

PHOENIXVILLE BOROUGH COUNCIL

Tuesday, June 13, 2023

7:00 PM

AGENDA

- I. Pledge of Allegiance/Moment of Silence
- II. Roll Call – Borough Manager
- III. Presentations
 - A. 2022 Audit – Dale Umbenhauer, Maille, LLP.
 - B. Motion to accept the 2022 Audit as presented.
- IV. Public Participation
- V. Consent Agenda
 - A. Approval of the May 9, 2023 Regular Meeting Minutes.
 - B. Items from Historical and Architectural Review Board:
 - 1. Motion to approve the Certificate of Appropriateness for the installation of vinyl signage on storefront windows and an aluminum shingle sign over the sidewalk at 207 Bridge Street as recommended by the HARB 5-0 per their Action Memo of June 6, 2023.
 - 2. Motion to approve the Certificate of Appropriateness to remove the black awning, revealing the original tiles hidden below and allow more sunlight to be able to enter the shop at 322 Bridge Street as recommended by the HARB 5-0 per their Action Memo of June 6, 2023.
 - C. Items from Parks and Recreation Committee:
 - 1. Motion to approve a Temporary Community Event Application for the Rhythm and Brews in the Main and Bridge Street Parking Lot on Saturday, June 24, 2023, Saturday, August 19, 2023 and Saturday, September 16, 2023 from 6:00pm to 10:00 pm. Main and Bridge Street Lot to be used consistent with existing street closure. Conditioned upon receipt of all fees and valid Certificate of Insurance naming Borough as Additional Insured.
 - 2. Motion to approve a Temporary Community Event Application for the Blobfest 5K, 10K, and Half Marathon on the Schuylkill River Trail on Sunday, July 16, 2023 from 7:00 am to 11:00 am. Conditioned upon receipt of all fees and valid Certificate of Insurance naming Borough as Additional Insured.

3. Motion to approve a Temporary Community Event Application for the Phoenixville VegFest in Reeves Park on Saturday, August 5, 2023 from 12:00 pm to 5:00 pm. Third Avenue between Main Street and Starr Street to be closed from 9:00 am to 7:00 pm. Conditioned upon receipt of all fees and valid Certificate of Insurance naming Borough as Additional Insured.
4. Motion to approve a Temporary Community Event Application for the Phoenixville VegFest in Reeves Park on Sunday, August 6, 2023 from 12:00 pm to 5:00 pm. Third Avenue between Main Street and Starr Street to be closed from 9:00 am to 7:00 pm. Conditioned upon receipt of all fees and valid Certificate of Insurance naming Borough as Additional Insured.

D. Items from Finance Committee:

1. Motion to approve the 2023 Pre-Paid dated 4/1/2023 - 4/30/2023 in the amount of \$1,703.506.85.
2. Motion to approve the 2023 Pre-Paid Credit Card Statement dated 4/1/2023 - 4/30/2023 in the amount of \$92,273.06.
3. Motion to approve the 2023 Pre-Paid ACH dated 4/30/2023 in the amount of \$31,486.24.
4. Motion to approve the Budget Increase 2023-16 in the amount of \$42,582.00 from General Fund Balance to General Capital Project Fund (Council Chamber Microphone Upgrade) to acquire a new microphone system for Borough Council Chambers.
5. Motion to approve the Budget Increase 2023-17 in the amount of \$9,760.00 from Waste Water Fund Balance to Waste Water Sewer Treatment (HTC Biosolids Construction) for training on the new Schwing Pump.
6. Motion to adopt a Resolution to designate and appropriate funding for Borough Council initiatives using ARPA Funds.

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, and Human Relations Commission.

IX. New Business

- A. Motion to schedule and advertise an Ordinance - Acceptance of ROW Dedications from 19 E. Grant St.

- B. Motion to award the 2023 Liquid Fuels Road Program Base Bid contract to Mecos Constructors, Inc. in the amount of \$649,587.00 as the lowest responsible bidder as recommended by the Borough Engineer.
 - C. Motion to award the Paradise Street Improvement Project contract to Marino Corporation in the amount of \$1,341,950.90 as the lowest responsible bidder as recommended by the Borough Traffic Engineer.
 - D. Motion to adopt a Resolution officially accepting the dedication by Bill of Sale, the Mountain Bike Park improvements in Reservoir Park.
 - E. Motion to approve a settlement agreement with the Fillmore Village Community Association related to the condemnation of 2,636 square feet for road purposes, whereby the Borough will pay to the Association \$14,544 for the estimated just compensation and attorney's fees of the Association in consideration of the Association waiving its right to contest the condemnation any further, subject to any amendments deemed necessary by the Borough Solicitor, and further authorizing Borough Council President, Borough Manager and Borough Solicitor to execute the agreement and any other documents necessary to effect the agreement.
 - F. Motion to approve a Subordination, Non-Disturbance and Attornment Agreement with The Victory Bank and Rockwell Phoenixville, LLC for the Borough's parking lease on 99 Bridge Street, subject to any amendments deemed necessary by the Borough Solicitor, and further authorizing Borough Council President, Borough Manager and Borough Solicitor to execute the agreement and any other documents necessary to effect the agreement.
- X. Resolutions/Ordinances
- A. Motion to adopt an Ordinance amending Chapter 1 Administration and Government, Part 4 Bureaus, Boards, Commissions and Agencies, A – Beautification Advisory Commission.
 - B. Motion to adopt an Ordinance amending Chapter 15 – Motor Vehicles.
- XI. Public Hearings
- A. Motion to recess the public meeting and open the hearing on the Conditional Use Application from MEK2 PROPERTY GROUP, LLC to develop as an adaptive reuse the existing building located at 123 Main Street on the Tract to be a multi-family residential building having eighteen (18) dwelling units, fifteen (15) parking spaces, and 85% impervious coverage.
- 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 an addition to the existing building and site that evokes the industrial history of Phoenixville, by the incorporation of metal panels and brick work, as well as architectural features similar to historic factories found throughout the Borough at 100 Bridge Street as recommended by the HARB 4-1 per their Action Memo of June 6, 2023.

C. Phoenixville Regional Planning Committee – Mr Kirkner

D. Recreation Board – Ms. Dugan

E. Tree Advisory Commission – Ms. Burckley

XIII. Council Action referred from:

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

1. No action to report.

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

1. No additional action to report.

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

1. Motion to schedule and advertise an Ordinance amending Chapter 10, Health and Safety, by adding a new Part 5 Plastics.

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. No additional action to report.

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:

Recreation Board	June 19 – 6:30 pm
Parks and Recreation Committee	June 20 – 6:00 pm
Infrastructure Committee	June 20 – 7:00 pm
Finance Committee	June 27 – 6:00 pm
Policy Committee	June 27 – 7:00 pm
HARB	July 3 – 5:00 pm
Personnel/Public Safety Committee	July 3 – 6:00 pm
Tree Advisory Commission	July 3 – 7:00 pm
Borough Council	July 11 – 7:00 pm
Planning Commission	July 27 – 6:00 pm