton Avenue to Tyson Avenue.
14 The Department of Streets has no
15 objections to this bill. The
16 regulation can be posted within 30
17 days of this bill's passage. This
18 concludes my testimony and I'm happy
19 to answer any questions you may have.

20 COUNCILMAN THOMAS: Are there
21 any questions from members of the
22 Committee for this particular witness
23 about this bill?

24 (No response.)

25 COUNCILMAN THOMAS: Hearing

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1 none, I want to say thank you for
2 your testimony. We appreciate it.

3 Mr. Maynard, will you please
4 call the next set of bills and
5 witnesses to testify before the
6 Committee today.

7 THE CLERK: The next two bills
8 we'll hear is 230307 and 230441. And
9 Noelle Marconi from Streets is the
10 sole witness on both bills.

11 COUNCILMAN THOMAS: Good
12 morning. Please state your name for
13 the record again and you may begin
14 with your testimony.

15 MS. MARCONI: Good morning,
16 Chairperson and members of the
17 Streets and Services Committee. My
18 name is Noelle Marconi. I'm the
19 Director of Legislative Affairs for
20 the Department of Streets. I'm here
21 today to offer testimony on Bill No.
22 230307 introduced by Councilmember
23 Driscoll.

24 This ordinance amends Section
25 9-208 of The Philadelphia Code by

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1 permitting sidewalk cafes to be
2 maintained on Frankford Avenue, both
3 sides, from Harbison to Sheffield
4 Avenue, Cottman Avenue, both sides,
5 from Erdrick Street to Leon Street,
6 Ryan Avenue, both sides, from
7 Frankford Avenue to Leon Street,
8 Robbins Avenue, both sides, from
9 Frankford Avenue to Mulberry Street,
10 Sackett Street, both sides, from
11 Frankford Avenue to Levick Street,
12 and the area bounded by Frankford
13 Avenue, Levick Street, Hawthorne
14 Street and Hellerman Street.

15 The Streets Department has no
16 objections to this bill. Thanks for
17 the opportunity to appear before you
18 today. I'll be happy to answer any
19 questions you may have.

20 Good morning, Chairperson
21 Thomas and members of the Streets and
22 Services Committees. My name is
23 Noelle Marconi and I'm the Director
24 of Legislative Affairs for the
25 Department of Streets. I'm here

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1 today to offer testimony on Bill No.
2 230441 introduced by Councilmember
3 Johnson.

4 This ordinance establishes a
5 no-truck parking and semi-trailer
6 parking regulation on Essington
7 Avenue access road, both sides,
8 between its northerly terminus at
9 Passyunk Avenue and its southerly
10 terminus at Essington Avenue,
11 Norwitch Drive, both sides, between
12 its northerly terminus and South 70th
13 Street, South 67 Street, both sides,
14 between Essington Avenue and Norwitch
15 Drive.

16 The Department of Streets has
17 no objection to this bill. No truck
18 parking regulations can be posted
19 within the 30 days of the bill's
20 passage, which will cover truck and
21 semi-trailer parking. This concludes
22 my testimony. I'm pleased to answer
23 any questions you may have.

24 COUNCILMAN THOMAS: Thank you
25 for your testimony.

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1 Are there any questions from
2 members of this Committee for this
3 particular witness about this set of
4 bills?

5 (No response.)

6 COUNCILMAN THOMAS: Hearing
7 none, I want to thank you for your
8 testimony.

9 Mr. Maynard, will you please
10 call the next set of bills and
11 witnesses before the Committee this
12 morning.

13 THE CLERK: Of course,
14 Mr. Chair.

15 The final bill the Committee
16 will hear today is Bill No. 230454.
17 Sunil Gill from the Streets
18 Department is the sole witness on the
19 bill.

20 COUNCILMAN THOMAS: Good
21 morning. Please state your name for
22 the record and you may begin with
23 your testimony.

24 MR. GILL: Good morning,
25 Chairperson Thomas and members of the

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1 Streets and Services Committee. My
2 name is Sunil Gill. I am an
3 Engineering Manager for the
4 Department of Streets. I'm here to
5 offer my testimony for Bill No.
6 230454 introduced by Councilmember
7 Bass on behalf of Council President
8 Clarke.

9 This bill authorizes the
10 Department of Streets to collect
11 right-of-way management fees on a
12 per-permit basis on the utility and
13 the right-of-way users who perform
14 the work in the right-of-way. These
15 right-of-way management fees are not
16 new fees that are introduced, but an
17 update to the existing fees.

18 The proposed fees have been
19 updated to draw upon unnecessary
20 charges and fees which were
21 historically charged and are no
22 longer valid since. This update will
23 allow the Department to collect fees
24 on a per-permit basis, which will be
25 set by the Department via regulation.

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1 The right-of-way management fees
2 covers the cost of the Department to
3 run a right-of-way management
4 program, which introduces the cost to
5 manage the facilities in the public
6 right-of-way and the permitting cost.

7 The bill will also authorize
8 the Department to collect the data
9 for ADA facilities in the
10 right-of-way. The Department
11 supports this bill, and it will help
12 the Department and the City to run
13 the right-of-way management program
14 more efficiently. The bill will also
15 help the Department to build the
16 necessary database for all the ADA
17 facilities in the public right-of-way
18 so it can develop and manage the
19 public right-of-way more efficiently.

20 Thank you for giving me the
21 opportunity to give this testimony.
22 This concludes my testimony. I'm
23 pleased to answer any questions that
24 you may have. Thank you.

25 COUNCILMAN THOMAS: Thank you

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1 for your testimony.

2 Are there any questions from
3 members of this Committee for this
4 particular witness?

5 (No response.)

6 COUNCILMAN THOMAS: Hearing
7 none, I want to thank you for your
8 testimony today. We appreciate it.

9 Mr. Maynard, are there any
10 other witnesses or bills before the
11 Committee today?

12 THE CLERK: There are none,
13 Mr. Chair.

14 COUNCILMAN THOMAS: Are there
15 any other questions or comments from
16 members of the Committee this
17 morning?

18 (No response.)

19 COUNCILMAN THOMAS: There
20 being no further questions from
21 members of the Committee or no other
22 witnesses to testify, I will ask if
23 there is anyone else present in the
24 hearing whose name we failed to call
25 that wishes to offer testimony on any

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1 of the bills being considered today?

2 (No response.)

3 COUNCILMAN THOMAS: Hearing
4 none, I want to thank all the panels
5 of witnesses for their participation
6 today. We value your opinion. I now
7 invite all panels and witnesses to
8 please disconnect from the meeting
9 before we go into the public -- we
10 will now pause the proceedings
11 briefly as multiple participants
12 leave the hearing.

13 This concludes the public
14 hearing on the Committee. We will
15 now go into the public meeting to
16 consider the actions to be taken on
17 the bills before this Committee
18 today.

19 Mr. Maynard, will you please
20 call the roll to take attendance.
21 Members that are in attendance please
22 indicate you're present by saying aye
23 and say a few brief remarks so your
24 appearance will -- so your image will
25 appear on the screen.

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1 Mr. Clerk.

2 THE CLERK: Vice-Chair

3 Squilla.

4 (No response.)

5 THE CLERK: Councilmember

6 Squilla.

7 (No response.)

8 COUNCILMAN THOMAS: We'll come
9 back to him.

10 THE CLERK: Councilmember

11 Bass.

12 (No response.)

13 THE CLERK: Councilmember

14 Brooks.

15 COUNCILWOMAN BROOKS: Present.

16 THE CLERK: Thank you,
17 Councilmember Brooks.

18 Councilmember Johnson.

19 COUNCILMAN JOHNSON: Present.

20 THE CLERK: Thank you,
21 Councilmember.

22 And, Councilmember Gilmore
23 Richardson.

24 COUNCILWOMAN GILMORE

25 RICHARDSON: Good morning, Mr. Chair.

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1 Good morning, colleagues. I am
2 present.

3 THE CLERK: And finally, Chair
4 Thomas.

5 COUNCILMAN THOMAS: I'm
6 present. Can we call -- okay. Yep,
7 I'm present.

8 THE CLERK: We do have a
9 quorum.

10 COUNCILMAN THOMAS: Thank you.
11 A quorum is present.

12 The Chair recognizes
13 Councilmember Squilla for a motion to
14 approve the amendment for the bills
15 that's being considered today.
16 Councilmember Squilla, if you're not
17 having technical issues.

18 (No response.)

19 COUNCILMAN THOMAS: Can we
20 look at Councilmember Gilmore
21 Richardson. Are you able to
22 introduce the amendments for today?

23 COUNCILWOMAN GILMORE

24 RICHARDSON: Yes. Give me one
25 moment.

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1 THE CLERK: Councilmember
2 Gilmore Richardson, if you want, the
3 language is in the chat right now.

4 COUNCILMAN SQUILLA: Hello?

5 THE CLERK: Hey there, Mark.

6 COUNCILMAN THOMAS:
7 Councilmember Squilla, are you okay?
8 Good to go?

9 COUNCILMAN SQUILLA: I
10 can't -- something's wrong with my
11 (inaudible) --

12 COUNCILMAN THOMAS: We can see
13 you, Councilmember Squilla. You're
14 on mute.

15 COUNCILWOMAN GILMORE
16 RICHARDSON: Would you like me to
17 proceed or is Councilmember Squilla
18 here?

19 THE CLERK: He seems to be
20 having technical difficulties. If
21 you're capable of proceeding and have
22 both Bill Nos. for the amendments --

23 COUNCILWOMAN GILMORE
24 RICHARDSON: Yes, I have both Bill
25 Nos.

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1 COUNCILMAN THOMAS: Chair
2 recognizes Councilmember Gilmore
3 Richardson to offer an amendment to
4 the bills being considered today.

5 COUNCILWOMAN GILMORE

6 RICHARDSON: Thank you, Mr. Chairman.

7 I'm offering an amendment to
8 Bill Nos. 230307 and 230454. A copy
9 of the amendments have been
10 circulated to all members of the
11 Committee. I move that this
12 amendment be approved.

13 COUNCILMAN THOMAS: Can I get
14 a second?

15 COUNCILWOMAN BROOKS: Second.

16 COUNCILMAN THOMAS: Thank you.
17 It's been moved and properly seconded
18 that the amendment to the bills just
19 read by Councilmember Gilmore
20 Richardson be approved.

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

23 (Aye.)

24 COUNCILMAN THOMAS: Any
25 opposed?

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1 (No response.)

2 COUNCILMAN THOMAS: The ayes
3 have it and the motion carries and
4 this amendment has been approved.

5 The Chair recognizes
6 Councilmember Gilmore Richardson for
7 a single motion on the bills that are
8 being considered today.

9 COUNCILWOMAN GILMORE

10 RICHARDSON: Thank you, Mr. Chairman.

11 I move that Bill Nos. 230277,
12 230307, 230441, and 230454 including
13 any amendments that have just been
14 approved be reported from this
15 Committee with a favorable
16 recommendation and further move that
17 the rules of Council be suspended to
18 permit first reading of these bills
19 at the next session of Council.

20 COUNCILWOMAN BROOKS: Second.

21 COUNCILMAN THOMAS: It's been
22 moved and properly seconded that the
23 bills just read by Councilmember
24 Gilmore Richardson, including the
25 amendments that's been approved today

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1 be reported from the Committee with a
2 favorable recommendation and further
3 move that the rules of Council be
4 suspended to permit the first reading
5 of these bills at the next session of
6 Council.

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

9 (Aye.)

10 COUNCILMAN THOMAS: Those
11 opposed?

12 (No response.)

13 COUNCILMAN SQUILLA: I think
14 I'm on now. I don't --

15 COUNCILMAN THOMAS: Yep,
16 you're here, Councilmember Squilla.

17 COUNCILMAN SQUILLA: Aye. I
18 apologize. I'm not sure what
19 happened here.

20 COUNCILMAN THOMAS: You're
21 fine. Please for the record note
22 that Councilmember Squilla is
23 present.

24 And, Councilmember, are you
25 voting aye on all bills and

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1 amendments?

2 COUNCILMAN SQUILLA: Yes, I
3 am. Aye on all bills and amendments.

4 COUNCILMAN THOMAS: Thank you,
5 sir.

6 The ayes have it and the
7 motion carries. This concludes the
8 business before the Streets and
9 Services Committee today. I want to
10 say to thank you very much to all of
11 the members of this Committee as well
12 as your staff and Tech team for
13 helping us get through today's
14 Committee hearing.

15 Thank you everybody. Your
16 presence is appreciated, and we
17 appreciate you doing the business of
18 the citizens of Philadelphia. Have a
19 good day, everybody. Enjoy this nice
20 weather.

21 COUNCILMAN SQUILLA: I just
22 got back on and we're done.

23 COUNCILMAN THOMAS: We're
24 done.

25 COUNCILMAN SQUILLA: Thank

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1 you, Councilmember Gilmore

2 Richardson. Good job.

3 COUNCILWOMAN GILMORE

4 RICHARDSON: Any time. My pleasure.

5 (Committee on Streets and

6 Services concluded at 10:25 a.m.)

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I, hereby certify that the
proceedings and evidence noted are
contained fully and accurately in the
stenographic notes taken by me in the
foregoing matter, and this is a correct
transcript of the same.

TANEHA CARROLL
Court Reporter - 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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