

Comm of the Whole
3/16/2022

COUNCIL OF THE CITY OF PHILADELPHIA

COMMITTEE OF THE WHOLE

Remote location using Microsoft® Teams
Wednesday, March 16, 2022
10:00 a.m.

PRESENT:

COUNCIL PRESIDENT DARRELL L. CLARKE, CHAIR
COUNCILWOMAN CHERELLE L. PARKER, VICE-CHAIR
COUNCILWOMAN CINDY BASS
COUNCILWOMAN KENDRA BROOKS
COUNCILMAN ALLAN DOMB
COUNCILWOMAN JAMIE GAUTHIER
COUNCILWOMAN KATHERINE GILMORE RICHARDSON
COUNCILWOMAN HELEN GYM
COUNCILMAN KENYATTA JOHNSON
COUNCILMAN CURTIS JONES, JR.
COUNCILMAN DAVID OH
COUNCILWOMAN MARIA D. QUINONES-SANCHEZ
COUNCILMAN MARK SQUILLA
COUNCILMAN ISAIAH THOMAS

RESOLUTION: 211005, 211006, 220025, 220026,
210831

1 - - -

2 COUNCIL PRESIDENT CLARKE:

3 Thank you, and good morning.

4 Before we begin the public

5 hearing, I'll make the following

6 announcement: Due to the continued

7 threat of public health from COVID-19

8 and its variants, City Council

9 Committees are currently meeting

10 remotely. We're using Microsoft Teams

11 to make these remote hearings possible.

12 Instructions for how the public

13 may view and offer public testimony at

14 public hearings of Council Committees

15 are included in the public hearing

16 notices that are published in the Daily

17 News, the Inquirer and the Legal

18 Intelligencer prior to the hearing and

19 can also be found on PHLCouncil.com. I

20 now note that the hour has come.

21 Mr. Christmas, will you please

22 call the roll to take attendance. And

23 members that are in attendance say a

24 couple of words to ensure that your

25 image is displayed on the screen.

1 Mr. Christmas, please call the roll.

2 THE CLERK: Council Lady Bass.

3 COUNCILWOMAN BASS: Good

4 morning, Mr. President, colleagues and

5 Philadelphia. I am present.

6 COUNCIL PRESIDENT CLARKE:

7 Morning.

8 THE CLERK: Council Lady

9 Brooks.

10 COUNCILWOMAN BROOKS: Good

11 morning, Council President, colleagues.

12 I'm present.

13 COUNCIL PRESIDENT CLARKE: Good

14 morning.

15 THE CLERK: Councilman Domb.

16 COUNCILMAN DOMB: Good morning,

17 Council President, colleagues. I am

18 present also.

19 COUNCIL PRESIDENT CLARKE: Good

20 morning.

21 THE CLERK: Council Lady

22 Gauthier.

23 COUNCILWOMAN GAUTHIER: Good

24 morning, Council President and

25 colleagues. Present.

1 COUNCIL PRESIDENT CLARKE: Good
2 morning.
3 THE CLERK: Council Lady
4 Gilmore Richardson.
5 COUNCILWOMAN GILMORE
6 RICHARDSON: Good morning, Council
7 President. Good morning, colleagues. I
8 am present.
9 COUNCIL PRESIDENT CLARKE: Good
10 morning.
11 THE CLERK: Councilman Green.
12 (No response.)
13 THE CLERK: Council Lady Gym.
14 COUNCILWOMAN GYM: Good
15 morning, Council President. Good
16 morning, colleagues. I am present.
17 COUNCIL PRESIDENT CLARKE: Good
18 morning.
19 THE CLERK: Councilman Johnson.
20 COUNCILMAN JOHNSON: Good
21 morning. Good morning, colleagues.
22 COUNCIL PRESIDENT CLARKE: Good
23 morning.
24 THE CLERK: Councilman Jones.
25 COUNCILMAN JONES: Good

1 morning, Mr. President and colleagues.

2 I am present.

3 COUNCIL PRESIDENT CLARKE: Good

4 morning.

5 THE CLERK: Councilman Oh.

6 COUNCILMAN OH: Good morning,

7 Council President. Good morning,

8 colleagues. I'm present as well.

9 COUNCIL PRESIDENT CLARKE: Good

10 morning.

11 THE CLERK: Councilman O'Neill.

12 (No response.)

13 THE CLERK: Council Lady

14 Parker.

15 COUNCILWOMAN PARKER: Good

16 morning, Mr. President and colleagues.

17 Present.

18 COUNCIL PRESIDENT CLARKE: Good

19 morning.

20 THE CLERK: Council Lady

21 Quinones-Sanchez.

22 COUNCILWOMAN QUINONES-SANCHEZ:

23 Good morning, Council President,

24 colleagues. I am present.

25 COUNCIL PRESIDENT CLARKE: Good

1 morning.

2 THE CLERK: Councilman Squilla.

3 COUNCILMAN SQUILLA: Good

4 morning, Council President, colleagues.

5 Present.

6 COUNCIL PRESIDENT CLARKE: Good

7 morning.

8 THE CLERK: Councilman Thomas.

9 COUNCILMAN THOMAS: Good

10 morning, Council President. Good

11 morning, colleagues.

12 COUNCIL PRESIDENT CLARKE: Good

13 morning.

14 THE CLERK: Council President

15 Clarke.

16 COUNCIL PRESIDENT CLARKE: Good

17 morning to all. We're going to get

18 started. A quorum of the Committee is

19 present, so we're going to call the

20 hearing to order. This is the public

21 hearing of the Committee of the Whole

22 regarding Resolutions No. 211005,

23 211006, 220025, 220026 and 210831.

24 Mr. Christmas, will you please

25 read the titles of the resolutions.

1 THE CLERK: Resolution 211005,
2 re-appointing Jay Feldstein to the
3 Director -- Board of Directors of the
4 City Avenue Special Services District of
5 Philadelphia and Lower Merion.

6 Resolution 221006,
7 re-appointing Bernie Prazenica to the
8 Board of Directors of the City Avenue
9 Special Services District of
10 Philadelphia and Lower Merion.

11 Resolution 220025, appointng
12 Erik Derr to the Board of Directors for
13 the Old City Special Services District.

14 Resolution 220026, appointing
15 Brennan Tomasetti to the Board of
16 Directors for the Old City Special
17 Services District.

18 And Resolution 210831,
19 approving the appointment of McCullough
20 Williams, III, to the Philadelphia Water
21 Sewer and Storm Water Rate Board.

22 COUNCIL PRESIDENT CLARKE:
23 Thank you, Mr. Christmas.

24 Chair recognizes Councilwoman
25 Gauthier.

1 COUNCILWOMAN GAUTHIER: Thank
2 you, Council President.

3 I have to step away for other
4 Council business. I wanted to be
5 recorded as voting aye on all bills.

6 COUNCIL PRESIDENT CLARKE:
7 Thank you, Councilwoman. Thank you.

8 COUNCILWOMAN GAUTHIER: Thank
9 you.

10 COUNCIL PRESIDENT CLARKE:
11 Okay. Before we begin to hear testimony
12 from the witnesses we have for today,
13 everyone who has been invited to the
14 meeting to testify should be aware that
15 this public hearing is being recorded.
16 Because the hearing is public,
17 participants and viewers have no
18 reasonable expectation of privacy. So
19 by continuing to be in the meeting, you
20 are consenting to being recorded.

21 Additionally, prior to
22 recognizing Members for the questions or
23 comments they have for the witnesses, I
24 will note for the record at this time we
25 will use the chat feature available in

1 Microsoft Teams to allow Members to
2 signify that they wish to be recognized.
3 In order to comply with the Sunshine
4 Act, the chat feature must only be used
5 for this particular purpose.

6 Mr. Christmas, will you please
7 call the first witness to testify.

8 THE CLERK: Mr. Bryan
9 Fenstermaker, President of City Avenue
10 Special Services District.

11 COUNCIL PRESIDENT CLARKE:
12 Thank you. Good morning, sir.

13 MR. FENSTERMAKER: Good
14 morning, Councilmembers. Thank you for
15 allowing me to testify this morning. My
16 name is Bryan Fenstermaker and I serve
17 as the President and CEO of City Avenue
18 Special Services District. I'm here to
19 testify in support of 211005 and 211006
20 for the re-appointment of Dr. Jay
21 Feldstein and Bernie Prazenica to the
22 City Avenue Special Services District
23 Board.

24 Quick background, City Avenue
25 Special Service District is a unique

1 partnership between the City of
2 Philadelphia and the Lower Merion
3 Township. It is the first
4 multi-national jurisdictional authority
5 in the country, and it stretches from
6 I-76 to 63rd or 2.8 miles. The
7 District's objectives are standard
8 municipal-authority type, clean and
9 safe, capital improvements, marketing
10 promotions, business recruitment and
11 development, advocacy and education.

12 Our major initiatives are we
13 have bike patrols, eight folks who
14 throughout the District help residents
15 and visitors. We provide streetscape
16 and safety capital improvement programs
17 through lighting pedestrian and traffic
18 safety, and we have upcoming projects in
19 2022 regarding the reconnection of
20 Presidential Boulevard and Monument
21 Boulevard and back-up cameras on City
22 Avenue for 17 lights and intersections.

23 I'm recommending -- I'm
24 testifying on behalf of Jay Feldstein.
25 He's the President and CEO of

1 Philadelphia College of Osteopathic
2 Medicine. He's an educational partner
3 and he's a great resource for the
4 community and also serves on MANNA's
5 Board of Directors as well as Bernie
6 Prazenica, the President and General
7 Manager of 6abc, who served as a Board
8 Chair for the last 10 years.

9 He's been very supportive of
10 the District and continues to sit on a
11 number of different tourism boards and
12 advocate for strong leadership of the
13 City of Philadelphia and has a history
14 of tourism and television and media. So
15 thank you. I'm happy to answer any
16 questions.

17 COUNCIL PRESIDENT CLARKE:
18 Thank you. Thank you for your
19 testimony.

20 Are there any questions or
21 comments from members of the Committee?
22 Chair recognizes Councilman Jones.

23 COUNCILMAN JONES: Thank you,
24 Mr. President and colleagues. I rise
25 today to thank the City Avenue Special

1 Services District for their continued
2 support of that strip. Whether it was
3 in a pandemic and PCOM was a part of a
4 planning group to provide PPEs to some
5 of the senior citizen-assisted living
6 facilities in the area, they stepped up
7 to the plate.

8 Whether it was during a civil
9 unrest when many of the commercial
10 corridors in Philadelphia were being
11 looted and robbed by not just angry
12 citizens, but by organized individuals
13 who were taken down commercial strips,
14 they stepped up to the plate with my
15 police captains to safeguard not only
16 individual private property of
17 businesses, but to the same places that
18 provided prescriptions, needed
19 prescriptions life-sustaining medicines
20 to the people in the area, so I'm
21 thankful to have them as a part of the
22 4th Councilmanic District, chaired with
23 my colleagues on the other side of City
24 Avenue, but I'm claiming them. So I
25 continue to support them and I'm

1 thankful we have them.

2 Thank you, Mr. President.

3 COUNCIL PRESIDENT CLARKE:

4 Thank you, Councilman.

5 Chair recognizes Councilwoman

6 Parker.

7 COUNCILWOMAN PARKER: Thank you

8 so very much, Mr. President.

9 And congratulations,

10 Councilmember Jones, Mr. 4th District.

11 You know, when Bryan was making his

12 comments, you know my antennae went up

13 because he said first in the nation.

14 So, Bryan, I want you, if you

15 will, to just say that again and explain

16 what you meant about the structure just

17 quickly, because you shouldn't be the

18 only one here. So you know me, when

19 it's a good idea, I'm going to try to

20 figure out how to duplicate it.

21 MR. FENSTERMAKER: No, I

22 appreciate it. So the municipal

23 authority is the first that involves the

24 partnership between two municipalities,

25 so that being the City of Philadelphia

1 and Lower Merion Township in Montgomery
2 County. So the fact that we were able
3 to work with bringing the Board together
4 and having two different jurisdictions
5 to oversee City Avenue is very special
6 and unique throughout the country and
7 North America.

8 COUNCILWOMAN PARKER: All
9 right. Thank you so very much,
10 Mr. President. And congratulations and
11 thank you all for your work.

12 COUNCIL PRESIDENT CLARKE:
13 Thank you, Councilwoman.

14 It makes me want to ask the
15 question can we go across the river and
16 form a partnership with parts of New
17 Jersey. It's a couple of pieces of land
18 over there I'd like to interact with for
19 my District. Thank you so much.

20 Any other questions for this
21 witness, comments?

22 (No response.)

23 COUNCIL PRESIDENT CLARKE:
24 Thank you all very much. And thank you
25 so much for your testimony today.

1 MR. FENSTERMAKER: Thank you.

2 COUNCIL PRESIDENT CLARKE:

3 Mr. Christmas, can you call the next

4 witness.

5 THE CLERK: Mr. Job Itzkowitz,

6 Executive Director, Old City Special

7 Services District.

8 COUNCIL PRESIDENT CLARKE: Good

9 morning. Are you connected?

10 MR. ITZKOWITZ: Yes, Council

11 President. Can you hear me?

12 COUNCIL PRESIDENT CLARKE: How

13 are you doing?

14 MR. ITZKOWITZ: Good. I'm

15 doing well. Thank you. How are you?

16 COUNCIL PRESIDENT CLARKE:

17 Haven't seen you in a while. Last time

18 I saw you I don't think you had all of

19 this going on.

20 MR. ITZKOWITZ: It's been a

21 long pandemic.

22 COUNCIL PRESIDENT CLARKE: All

23 right. I feel you. Just please state

24 your name for the record and proceed

25 with your testimony.

1 MR. ITZKOWITZ: Thank you.

2 Good morning, Council President and
3 members of Council. My name is Job
4 Itzkowitz. I'm the Executive Director
5 of the Old City Special Services
6 District. I'm testifying today in
7 support of Resolution Nos. 220025 and
8 220026 relating to appointments to the
9 Board of the Old City District. I have
10 submitted my written testimony and I'm
11 happy to rely on it in the interest of
12 the Council body's time or I can read it
13 into the record if you prefer and take
14 any questions.

15 COUNCIL PRESIDENT CLARKE: You
16 can just read it into the record,
17 summary.

18 MR. ITZKOWITZ: No problem.
19 It's only two paragraphs. Resolution
20 No. 220025 appoints Erik Derr to the
21 Board of the Old City Special Services
22 District. Mr. Derr is an associate in
23 the Litigation Department at Becker LLC
24 and has been a resident of Old City
25 since 2015. He has also been a member

1 of OCD's Economic Development Committee
2 since 2018.

3 Resolution No. 220026 appoints
4 Brennan Tomasetti to the Board of the
5 Old City Special Services District.
6 Ms. Tomasetti has worked in the
7 neighborhood since 2009 and now works as
8 a developer with the Civetta Property
9 Group and a consultant with Old City
10 partners.

11 She's currently involved in the
12 construction of a 29-unit apartment
13 building on Vine Street. She serves as
14 a member of OCD's Economic Development
15 Committee and has been a member of this
16 Committee for over one year. At its
17 December 15, 2021, the Old City District
18 Board of Directors unanimously voted to
19 support the nominations of Mr. Derr and
20 Ms. Tomasetti. I'm happy to answer any
21 questions you may have, and thank you
22 for your time.

23 COUNCIL PRESIDENT CLARKE:

24 Thank you very much.

25 Any questions or comments from

1 members of the Committee for this
2 particular witness?

3 (No response.)

4 COUNCIL PRESIDENT CLARKE:

5 There being none, thank you very much
6 for your testimony. We appreciate that.

7 MR. ITZKOWITZ: Thank you.

8 COUNCIL PRESIDENT CLARKE:

9 Mr. Christmas, please call the name of
10 our next witness.

11 THE CLERK: We have Water Board
12 appointee McCullough Williams. He did
13 not have prepared testimony, but is
14 scheduled to be available just in the
15 event of questions.

16 COUNCIL PRESIDENT CLARKE: We
17 don't require preparation. We just
18 require attendance, so it's okay.

19 Mr. Williams, are you
20 available?

21 MR. WILLIAMS: Yes, sir,
22 Council President. I'm available.

23 COUNCIL PRESIDENT CLARKE: Do
24 we have any questions from Members for
25 this witness?

1 COUNCILWOMAN GILMORE

2 RICHARDSON: Council President.

3 COUNCIL PRESIDENT CLARKE: Yes.

4 COUNCILWOMAN GILMORE

5 RICHARDSON: Yes, this is Councilwoman
6 Gilmore Richardson. I'm unable to
7 utilize the chat feature at this moment,
8 but I just --

9 COUNCIL PRESIDENT CLARKE:

10 Chair recognizes Councilwoman Gilmore
11 Richardson.

12 COUNCILWOMAN GILMORE

13 RICHARDSON: Thank you, Council
14 President.

15 I just wanted to say thank you
16 to Mr. McCullough Williams for all of
17 his work and for the second wonderful
18 conversation we had regarding his
19 appointment to the Water Rate Board. I
20 know that he will represent our City
21 well.

22 And I just want to give thanks
23 and kudos do to my colleagues
24 Councilmember Derek Green and also
25 Councilmember Cherelle L. Parker as well

1 as the Administration and your office,
2 Council President, for working with us
3 on this resolution for Mr. McCullough
4 Williams. Thank you very, very much.

5 COUNCIL PRESIDENT CLARKE:

6 Thank you, Councilwoman.

7 Mr. Williams, first of all,
8 thank you for your willingness to serve
9 public services. It's a very, very
10 special thing and is something that more
11 of us frankly speaking should
12 participate in and would make a much
13 better city.

14 As you know and I'm sure you've
15 been briefed by the Water Commissioner,
16 we have some additional requests for
17 water rate increases in a very
18 challenging time among the citizens of
19 the City of Philadelphia. And while we
20 do not, which is why we created this
21 independent Water Board, we do ask that
22 members on the Water Board will make the
23 ultimate decision, taking into account
24 all aspects of its impact of an
25 increase, not that the issue around

1 infrastructure and the ability to
2 operate one of the more significant
3 municipally-owned, probably the largest
4 municipally-owned water department in
5 the country, the bottom line is that the
6 impact as it relates to increases
7 affects our City's citizens
8 significantly.

9 The City of Philadelphia has
10 the unfortunate designation of being --
11 I hate the use the term -- poorest, but
12 as it relates to poverty, the highest
13 number of people at and below the level
14 of poverty, so we ask you to be
15 cognizant of that as you make your very
16 difficult decision. But again, we
17 really appreciate you in your
18 willingness to participate in this very
19 much. So thank you.

20 MR. WILLIAMS: Thank you,
21 Councilman Clarke, President Clarke and
22 members of Council. I will do my best
23 to serve the residents of the great City
24 of Philadelphia and to take the wise
25 advice of Council you just gave, that

1 water is for everybody. And I will do
2 my best along with my colleagues on the
3 Board to make sure that any rate
4 increase is fairly distributed to all.

5 COUNCIL PRESIDENT CLARKE:

6 There you go. Good answer. I told you,
7 you didn't need to have preparation. It
8 just flowed, sir. Thank you so much,
9 Mr. Williams.

10 Okay. Any other comments or
11 questions of this witness?

12 (No response.)

13 COUNCIL PRESIDENT CLARKE:

14 There being none, thank you very much
15 for your testimony. We appreciate it.

16 So there being no further
17 questions from members of the Committee
18 and no other witnesses to testify, I
19 will ask if there is anyone else present
20 in the hearing whose name we have failed
21 to call and who wishes to offer
22 testimony on the resolutions being
23 considered today.

24 (No response.)

25 COUNCIL PRESIDENT CLARKE: Not

1 seeing any or hearing none, I want to
2 thank all the witnesses for their
3 participation today. We value your
4 opinion. Now, I invite all witnesses to
5 please disconnect from the hearing
6 before we go into our public meeting.
7 And we will now pause the proceedings
8 briefly as multiple participants leave
9 the hearing, and it should be relatively
10 quick.

11 Modesto, are we ready to go
12 into our public meeting?

13 COUNCIL TECH SUPPORT: Yes, we
14 are, Council President.

15 COUNCIL PRESIDENT CLARKE:
16 Thank you. We will now go into our
17 public meeting to consider the action to
18 be taken on the resolutions before the
19 Committee today. We will now convene
20 the public meeting.

21 Mr. Christmas, will you please
22 call the roll to take attendance.
23 Members that are in attendance, please
24 indicate that you are present.

25 Mr. Christmas.

1 THE CLERK: Council Lady Bass.

2 COUNCILWOMAN BASS: Good

3 morning. I am present. Thank you,

4 Mr. President.

5 THE CLERK: Council Lady

6 Brooks.

7 COUNCILWOMAN BROOKS: Good

8 morning. I'm present.

9 COUNCIL PRESIDENT CLARKE: Good

10 morning.

11 THE CLERK: Councilman Domb.

12 COUNCILMAN DOMB: Good morning.

13 Present.

14 THE CLERK: Council Lady

15 Gauthier took leave, but is being

16 recorded as voting aye on all

17 resolutions.

18 Council Lady Gilmore

19 Richardson, please.

20 COUNCILWOMAN GILMORE

21 RICHARDSON: Good morning, Council

22 President. Good morning, colleagues. I

23 am present.

24 THE CLERK: Councilman Green.

25 (No response.)

1 THE CLERK: Council Lady Gym.
2 COUNCILWOMAN GYM: I am
3 present.
4 THE CLERK: Councilman Johnson.
5 COUNCILMAN JOHNSON: Present.
6 THE CLERK: Councilman Jones.
7 COUNCILMAN JONES: Present.
8 THE CLERK: Councilman Oh.
9 (No response.)
10 THE CLERK: Councilman O'Neill.
11 (No response.)
12 THE CLERK: Council Lady
13 Parker.
14 COUNCILWOMAN PARKER: Here.
15 Present.
16 THE CLERK: Council Lady
17 Quinones-Sanchez.
18 COUNCILWOMAN QUINONES-SANCHEZ:
19 Present. Thank you.
20 THE CLERK: Councilman Squilla.
21 COUNCILMAN SQUILLA: Present.
22 THE CLERK: Councilman Thomas.
23 COUNCILMAN THOMAS: Present.
24 THE CLERK: Council President
25 Clarke.

1 COUNCIL PRESIDENT CLARKE: And
2 present. So we will now proceed with
3 our public meeting.

4 And the Chair recognizes
5 Councilmember Parker for a motion on
6 Resolutions 211005, 211006, 220025,
7 220026 and 210831. Thank you.

8 COUNCILWOMAN PARKER: Thank
9 you, Mr. Chairman.

10 I move that Resolution Nos.
11 211005, 211006, 220025, 220026 and
12 210831 be reported from the Committee
13 with a favorable recommendation at our
14 next session of Council.

15 COUNCILMAN JONES: Second.

16 COUNCIL PRESIDENT CLARKE:
17 Thank you. Chair notes for the record
18 Councilman Jones seconds the motion.
19 It's been moved and properly seconded
20 that Resolutions 211005, 211006, 220025,
21 220026 and 210831 be reported from this
22 Committee with a favorable
23 recommendation for our next session of
24 Council.

25 All those in favor will

1 indicate by saying aye.

2 (Aye.)

3 COUNCIL PRESIDENT CLARKE:

4 Those opposed?

5 (No response.)

6 COUNCIL PRESIDENT CLARKE: The

7 ayes have it and the motion carries.

8 And Resolutions 211005, 211006, 220025,

9 220026 and 210831 will be reported from

10 the Committee with a favorable

11 recommendation at our next session of

12 Council.

13 This concludes the business

14 before the Committee of the Whole today.

15 Thank you all very much for your

16 attendance.

17 COUNCILWOMAN PARKER: Thank

18 you, Mr. President.

19 COUNCIL PRESIDENT CLARKE:

20 You're welcome. Talk to some of you all

21 later on. Thank you.

22 (Committee of the Whole

23 concluded at 10:22 a.m.)

24

25

C E R T I F I C A T I O N

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 that
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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