PHOENIXVILLE BOROUGH COUNCIL

Tuesday, February 14, 2023
7:00 PM

AGENDA

I. Pledge of Allegiance/Moment of Silence

II. Roll Call – Borough Manager

III. Presentations

A. Swearing in of Keith Bliss as Assistant Fire Chief - Council President

B. Swearing in of Craig Lear as Assistant Fire Chief - Council President

IV. Public Participation

V. Consent Agenda

A. Approval of the January 10, 2023 Regular Meeting Minutes.

B. Items from Historical and Architectural Review Board:

1. Motion to approve the Certificate of Appropriateness for the sign installation at 215 Bridge Street as recommended by the HARB 5-0 per their Action Memo of February 7, 2023.

2. Motion to approve the Certificate of Appropriateness for the sign installation at 323 Bridge Street as recommended by the HARB 5-0 per their Action Memo of February 7, 2023.

C. Items from Parks and Recreation Committee:

1. Motion to approve the Temporary Community Event Application for Molly Maguires St. Patrick's Community Celebration on Saturday, March 18, 2023 from 11:00 am to 10:00 pm. Main and Bridge Parking Lot to be closed from 7:00 am to 12:00 am. Conditioned upon receipt of valid Certificate of Insurance naming Borough as Additional Insured.

2. Motion to approve the Temporary Community Event Application for A Whole Lot of LuLu on Saturday, April 29, 2023 and Saturday, October 14, 2023 from 10:00 am to 4:00 pm on Main Street and the Bridge and Main Street Parking Lot. Main Street to be closed between Bridge Street and Church Street and the Parking Lot to be closed from 6:00 am to 6:00 pm. Conditioned upon receipt of valid Certificate of Insurance naming Borough as Additional Insured.

3. Motion to approve the Temporary Community Event Application for Relay for Life – Paint the Town Purple on Sunday, April 30, 2023 from 9:00 am to

3:00 pm in Reeves Park. Main Street to be closed between Second and Third Avenues between 7:30 am and 1:30 pm. Third Avenue to be closed between Main Street and Starr Street from 7:30 am to 3:30 pm. Conditioned upon receipt of valid Certificate of Insurance naming Borough as Additional Insured.

4. Motion to approve the Temporary Community Event Application for the Chester County Pride Fest in the 100 and 200 Blocks of Bridge Street on Saturday, June 10, 2023 from 9:00 am to 6:00 pm. 100 and 200 Blocks of Bridge Street between Gay Street and Starr Street and the Bridge and Main Street Parking Lot to be closed from 9:00 am to 6:00 pm. Conditioned upon receipt of valid Certificate of Insurance naming Borough as Additional Insured.

5. Motion to approve the Temporary Community Event Application for Phoenixville Art Street Festival in the 100 and 200 Blocks of Bridge Street on Saturday, June 17, 2023 from 10:00 am to 5:00 pm. Bridge Street between Gay Street and Starr Street to be closed from 8:00 am to 6:30 pm. Conditioned upon receipt of valid Certificate of Insurance naming Borough as Additional Insured.

6. Motion to approve the Temporary Community Event Application for the Juneteenth Celebration in the 200 Block of Bridge Street and the Bridge and Main Street Parking Lot on Sunday, June 18, 2023 from 2:00 pm to 6:00 pm. The 200 Block of Bridge Street between Gay Street and Main Street and Bridge and Main Street Parking Lot to be closed from 10:00 am to 8:00 pm. Conditioned upon receipt of valid Certificate of Insurance naming Borough as Additional Insured.

7. Motion to approve the Temporary Community Event Application for Blobfest 2023 on Friday, July 14 from 7:00 pm to 9:00 pm and Saturday, July 15, 2023 in the 100 and 200 Blocks of Bridge Street and the Bridge and Main Street Parking Lot on Saturday, July 15, 2023 from 11:00 am to 5:00 pm. Bridge Street to be closed on July 14, 2023 from 7:00 pm to 9:00 pm between Starr Street and Gay Street. Bridge Street and Bridge and Main Street Parking Lot to be closed on July 15, 2023 from 11:00 am to 5:00 pm. Conditioned upon receipt of valid Certificate of Insurance naming Borough as Additional Insured.

8. Motion to approve the Temporary Community Event Application for WuFF Jam 2023 on Saturday, September 16, 2023 from 11:00 am to 5:00 pm in Reeves Park. Conditioned upon receipt of valid Certificate of Insurance naming Borough as Additional Insured.

9. Motion to award the 2023 Independence Day Celebration fireworks contract to D&M Fireworks in the amount of $11,000 scheduled for Sunday, July 2, 2023.

D. Items from Finance Committee:

1. Motion to recommend Borough Council approve the 2022 Pre-Paid dated 11/1/2022 - 11/30/2022 in the amount of $1,327,599.25.

2. Motion to recommend Borough Council approve the 2022 Pre-Paid dated 12/1/2022 - 12/31/2022 in the amount of $1,652,472.98.

3. Motion to recommend Borough Council approve the 2022 Pre-Paid Credit Card Statement dated 11/1/2022 - 11/30/2022 in the amount of $31,008.40.

4. Motion to recommend Borough Council approve the 2022 Pre-Paid Credit Card Statement dated 12/1/2022 - 12/31/2022 in the amount of $88,674.62.

5. Motion to recommend Borough Council approve the 2022 Pre-Paid ACH dated 11/30/2022 in the amount of $1,751,009.86.

6. Motion to recommend Borough Council approve the 2022 Pre-Paid ACH dated 12/31/2022 in the amount of $42,953.09.

7. Motion to recommend Borough Council approve the Staff recommendation authorizing the Finance Director to make the necessary end of year adjustments and to provide a listing of those adjustments to the Finance Committee and the Borough's Auditor.

8. Motion to recommend Borough Council approve the Staff recommendation for suggested Accounts Receivable write-offs – 2023.

9. Motion to recommend Borough Council approve the Budget Increase 2023-02 in the amount of $4,295 from General Fund Balance to IT/Communications (Equipment) to replace the damaged AV controller used for Borough hybrid meeting presentations.

10. Motion to recommend Borough Council approve the Budget Increase 2023-03 in the amount of $125,000 from General Fund Balance to Legislative (Stormwater Management Feasibility Study) for Engineering Services to conduct the Phoenixville Drainage Study.

VI. Communications/Council Participation

VII. Mayor's Report

VIII. Appointments

A. Call for Residents interested in being appointed to various Boards and Commissions.
Current vacancies exist on the Zoning Hearing Board, HARB, Tree Advisory Commission, Recreation Board, and Human Relations Commission

IX. New Business

A. Motion to approve the Cooperative Employment Agreement with the Phoenixville Communities That Care for the period January 1 to June 30, 2023.

B. Motion to authorize Borough Staff and the Borough solicitor to take the necessary actions to effectuate the termination of the Main Pool and Chemical (MP&C) contract for the provision of ammonium sulfate.

C. Motion to approve a Park Improvement and Use Agreement between the Borough of Phoenixville and the Ruckets Corporation at Veterans Park.

X. Ordinances/Resolutions

A. Motion to adopt a Resolution acknowledging Kate Ward for her service on the Borough Zoning Hearing Board.

B. Motion to adopt a Resolution acknowledging Matthew Handley for his service on the Borough Zoning Hearing Board.

C. Motion to adopt a Resolution for the sale and disposition of personal property, a 2007 and a 2008 Chevrolet Impala, each valued above $2,000.00 pursuant to Section 1201.2 of the Borough Code.

D. Motion to adopt a Resolution for the emergency procurement of ammonium sulfate for the Borough's Water Plant.

E. Motion to approve a 425 Bridge Street Condemnation Stipulation Agreement, more particularly identified as Chester County UPI No. 15-9-91, between the Borough of Phoenixville and M&B Partners, LLC.

F. Motion to adopt an Ordinance Authorizing the Condemnation, by Eminent Domain, a portion of the Real Property Located at Chester County UPI No. 15-9-91.1 for Municipal Purposes.

XI. Hearings

A. Conditional Use

1. Motion to recess the public meeting and re-open the hearing on the Conditional Use Application for Clinton Weiler on an entertainment hall to be operated on the property located at 119 S. Main Street.

2. Motion to approve/deny Conditional Use Application of Clinton Weiler for an entertainment hall to be operated on the property located at 119 S. Main Street.

3. Motion to recess the public meeting and open the hearing on the Conditional Use Application from Hardware Landlord, LP and Arnold Andersen for an Automobile Sales & Services (Pep Boys) at the property located at 700 Nutt Road, Suite 540.

XII. Reports of Committees, Boards, and Commissions

A. Planning Commission - Mr. Moore

B. Historical and Architectural Review Board – Ms. Dugan

1. Motion to approve the Certificate of Appropriateness for the addition at 193-197 Bridge Street as recommended by the HARB 4-0-1 per their Action Memo of February 7, 2023.

C. Phoenixville Regional Planning Committee – Mr Kirkner

D. Recreation Board – Ms. Dugan

E. Tree Advisory Commission – Ms. Burckley

XIII. Council Action referred from Council Committees

A. Personnel and Public Safety Committee (**Burckley**, Webb, and Weiss)

1. Motion to authorize the Borough of Phoenixville Civil Service Commission to begin the process of developing an Eligibility List for Patrolman for the Phoenixville Police Department.

2. Motion to appoint Jonathan Steitzer for appointment to the TAC for the vacant term expiring June 30, 2025 or the ZHB for the vacant term expiring January 31, 2024 or 2028.

B. Parks and Recreation Committee (**Moore**, Carminito, Dugan, Weiss)

1. No Action to Report.

C. Policy Committee (**Kirkner**, Burckley, and Ewald)

1. Motion to schedule and advertise an Ordinance amending Ordinance - Chapter 6 Conduct - Part 4 Noise.

D. Infrastructure, Technology Transportation & Sustainability Committee - (**Weiss**, Burckley, Carminito, and Webb)

1. No Action to Report.

E. Finance Committee (**Dugan**, Ewald, Kirkner, and Moore)

1. Any item removed from Consent Agenda.

XIV. Public Participation

XV. Communication/Council Participation

XVI. Staff Reports

A. Manager

B. Police

C. Fire

D. Planning and Codes

E. Public Works

F. Finance

G. Human Resources

H. Recreation

XVII. Executive Session –Personnel, Real Estate and Litigation

XVIII. Adjournment

Upcoming Meetings:

Parks and Recreation Committee	February 21 – 6:00 pm
Infrastructure Committee	February 21 – 7:00 pm
Finance Committee	February 28 – 6:00 pm
Policy Committee	February 28 – 7:00 pm
HARB	March 6 – 5:00 pm
Personnel/Public Safety Committee	March 6 – 6:00 pm
Tree Advisory Commission	March 6 – 7:00 pm
Planning Commission	March 9 – 6:00 pm
Borough Council	March 14 – 7:00 pm