



**Minutes of Special Board Meeting | Thursday, October 9, 2025 | 2:15 p.m.
via Microsoft® Teams online**

Board Members/Designees Present

Jessica Shirley, DEP Secretary..... Board Chair
Romulo L. Diaz, Jr..... Board Treasurer
Designee Adam Walters.....Board Secretary (for Secretary Rick Siger, DCED)
Stephen M. DeFrank, PUC Chairman.....Board Member
Wendy Spicher, BAS Secretary..... Board Member
Representative Elizabeth Fiedler Board Member
Designee Melanie Joy El Atieh..... (for Darryl Lawrence, Consumer Advocate)
Designee Heidi Secord..... (for Secretary Russell C. Redding, Agriculture)
Designee Glendon King..... (for Representative Joshua Kail)
Designee Emily Eyster..... (for Senator Carolyn Comitta)
Designee Matt Osenbach..... (for Senator Gene Yaw)
Laureen M. Boles Board Member
Bernie M. Lynch..... Board Member

Department of Environmental Protection (DEP) Staff Present

David A. Althoff Jr.....Director, EPO
Alayna Schneider..... PEDa Staff, EPO
Greg Smith PEDa Staff, EPO
Jasmine Smallwood..... PEDa Staff, EPO
Robert F. Teplitz Special Counsel
Lena Smith Policy Specialist II, Policy Office
Chloe WilsonAdministrative Officer, EPO

EXECUTIVE SESSION¹

The Board moved into Executive Session at 2:01 p.m. to discuss matters involving potential litigation pursuant to the Sunshine Act (65 Pa.C.S. § 708(a)(4), (5)). The Board concluded the Executive Session at 2:27 p.m.

CALL TO ORDER AND ATTENDANCE

The meeting was called to order by Chair Jessica Shirley, Secretary of DEP, at 2:32 p.m. Chair Shirley stated for the record that, immediately prior to the public meeting, the PEDa board held an executive session under Section 708(a)(4) and (5) of the Sunshine Act to discuss matters involving potential litigation and that no official action was taken during the executive session. David Althoff conducted the roll call. A quorum was established.

¹ Pursuant to the Sunshine Act regulations (4 Pa. Code § 1.45(f)), the minutes of the Executive Session “do not constitute records available for public inspection and copying.” Therefore, those minutes are maintained separately.

APPROVAL OF PREVIOUS MEETING MINUTES (ACTION)

Chair Shirley requested consideration of the May 20, 2025, meeting minutes.

Motion: Romy Diaz moved to adopt the minutes from the May 20, 2025, with Wendy Spicher seconding the motion. There was no discussion on the motion. Because all of the board members were participating via Teams, Chair Shirley called for a roll call vote on the motion, which passed unanimously.

FINANCIAL UPDATE

Assistant Treasurer Alayna Schneider provided an update on PEDAs financial status.

NEW BUSINESS (ACTION)

Chair Shirley asked the Board to consider the following motion:

The PEDA board authorizes the chair to take any legal action on behalf of PEDAs deemed necessary to challenge the EPA's purported termination of PEDAs Solar for All award, pursue the reinstatement of the award, seek damages and other relief, and/or protect PEDAs interests in the funds. The chair is further authorized to enter into an agreement, if necessary, for the Governor's Office of General Counsel or the Department of Environmental Protection's Office of Chief Counsel to represent PEDAs in any legal action related to the purported termination of the Solar for All award.

Motion: Elizabeth Fielder moved, with Romy Diaz seconding the motion.

Glendon King stated his view that the board did not have enough time or information to consider the motion other than during the Executive Session, such broad authority should not be granted as a general matter, PEDAs may not have been structured to manage programs as large as Solar for All, and the legislature has not yet authorized expenditures under the program. He asked board members to oppose the motion. There was no further discussion.

Because all board members were participating via Teams, Chair Shirley called for a roll call vote on the motion.

The motion passed with 9 votes in favor, 2 against, and 2 abstentions. Glendon King and Matt Osenbach voted nay. Melanie El Atieh and Bernie Lynch abstained.

PUBLIC COMMENT

No comments were made.

ADJOURNMENT

The meeting adjourned at 2:47 p.m.

NEXT MEETING

Tuesday, November 18, 2025