

**PHOENIXVILLE BOROUGH COUNCIL**

Tuesday, April 9, 2024

7:00 PM

**AGENDA**

- I. Pledge of Allegiance/Moment of Silence
- II. Roll Call – Borough Manager
- III. Presentations
  - A. Proclamation to Phoenixville VFW in support of the Borough’s Electric Bike Project – Mayor Urscheler
- IV. Public Participation
- V. Consent Agenda
  - A. Approval of the March 12, 2024 Regular Meeting Minutes.
  - B. Items from Historical and Architectural Review Board:
    - 1. Motion to approve the Certificate of Appropriateness for screening of HVAC equipment as represented in the application for 37 Bridge Street as recommended 5-0 by the HARB in their Action Memo of April 2, 2024.
    - 2. Motion to approve the Certificate of Appropriateness for an addition as represented in the application for 100 Bridge Street as recommended 5-0 by the HARB in their Action Memo of April 2, 2024.
    - 3. Motion to approve the Certificate of Appropriateness for exterior renovations only as represented in the application and not the signage as shown for 238 Bridge Street as recommended 5-0 by the HARB in their Action Memo of April 2, 2024.
  - C. Items from Personnel and Public Safety Committee:
    - 1. Motion to appoint Shawn Cephas to the Human Relations Commission for the open vacancy with term expiring March 31, 2026.
    - 2. Motion to appoint Andrew Hungerbuhler to the Recreation Board for the term expiring April 30, 2028.
    - 3. Motion to reappoint Kathy Gill to the Recreation Board for the term expiring April 30, 2028.
  - D. Items from Parks and Recreation Committee:
    - 1. Motion to approve a Temporary Community Event Application for First Fridays on Friday, May 3, November 1, and December 6, 2024 from 5:30

pm to 8:30 pm on the 100 and 200 Block of Bridge Street and the Bridge and Main Street Parking Lot. Bridge Street to be closed between Gay Street to Main Street and Main Street to Starr Street from 4:00 to 10:00 pm. The Parking Lot to be closed from 12:00 pm to 10:00 pm on each Friday.

2. Motion to approve a Temporary Community Event Application for the Rhythm and Brews in the Main and Bridge Street Parking Lot on Saturday, June 22, 2024, Saturday, July 27, 2024, Saturday, August 24, 2024 and Saturday, September 28, 2024 from 6:00pm to 9:00 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.
3. Motion to approve a Temporary Community Event Application for the Blobfest 5K, 10K, and Half Marathon on the Schuylkill River Trail on Sunday, July 14, 2024 from 7:00 am to 11:00 am. 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 Saturday, July 27, 2024 from 11:00 am to 5:00 pm. Third Avenue between Main Street and B Street to be closed from 8:00 am to 7:00 pm. Conditioned upon receipt of all fees and valid Certificate of Insurance naming Borough as Additional Insured.
5. Motion to approve a Temporary Community Event Application for the Phoenixville VegFest in Reeves Park on Sunday, July 28, 2024 from 11:00 am to 5:00 pm. Third Avenue between Main Street and B Street to be closed from 8:00 am to 7:00 pm. Conditioned upon receipt of all fees and valid Certificate of Insurance naming Borough as Additional Insured.
6. Motion to approve a Temporary Community Event Application for WuFF Jam 2024 on Saturday, September 14, 2024 from 11:00 am to 5:00 pm in Reeves Park. Third Avenue between Main Street and Starr Street to be closed from 8:00 am to 6:00 pm. Conditioned upon receipt of valid Certificate of Insurance naming Borough as Additional Insured.

E. Items from Finance Committee:

1. Motion to approve the 2024 Pre-Paid dated 2/1/2024 - 2/29/2024 in the amount of \$856,359.37.
2. Motion to approve the 2024 Pre-Paid Credit Card Statement dated 2/1/2024 - 2/29/2024 in the amount of \$35,352.97.
3. Motion to approve the 2024 Pre-Paid ACH dated 2/29/2024 in the amount of \$47,978.90.

4. Motion to approve the waiving of \$9,045.00 in back payments due to the Borough from the Phoenixville Communities That Care.
5. Motion to approve the Phoenixville Borough Zoning Ordinance Update – Additional Work proposal from Gilmore & Associates in the amount of \$7,200 as recommended by the Zoning Task Force.
6. Motion to approve the Bowman proposal for Engineering Design Services for Phase 2 of the Paradise Street Improvement Project in the lump sum amount of \$174,090.

VI. Communications/Council Participation

VII. Mayor's Report

VIII. Public Hearings

- A. Continued hearing on the Conditional Use Application from ROCKET AMUSEMENT INC., which proposes to operate a skill game room with Pennsylvania skill machines in the first floor of the existing building in 313 Bridge Street as an Entertainment Hall use, in addition to maintaining the existing apartment residential uses on the upper floors of the existing building.
- B. Motion to approve/deny the Continued Conditional Use Application from ROCKET AMUSEMENT INC., which proposes to operate a skill game room with Pennsylvania skill machines in the first floor of the existing building in 313 Bridge Street as an Entertainment Hall use, in addition to maintaining the existing apartment residential uses on the upper floors of the existing building.
- C. Hearing on Conditional Use Application from Nutt Road LP – 1000 Schuylkill Road which proposes to add a restaurant with a drive-through to the property, in addition to the existing self-storage facility and the proposed coffee shop and carwash uses.

IX. Appointments

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

X. New Business

- A. Motion to accept Staff's recommendation to award the 2024 Tree and Stump Removal Contract to Davidheiser Construction Services for a total contract value of \$76,400.00 as the lowest responsible bidder.

XI. Resolutions/Ordinances

- A. Motion to adopt a Resolution acknowledging Debra Johnston for her ten years of service on the Planning Commission.

- B. Motion to adopt a Resolution acknowledging Kristiaan Wiedegreen for his nine years of service on the Planning Commission.
- C. Motion to adopt a Resolution to Appoint Tax Collection Committee (TCC) Delegates to the Chester County Tax Collection Committee.
- D. Motion to adopt an Ordinance amending Chapter 24 “Taxation, Special,” Part 8 “Neighborhood Improvement District”
- E. Motion to adopt an Ordinance amending Chapter 15, “Motor Vehicles.”

XII. Reports of Committees, Boards, and Commissions

- A. Historical and Architectural Review Board – Ms. Dugan
- B. Planning Commission - Mr. Moore
- C. Phoenixville Regional Planning Committee – Mr Kirkner
- D. Recreation Board – Ms. Dugan
- E. Tree Advisory Commission – Mr. Carminito
- F. Human Relations Commission – Ms. Burckley

XIII. Council Action referred from:

- A. Personnel and Public Safety Committee- Ms. Burckley
  - 1. Consider request from Jonathon Luff for appointment to the Zoning Hearing Board for the open vacancy with term expiring January 31, 2027, by adoption of a Resolution.
  - 2. Consider request from Carolyn Treglia for appointment to the Zoning Hearing Board for the open vacancy with term expiring January 31, 2027, by adoption of a Resolution.
  - 3. Consider request from Jennifer Chandler for appointment to the Tree Advisory Commission for the open vacancy with term expiring June 30, 2028.
  - 4. Motion to approve the consolidation of the Sanitation Department and Streets Department Superintendent positions and create an administrative assistant position to support the single Superintendent position.
  - 5. Motion to approve Borough staff to explore ways to improve the Borough’s recruitment and retention of employees, and negotiate on said topic with employment groups as deemed advisable.
- B. Parks and Recreation Committee - Mr. Moore
  - 1. No Action to report.



C. Policy Committee - Carminito

1. Motion to schedule and advertise an Ordinance amending Chapter 4, "Buildings," "Part 4 "Abatable Structures."
2. Motion to schedule and advertise an Ordinance amending Chapter 15, "Motor Vehicles and Traffic."
3. Motion to schedule and advertise an Ordinance amending Chapter 27, "Zoning," "Part 3 "Zoning Districts."
4. Motion to adopt revised Phoenixville Borough Council Procedural Rules and Regulations.

D. Infrastructure, Technology Transportation & Sustainability Committee - Mr. Weiss

1. No Action to Report.

E. Finance Committee - Ms. Dugan

1. Motion to approve Staff's recommendation to award The Square at Bridge and Main design project to Ground Reconsidered in the amount of \$76,000
2. Motion to adopt a Resolution authorizing the filing of an application for funding under the FY 2023 Staffing for Adequate Fire and Emergency Response (SAFER) grant program.

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. Adjournment

Upcoming Meetings:

**Upcoming Meetings**

|                                   |                    |
|-----------------------------------|--------------------|
| Planning Commission               | April 11 – 6:00 pm |
| Recreation Board                  | April 15 – 6:30 pm |
| Parks and Recreation Committee    | April 16 – 6:00 pm |
| Infrastructure Committee          | April 16 – 7:00 pm |
| Finance Committee                 | April 23 – 6:00 pm |
| Policy Committee                  | April 23 – 7:00 pm |
| HARB                              | May 6 – 5:00 pm    |
| Personnel/Public Safety Committee | May 6 – 6:00 pm    |
| Tree Advisory Commission          | May 6 – 7:00 pm    |
| Civil Service Commission          | May 6 – 7:00 pm    |

**PHOENIXVILLE BOROUGH COUNCIL**

**Tuesday, March 12, 2024**

**7:00 PM**

**MINUTES**

I. Pledge of Allegiance/Moment of Silence

II. Roll Call – Borough Manager

|                                      |         |
|--------------------------------------|---------|
| Mr. Ewald, President                 | Present |
| Ms. Burckley, Vice President         | Present |
| Mr. Carminito                        | Present |
| Ms. Dugan                            | Present |
| Mr. Kirkner                          | Present |
| Mr. Moore                            | Present |
| Mr. Strenfel                         | Present |
| Mr. Weiss                            | Present |
| Mayor Urscheler                      | Present |
| Mr. Krack, Borough Manager           | Present |
| Ms. Getzfread, Asst. Borough Manager | Present |
| Lt. Joseph Nemic, Police Lieutenant  | Present |
| Mr. Denlinger, Solicitor             | Present |

III. Presentations

IV. Public Participation

Janice Trappy, resident. She expressed her concerns with the lack of parking and not being able to find parking in the permit lots in the downtown. She asked the Council to consider a permit only lot so that residents aren't competing with visitors in town.

Kris Keller, Orion Communities. She read aloud a letter to the Council regarding the increase in fees for the Juneteenth Celebration. She indicated last year the cost for the event was \$460.00 and this year's cost after a reduction is \$1676.00. She asked the Council to consider creating a task force of Borough Staff and event organizers and business owners to review the costs so that event organizers are not discouraged to hold their event in the Borough.

Nancy Thomas, resident. She read aloud a letter from the Chairperson and Co-Chairperson of Juneteenth regarding the increase in the fees for the event this year and have questions on the policies for borough related events. She expressed her own concerns and asked the Council to choose compassion and joy and then Phoenixville will become a community and not just a Borough.

David Lutzker, resident and Green Team President. He stated the Borough has committed to 100 percent renewable energy and he encouraged the Borough to consider joining the recently formed Community Choice Aggregation. Many Borough's have committed to the CCA for PA and a request has been submitted to the PUC for a declaratory ruling to operate a CCA. They are signing a Memorandum of Understanding to get first rights to so and they hope to get a positive ruling for a pilot project for the Boroughs that have signed the MOU. He stated the CCA for PA is hosting a webinar on March 21, 2024 at 10:30 am and he will send the link to everyone if they wish to attend. He stated we are the leaders in the regions and he hopes all of the Council and Borough Staff will attend.

Tom DeLuca, resident. He stated his concerns on an illegal dump at the corner of Vanderslice and Gay Streets just over the Veterans Memorial Gay Street Bridge. He stated the dumping had subsided but the dumping activity has begun again and he hopes that something can be done about the trash and abandoned cars parked there. He thanked Mr. Kirkner and Mr. Moore as well as the Council, but the problem still exists with parents dropping off and picking up their children at Renaissance Academy. The passing of the no stopping or standing on Fillmore Street has led to the parents to move elsewhere to wait. The vehicles are piling up and waiting in Fillmore Village. They enter the community via Utley and they are sometimes in a hurry. They will park on Ashburn in the available spots and wait in Fillmore Village for the line to open up and then go up Fillmore to pick up their children. This action blocks the entrance and exit from the community and he doesn't feel the issue will not get solved without the cooperation of the school. He is asking the Council to step in and try to find a solution with Renaissance that doesn't impact the residents in the area.

Megan Eltringham, resident. She expressed her frustration with the Renaissance Academy pick up line and she thanked the Council for passing the Ordinance for no standing or stopping on Fillmore Street. She stated, like Tom, she has noticed the parents waiting on the roadways in Fillmore Village and preventing the residents of the community from exiting when they need to go to work or to a doctor's appointment. She stated she has been unable to leave to visit a client and she has been unable to find parking in her neighborhood because of the excess cars from the parents. She stated they are zooming through the neighborhood because they are frustrated with getting in line for pick up and drop off. She agrees with Mr. DeLuca that the school must be part of the solution and provide adequate areas for pick up and drop off.

V. Consent Agenda:

- A. Approval of the February 13, 2024 Regular Meeting Minutes.
- B. Historical and Architectural Review Board
  - 1. Motion to approve/deny the Certificate of Appropriateness for a hanging shingle sign for 116 Bridge Street as recommended 4-0 by the HARB in their Action Memo of March 5, 2024.

2. Motion to approve/deny the Certificate of Appropriateness for a hanging shingle sign and wall sign for 243 Bridge Street as recommended 4-0 by the HARB in their Action Memo of March 5, 2024.

C. Items from Parks and Recreation Committee.

1. Motion to approve a Temporary Community Event Application for Alianzas 14th Annual Diversity Festival in Reeves Park on Saturday, August 3, 2024 from 1:00 pm to 5:00 pm. No Street closures. 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 Borough of Phoenixville Birthday Celebration at the Recreation Center and Dayton Street Field on Saturday, April 20, 2024 from 5:00 pm to 9:30 pm. Fillmore Street to be closed from Franklin Avenue to South Street from 6:30 pm to 9:30 pm.

D. Items from Finance Committee.

1. Motion to approve the 2023 Pre-Paid dated 1/1/2024 - 1/31/2024 in the amount of \$186,112.41.
2. Motion to approve the 2024 Pre-Paid dated 1/1/2024 - 1/31/2024 in the amount of \$1,226,185.73.
3. Motion to approve the 2023 Pre-Paid Credit Card Statement dated 1/1/2024 - 1/31/2024 in the amount of \$27,920.27.
4. Motion to approve the 2024 Pre-Paid Credit Card Statement dated 1/1/2024 - 1/31/2024 in the amount of \$24,311.09.
5. Motion to approve the 2024 Pre-Paid ACH dated 1/31/2024 in the amount of \$37,922.83.
6. Motion to adopt a Resolution revising the 2024 Master Schedule of Fees.
7. Motion to approve Staff's recommendation for Ply-Mar Construction's proposal of the Gay Street Streetscapes Project in an amount not to exceed of \$350,000.

Ms. Burckley made a Motion to approve the Consent Agenda. Seconded by Mr. Weiss.

Motion Approved 8-0.

## VI. Communications/Council Participation

Ms. Burckley reported the Borough celebrated its 175<sup>th</sup> Anniversary on March 6, 2024 and there will be lots of celebrations throughout the year and she encouraged the public to follow the Borough's social media for updates. She stated the Colonial Theatre and Shawn Cephas of Forever Changes are celebrating black history on the Third Thursday of every month. She had the pleasure of attending last month's musical performance and next month will be slam poetry. She encouraged the community to check out the performances. She stated on April 6, 2024 will be the live art auction at Barnstone Art for Kids, on April 27, 2024 Ann's Heart will host their Murder Mystery fund raiser and the Civil Service Commission is actively going through applications to hire two new police officers.

Mr. Kirkner addressed the concerns of the illegal dumping in the parking lot of Vanderslice Street. He stated it is a private lot and he too has noticed the illegal dumping as well as two abandoned cars in the lot.

## VII. Mayor's Report

Mayor Urshceler reported on the upcoming events in town including the Irish Wake at the Senior Center on March 21, 2024, the opening of 260 Bridge Café, run by Partners Creating Community for adults with disabilities and her read aloud a Proclamation for the Borough on it's 175<sup>th</sup> Birthday.

## VIII. Appointments

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

Mr. Ewald encouraged residents to continue to apply for openings on the various Boards and Commissions and stated openings can be found on the Borough's Website.

Mr. Ewald stated that Council will need to recess into Executive Session for matters related to personnel employment in the Sanitation Department, appointments to the Civil Service Commission, Zoning Hearing Board and Planning Commission, and attorney client privilege advice on Conditional Use Hearing procedures.

Ms. Burckley made a Motion to recess into Executive Session. Seconded by Mr. Weiss.

Motion Approved 8-0.

Meeting recessed at 7:36 pm

Council returned at 7:56 pm.

Mr. Weiss made a Motion to resume the public meeting. Seconded by Ms. Burckley.

Motion Approved 8-0.

IX. New Business

- A. Motion to take action on Borough personnel early retirement.

Mr. Burckley made a Motion to take action on Mark Albert's early retirement. Seconded by Mr. Weiss.

Motion Approved 8-0.

X. Resolutions/Ordinances

- A. Motion to adopt an Ordinance amending Chapter 27, "Zoning," "Skill Games Ordinance."

Ms. Burckley made a Motion to recess the public meeting and open a Public Hearing. Seconded by Mr. Kirkner.

Motion Approved 8-0.

Public Hearing commenced at 7:57 pm.

Mr. Denlinger explained the Commonwealth Court recently ruled that skill games are not covered by the PA Gaming control code and therefore are permitted as a Permitted Use in municipalities. As a result, this Ordinance attempts to define skill games and attempts to place said Permitted Use in the Zoning District most appropriate therefore being the CD "Corridor Development" District. He stated the Ordinance was scheduled and advertised in the Pottstown Mercury on February 26, 2024 and March 4, 2024. Copies of the Ordinance were also provided to the Mercury and the Chester County Law Library for public inspection. The Ordinance was reviewed by the Chester County Planning Commission which found this Ordinance is appropriate and the Phoenixville Regional Planning Committee which found the Ordinance was consistent with the Phoenixville Regional Comprehensive Plan.

Mr. Moore stated he wants to understand that the Council is modifying the Zoning. He stated he was looking at the section for officer authorization and was not sure if the Council will need to take separate action with a Resolution or a modification to another section of the Borough Ordinances to take the necessary and appropriate actions to carry out the purpose and intent of Ordinance. For

instance, the rules around who is allowed to engage in the games, being over the age of eighteen and the hours of operation. He asked for clarification on how the regulations will be enforced.

Mr. Denlinger stated Mr. Moore is correct. This is a Zoning Ordinance Amendment and currently it defines skill games as one of the games of amusement that's covered by an entertainment hall use. The Commonwealth Court decision came out in November of 2023, which is a fairly recent ruling. Following this decision Staff and the Solicitor created a definition of skill games that can be dealt with individually under the Zoning Ordinance. He explained the Ordinance Amendment before the Council tonight makes skill games use a Conditional Use permitted in the CD District. He stated a Conditional Use is a permitted use provided the applicant meets certain and specific elements. In this amendment the specific elements are related to the hours of operation and the minimum age of eighteen years old to engage in that use. Any applicant granted the Conditional Use under the Zoning Ordinance is required to comply with the specific conditions and failure to meet them would be enforced by the Zoning Department.

Mr. Moore asked if the Police Department's officers would be stopping in to confirm the ages of the skill games participants.

Mr. Denlinger explained the Zoning Ordinance does not provide the police with any additional powers for this use or any other use. He stated the police still have their standard powers to patrol the Borough and its businesses.

Ms. Burckley asked if the Zoning Officer or any Codes Inspector seeing the specific conditions being violated would be the way the Conditional Use is enforced.

Mr. Denlinger stated if the Zoning Officer identifies an issue and needed support, they could enlist the help of the police to address the issues. He stated age is a difficult thing to enforce and more than likely it would be investigated if the Zoning Officer received a complaint and followed up.

Mr. Weiss asked if a person under the age of eighteen is engaged in the use of the skill games what if anything would happen.

Mr. Denlinger explained the Zoning Ordinance contains provisions for violations that can result in fines and notice of violation against them as it relates to the conditional use granted to the applicant.

Public Comment – None

Ms. Burckley made a Motion to close the public hearing and resume the public meeting. Seconded by Mr. Weiss.



Motion Approved 8-0.

Public Hearing closed at 8:04 pm.

Mr. Weiss made a Motion to adopt an Ordinance amending Chapter 27, “Zoning,” “Skill Games Ordinance.” Seconded by Mr. Kirkner.

Motion Approved 8-0.

- B. Motion to adopt Ordinance amending Chapter 22 “Subdivision and Land Development,” Part 4 “Design Standards,” Section 22-417 “Vehicular Parking.”

Mr. Denlinger explained additional procedure items need to be addressed before the ordinance can be adopted and he stated he would entertain a motion to table this item until the Council meeting on May 14, 2024 at 7:00 pm.

Mr. Carminito made a Motion to table the adoption of an Ordinance amending Chapter 22 “Subdivision and Land Development,” Part 4 “Design Standards,” Section 22-417 “Vehicular Parking.” until the May 14, 2024 meeting of Borough Council at 7:00 pm. Seconded by Ms. Burckley.

Motion to table Approved 8-0.

- C. Motion to adopt an Ordinance amending Chapter 1, “Administration and Government,” Part 7 “Pensions, Retirement and Social Security.”

Mr. Denlinger stated the Ordinance was scheduled and advertised in the Pottstown Mercury on March 4, 2024, copies of the Ordinance were also provided to the Mercury and the Chester County Law Library for public inspection.

Ms. Burckley made a Motion to adopt an Ordinance amending Chapter 1, “Administration and Government,” Part 7 “Pensions, Retirement and Social Security.” Seconded by Mr. Strenfel.

Motion Approved 8-0.

- D. Motion to adopt an Ordinance accepting dedication of Right-of-Way - portion of UPI Nos. 15-8-12, 15-9-91, 15-8-23, 15-9-92, 15-9-92.1; 15-9-93 and 15-9-97.

Mr. Denlinger stated the Ordinance was scheduled and advertised in the Pottstown Mercury on March 4, 2024, copies of the Ordinance were also provided to the Mercury and the Chester County Law Library for public inspection.

Mr. Carminito made a Motion to adopt an Ordinance accepting dedication of

Right-of-Way - portion of UPI Nos. 15-8-12, 15-9-91, 15-8-23, 15-9-92, 15-9-92.1; 15-9-93 and 15-9-97. Seconded by Ms. Burckley.

Motion Approved 8-0.

- E. Motion to adopt an Ordinance accepting dedication of Right-of-Way – 195 & 199 Mowere Road.

Mr. Denlinger stated the Ordinance was scheduled and advertised in the Pottstown Mercury on March 4, 2024, copies of the Ordinance were also provided to the Mercury and the Chester County Law Library for public inspection.

Mr. Carminito made a Motion to adopt an Ordinance accepting dedication of Right-of-Way – 195 & 199 Mowere Road. Seconded by Ms. Burckley.

Motion Approved 8-0.

## XI. Public Hearings

- A. Continued Conditional Use Application from ROCKET AMUSEMENT INC., which proposes to operate a skill game room with Pennsylvania skill machines in the first floor of the existing building on the Property as an Entertainment Hall use, in addition to maintaining the existing apartment residential uses on the upper floors of the existing building.

Ms. Burckley made a Motion to recess the Public Meeting and open the Conditional Use Hearing for ROCKET AMUSEMENT INC., which proposes to operate a skill game room with Pennsylvania skill machines in the first floor of the existing building on the Property as an Entertainment Hall use, in addition to maintaining the existing apartment residential uses on the upper floors of the existing building. Seconded by Mr. Weiss

Motion Approved 8-0.

Mr. Denlinger opened the Conditional Use Hearing at 8:09 pm.

Mr. Denlinger explained the process of the hearing and the location of the project requesting the Conditional Use.

Mr. Denlinger explained the hearing will be continued until April 9, 2024 at 7 pm, at which time the Council can render their decision.

Ms. Burckley made a Motion to recess the Conditional Use Hearing. Seconded by Mr. Weiss.

Motion Approved 8-0.

Hearing recessed at 9:49 pm

XII. Reports of Committees, Boards, and Commissions

A. Historical and Architectural Review Board – Ms. Dugan

B. Planning Commission - Mr. Moore

1. Motion to adopt a Resolution officially conditionally approving/denying the Preliminary/Final Subdivision and Land Development Plan for the development known as Paradise Village.

Mr. Denlinger explained this is the project known as Paradise Village and relates to two parcels of land located at 190 Paradise Street next to the Phoenixville Fire Department and identified as Chester County UPI's 15-8-22 and 15-8-24 consisting of approximately 5.87 acres of land. The developer proposes to develop the site with a five-story building with 12,670 sq. ft. of commercial space on the ground floor and 200 residential units on the second through fifth floors with surface and underbuilding parking comprised of 196 dedicated residential, 42 dedicated commercial, and 45 shared residential and commercial parking spaces, Electric Vehicle parking including 11 residential, 14 shared, 9 commercial and 2 Handicapped Accessible. The installation of concrete sidewalks, a 12ft wide trail, 12,788 sq. ft. of public open space, the extension of Hall Street from Paradise Street, stormwater management facilities and related improvements. He explained the project was reviewed at numerous Planning Commission meetings and was recommended for approval by the Planning Commission.

Mike Murray, attorney for the applicant. He stated Mr. Denlinger did a good job of discussing the project. He explained the project location is at the intersection of Paradise Street and what will be the Hall Street extension. He stated the acquisition of Right of Ways from the abutting property owners will allow the Hall Street extension come to fruition. The applicant will be completing the trail extension along the property line.

Mr. Moore made a Motion to adopt a Resolution officially conditionally approving the Preliminary/Final Subdivision and Land Development Plan for the development known as Paradise Village. Seconded by Mr. Weiss.

On the Question:

Mr. Moore explained there are five waivers requested and all of which were satisfied by the Borough's Engineer. He stated the slope of the

location is such that it is basically just at the bottom of the hill from where the Luxor Building is located. The waivers for Items A, B & C of the Resolution were granted because of the slope and the Hall Street extension nothing would fit in there. He further explained item D is also affected by the slope of the project and they have agreed to preserve nine of the 30 trees on the plan with a DBH of greater than six. He stated he find it interesting that the building will have commercial and residential, he feels it will extend the Trough out further with commercial space.

Mr. Ewald stated the lot is a long skinny lot and he asked Mr. Murray to explain how the lot will be used by the developer.

Mr. Murray explained the development will occupy only 2.5 to 3 acres of the over 5-acre site. The project includes as Mr. Denlinger mentioned 12, 788 sq. ft. of open space and an acre of ground along the trail connection.

Mr. Denlinger stated the developer has agreed to build a trail connection from Luxor to the French Creek Trail to connect both developments to the downtown.

Mr. Weiss asked about the location of the property as he is having trouble visualizing the location.

Mr. Ewald stated it is between the Babe Ruth Field and the fire station.

Mr. Krack brought the map area up to show the location of the property in relation to the field and fire station.

Mr. Carminito asked about the pedestrian improvements and asked Mr. Murray to explain it in more detail.

Mr. Murray explained the request at the Planning Commission was to install the 10 ft. wide sidewalk on the Northside along the front of the building as the slope prevented it from being installed on the Southside.

Mr. Carminito asked if the trail will still be in the rear of the project.

Mr. Murray confirmed the trail will be at the rear of the property along side the fire house with the goal to have it completely connect outside of the Borough Hall building.

Mr. Denlinger further clarified the trail will be behind the property and run in between the development and the fire station and as a part of the Tague Development there is an easement to connect all of the properties with the French Creek Trail. He addressed Mr. Carminito's question on the sidewalk, the Ordinance requires 5 ft. sidewalks on either side of the

roadway, but because of the slope they could not provide it on both sides, therefore it was recommended that all 10 ft. of sidewalk be installed on the Northside.

Mr. Carminito asked about the recording of the plan and the improvements depicted including the landscaping will need to be completed.

Mr. Denlinger stated that is correct.

Mr. Carminito asked for more information on the trail and where it will be on the property and its placement against the building.

Mr. Denlinger explained the placement was purposeful. The detail you are referencing is the driveway behind the Phoenixville Fire Station and it had to be constructed so the fire apparatus can get close enough to the building in case of an emergency event.

Mr. Moore explained on the map, where it appears to be flat, there really is a steep slope.

Mr. Krack explained its approximately a 50 ft. variance between DeSanno Field and the bottom of this property. He walked visually through the area via ChescoViews to help the Council get an understanding. He stated the Borough would build the French Creek Trail from Borough Hall through the easement provided by Tague Lumber.

Mr. Weiss asked about the Traffic Impact Study and if it will interfere with the traffic on Paradise Street and where it marries up with Nutt Road (SR23).

Mr. Krack explained the traffic was taken into consideration and the road improvements were designed to meet those needs exactly in Phase I of the Paradise Street improvements and in Phase II that will finish the Paradise Street improvements including the signalized intersection of Paradise and Nutt Road (SR23).

Mr. Moore stated there is a Traffic Impact Study in the packet.

Mr. Weiss asked if the Nutt Road (SR23) and Paradise Street improvements need to be completed before the Council approves this plan tonight.

Mr. Krack stated their project will have some impact but Staff and Council have been planning this for quite some time. The planning for the intersections has been on going and the steps were taken already to widen Paradise Street to accommodate all of the proposed development. He

stated the installation of the four-way signalized intersection will allow the Chevrolet Dealership and the Holly Court Apartments to exit at the four-way intersection and will eliminate the need for the car trailers to unload the vehicles while parked on Nutt Road.

Mr. Ewald asked for more background on the construction of Hall Street by the developer.

Mr. Denlinger explained a developer cannot be forced to build their project as the decision to build a project relies on the funding needed by said developer. After discussions with Mr. Murray and the applicant we negotiated a form easement agreement that if this development does not construct Hall Street in a certain amount of time the Borough has an easement over that area to do so. The easement will be agreed to and recorded within 60 (sixty) days of this Resolution. Of course, for the benefit of the community, the hope is the developer will construct the project and build the road. However, if the construction does not happen the Borough will have the rights to build the road.

Mr. Moore asked for clarification on the what the Paradise Village is required to construct on Hall Street. Is it just to their property line or all the way to Bridge Street?

Mr. Denlinger stated the developer is required to build the road to the end of their property line which because of the long tail on the property it gets very close to the Steelworks developments cul-de-sac ends. There is no condition that Paradise Village build the road out to Bridge Street.

#### Public Participation

David Lutzker, resident. He stated his experience with these types of developments the open space ends up being utilized for a retention basin or overflow water. He stated when looking at the site on Google Maps it is apparently all forest area and he would like to see as much of the ecosystems on the property be protected. He appealed to the developer to retain as many of the mature trees as possible and to limit the amount of manmade open space.

Mr. Ewald asked if the project has a storm water basin or if it is an underground cistern system.

Mr. Denlinger stated he believes all the storm water is underground.

Mr. Murray stated he agrees with Mr. Denlinger and he is unaware of any basins in the proposed open space.

Mr. Denlinger stated there is a level spreader that is directed at the French Creek. However, it does not encumber the open space.

Mr. Murray stated the storm water is under the parking lot and then it uses the level spreader Mr. Denlinger mentioned to send the water toward the French Creek.

Motion Approved 7-1. Ms. Dugan voting No.

C. Phoenixville Regional Planning Committee – Mr. Kirkner

Nothing to Report.

D. Recreation Board – Ms. Dugan

Ms. Dugan reported on the upcoming programs and camps including Parent's Night Out, Mental Health Awareness Day, Snapology, Pickleball and Theater Workshops.

E. Tree Advisory Commission – Mr. Carminito

Mr. Carminito reported the spring pruning and plantings are underway. He stated the next meeting will be in April and he encouraged those interested in helping to reach out to the Tree Advisory Commission.

F. Human Relations Commission – Ms. Burckley

Ms. Burckley reported the commission is meeting regularly at the Recreation Center. There is still a vacancy on the commission and they are looking into training for the Commission with the State HRC.

XIII. Council Action referred from:

A. Personnel and Public Safety Committee – Ms. Burckley

1. Consider request from J. D. Maloney for appointment to the Civil Service Commission - Alternate for the term expiring January 31, 2026.

Mr. Maloney introduced himself to the Council and provided his background including his years of service with the Navy as a Master at Arms. Mr. Maloney shared his interest in being appointed to the Civil Service Commission stems from a family background in law enforcement with one Grandfather serving as Sheriff in Bennington Vermont, one as the Chief of Police in Manchester Vermont and his stepfather served as a Vermont State Trooper.

Ms. Burckley made a Motion to appoint J. D. Maloney to the Civil Service Commission - Alternate for the term expiring January 31, 2026. Seconded by Mr. Carminito.

Motion Approved 8-0.

2. Consider request from Carolyn Treglia for appointment to the Zoning Hearing Board for the term expiring January 31, 2027.

Ms. Burckley made a Motion to Table. Seconded by Mr. Weiss.

Motion Approved 8-0.

3. Consider request from Josh Gould for appointment to the Planning Commission for the term expiring March 31, 2028.

Mr. Gould introduced himself and provided his background. He stated he was not looking to take a seat from someone looking for reappointment and when he looked for an area where he felt he would be a use, the Planning Commission was the one he's most interested in. He has lived in the Borough most of his life and wants to be able to serve his community.

Mr. Moore asked Mr. Gould's opinion on the growth of the Borough and how were handling planning and if you have any thoughts on what could be done differently as it relates to the Planning Commission.

Mr. Gould stated he has no intention of changing anything and asked Mr. Moore if he speaking about the process or something else.

Mr. Moore stated he asking more about the direction and how we are approaching things. He stated the Council adopted a new Comprehensive Plan two years ago and he is interested in his opinion.

Mr. Gould stated he would like to see the success of Bridge Street extend up to Church Street and the continued expansion of the trail networks in town.

4. Consider request from Amanda Irwin for appointment to the Planning Commission for the term expiring March 31, 2028.

Ms. Irwin introduced herself and provided her background. She stated she has resided on the Northside for 6 years and when she saw there were vacancies she decided she wanted to give back to the community that has given her so much. She stated she feels the Planning Commission is the best fit for her as her employment experience is in the planning and development industry. Specifically, she works with two firms one focused



on development projects and one that works on transportation engineering. She stated she is aware of the Comprehensive Plan update in 2022 and she would utilize the plan to review projects and ensure the plans are in alignment with the goals of the plan.

5. Consider request from Andrew Hungerbuhler for appointment to any open vacancy.

Ms. Burckley made a Motion to Table. Seconded by Mr. Weiss.

Motion Approved 8-0.

6. Consider request from Kristiaan Wiedegreen for reappointment to the Planning Commission for the term expiring March 31, 2028.

No Action Taken.

7. Consider request from Debra Johnston for reappointment to the Planning Commission for the term expiring March 31, 2028. Recommended in Committee 3-0.

Ms. Johnston she provided her background on her 20 years on the Planning Commission and her role with the Phoenixville Regional Planning Commission. She stated she would like to continue to serve on the Planning Commission.

Ms. Burckley made a Motion to appoint Josh Gould to the Planning Commission for the term expiring March 31, 2028. Seconded by Mr. Carminito.

Motion Approved 8-0.

Ms. Burckley made a Motion to appoint Amanda Irwin to the Planning Commission for the term expiring March 31, 2028. Seconded by Mr. Carminito.

Motion Approved 8-0.

B. Parks and Recreation Committee – Mr. Moore

1. Motion to approve a Temporary Community Event Application for the Annual Dogwood Festival from May 15 through May 18, 2024 (6:00 pm to 10:00 pm Wed - Fri) and (1:00 pm to 10:00 pm on Saturday). Streets to be closed are 2nd and 3rd Avenue between Main and Starr Streets throughout the event. For the Dogwood Parade, Paradise Street from Cedar Hollow, Smithworks Boulevard from Paradise Street to Main

Street, Main Street from Smithworks Boulevard to 5th Avenue at 11:00 pm to 2:00 pm on Saturday, May 18, 2024 for the parade. No parking in the Smithworks Parking Lot and on Main Street from Smithworks Boulevard to 5<sup>th</sup> Avenue. Conditioned upon receipt of valid Certificate of Insurance naming Borough as Additional Insured.

Mr. Moore made a Motion to approve a Temporary Community Event Application for the Annual Dogwood Festival from May 15 through May 18, 2024 (6:00 pm to 10:00 pm Wed - Fri) and (1:00 pm to 10:00 pm on Saturday). Streets to be closed are 2nd and 3rd Avenue between Main and Starr Streets throughout the event. For the Dogwood Parade, Paradise Street from Cedar Hollow, Smithworks Boulevard from Paradise Street to Main Street, Main Street from Smithworks Boulevard to 5th Avenue at 11:00 pm to 2:00 pm on Saturday, May 18, 2024 for the parade. No parking in the Smithworks Parking Lot and on Main Street from Smithworks Boulevard to 5th Avenue. Conditioned upon receipt of valid Certificate of Insurance naming Borough as Additional Insured. Seconded by Mr. Strenfel.

On the Question:

Mr. Ewald stressed that no vehicles should be parking in Reeves Park. The Borough has made extensive improvements in the park and does not want them damaged. He asked if Staff and the applicant had discussed that no parking of heavy vehicles and tractor trailers are to be parked in Reeves Park.

Ms. Getzfread explained the Staff had a walkthrough with the Jaycees and the ride company to address this as well as ride placement and arrival of the rides.

Mr. Moore asked for clarification on the parade. He stated as he understands it the parade is also part of the celebrations for the Borough's 175<sup>th</sup> Anniversary and the Phoenixville Fire Departments 150<sup>th</sup> Anniversary.

Ms. Getzfread confirmed Mr. Moore's understanding and stated Borough Staff are working together to make this celebration and parade as elongated as it can be to celebrate with the community.

Motion Approved 7-0-1. Ms. Burckley abstained due to conflict of interest.

2. Motion to approve a Temporary Community Event Application for the Borough of Phoenixville Fireworks display at Dayton Street Field on Friday, July 5, 2024 from 6:00 pm to 10:30 pm. Fillmore Street to be

closed from Franklin Avenue to South Street from 6:00 pm to 10:00 pm.

Mr. Moore made a Motion to approve a Temporary Community Event Application for the Borough of Phoenixville Fireworks display at Dayton Street Field on Friday, July 5, 2024 from 6:00 pm to 10:30 pm. Fillmore Street to be closed from Franklin Avenue to South Street from 6:00 pm to 10:00 pm. Seconded by Mr. Weiss.

On the Question:

Mr. Kirkner stated he has received questions from residents about the location of the fireworks being at the end of South Street.

Mr. Krack stated the fireworks will be staged near the pavilion area in Reservoir Park.

Mr. Kirkner asked if people will be coming up South Street to sit in the field to watch them.

Mr. Krack stated that is not the intention. However, people may find their way up there the day of the event.

Mr. Kirkner stated he has received concerns about the cemetery near there and he hopes they close the gate that evening.

Mr. Krack stated the Staff will notify the surrounding property owners.

Mr. Kirkner commented there are some concerns of people walking through unfenced yards to get to the fireworks.

Mr. Krack stated there will be fireworks on April 20, 2024 as part of the Birthday Celebration. This will be a trial run and the Staff will be able to make adjustments for the July 5, 2024 fireworks display.

Mr. Moore stated there was a brief discussion of a drone show and it is still cost prohibitive.

Mr. Ewald stated he is tired of fireworks and he believes the time has passed, so he will be voting no on this event.

Motion Approved 7-1. Mr. Ewald voting No.

C. Policy Committee – Mr. Carminito

1. Motion to schedule and advertise an Ordinance amending Chapter 24 “Taxation, Special,” Part 8 “Neighborhood Improvement District”

Mr. Carminito made a Motion to schedule and advertise an Ordinance amending Chapter 24 “Taxation, Special,” Part 8 “Neighborhood Improvement District” Seconded by Mr. Weiss.

Motion Approved 8-0.

2. Motion to schedule and advertise an Ordinance amending Chapter 15, “Motor Vehicles.”

Mr. Carminito made a Motion to schedule and advertise an Ordinance amending Chapter 15, “Motor Vehicles.” Seconded by Ms. Burckley.

Motion Approved 8-0.

D. Infrastructure/Technology/Transportation/Sustainability Committee – Mr. Weiss

1. No Action to Report.

E. Finance Committee – Ms. Dugan

1. No Additional action to Report.

XIV. Public Participation

David Lutzker, resident. He stated the Green Team is hosting a Green Drink community gathering to discuss and learn information from environmentally minded people at Lock 29 on March 18, 2024 and he invited the Council members to join the Green Team.

XV. Communications/Council Participation

None

XVI. Staff Reports are in the packets.

- A. Manager
- B. Police
- C. Fire
- D. Planning and Codes
- E. Public Works
- F. Finance
- G. Human Resources
- H. Recreation

## XVII. Adjournment

Mr. Ewald announced the Council will Adjourn the meeting into Executive Session for the purpose of discussing the litigation for the property at 100 School Lane.

10:43 pm. Ms. Burckley made a Motion to Adjourn. Seconded by Mr. Weiss.

E. Jean Krack  
Borough Manager

Transcribed by: Jennifer Logan  
Administrative Assistant  
March 2024

### **Upcoming Meetings**

|                                   |                    |
|-----------------------------------|--------------------|
| Planning Commission               | March 14 – 6:00 pm |
| Recreation Board                  | March 18 – 6:30 pm |
| Parks and Recreation Committee    | March 19 – 6:00 pm |
| Infrastructure Committee          | March 19 – 7:00 pm |
| Finance Committee                 | March 26 – 6:00 pm |
| Policy Committee                  | March 26 – 7:00 pm |
| HARB                              | April 1 – 5:00 pm  |
| Personnel/Public Safety Committee | April 1 – 6:00 pm  |
| Tree Advisory Commission          | April 1 – 7:00 pm  |
| Civil Service Commission          | April 1 – 7:00 pm  |
| Borough Council                   | April 9 – 7:00 pm  |





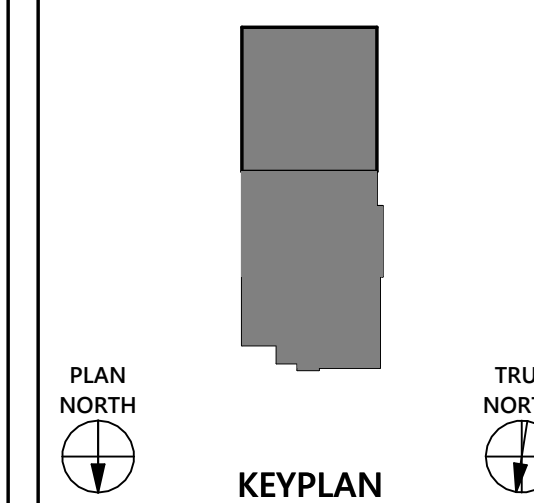










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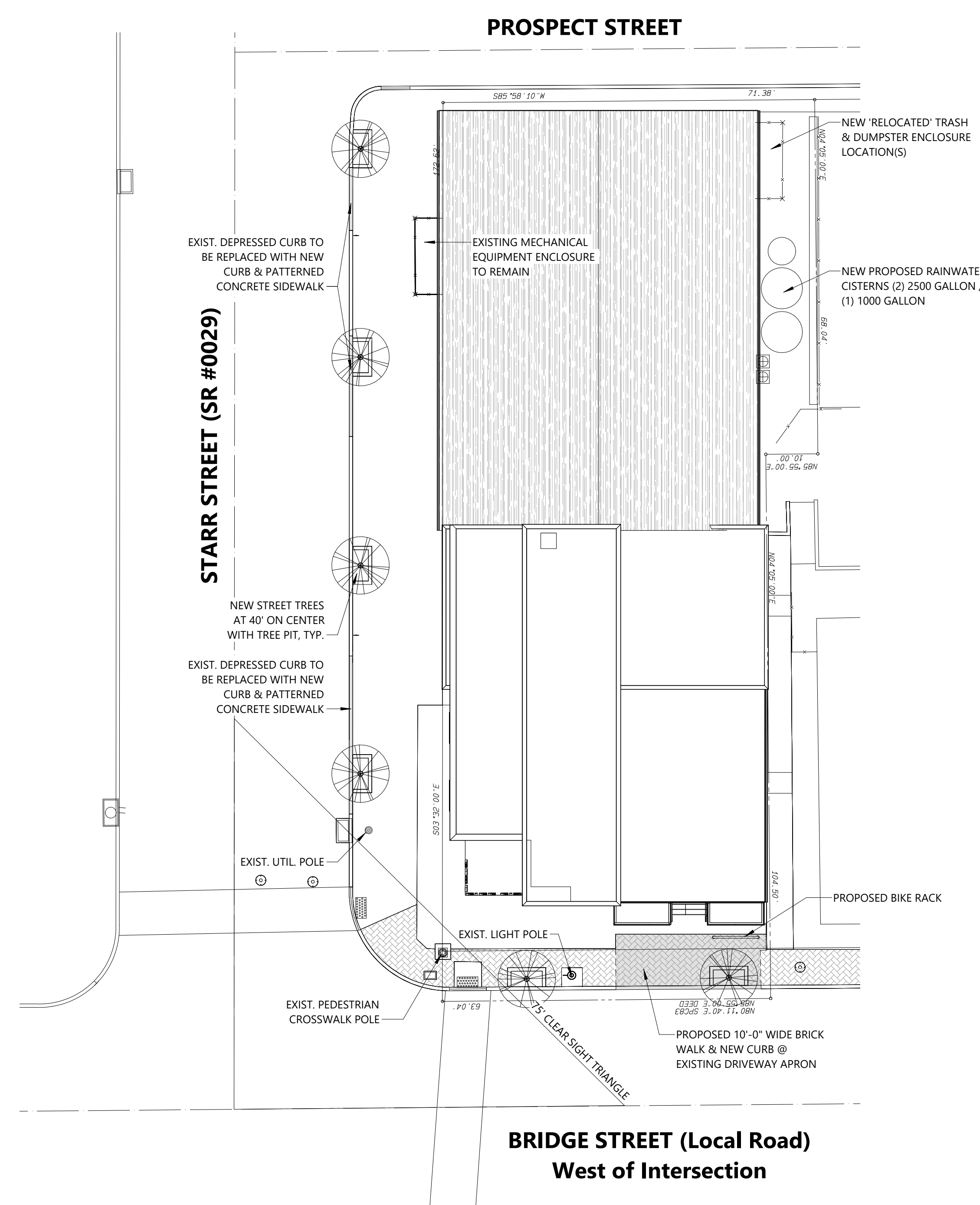
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|----------------------------|-----|
| PRECIS PROJECT NO.: 220117 |     |
| PROJECT MANAGER:           | ERM |
| DISCIPLINE LEAD:           | PJS |
| DESIGN LEAD:               | MRK |

SHEET TITLE:

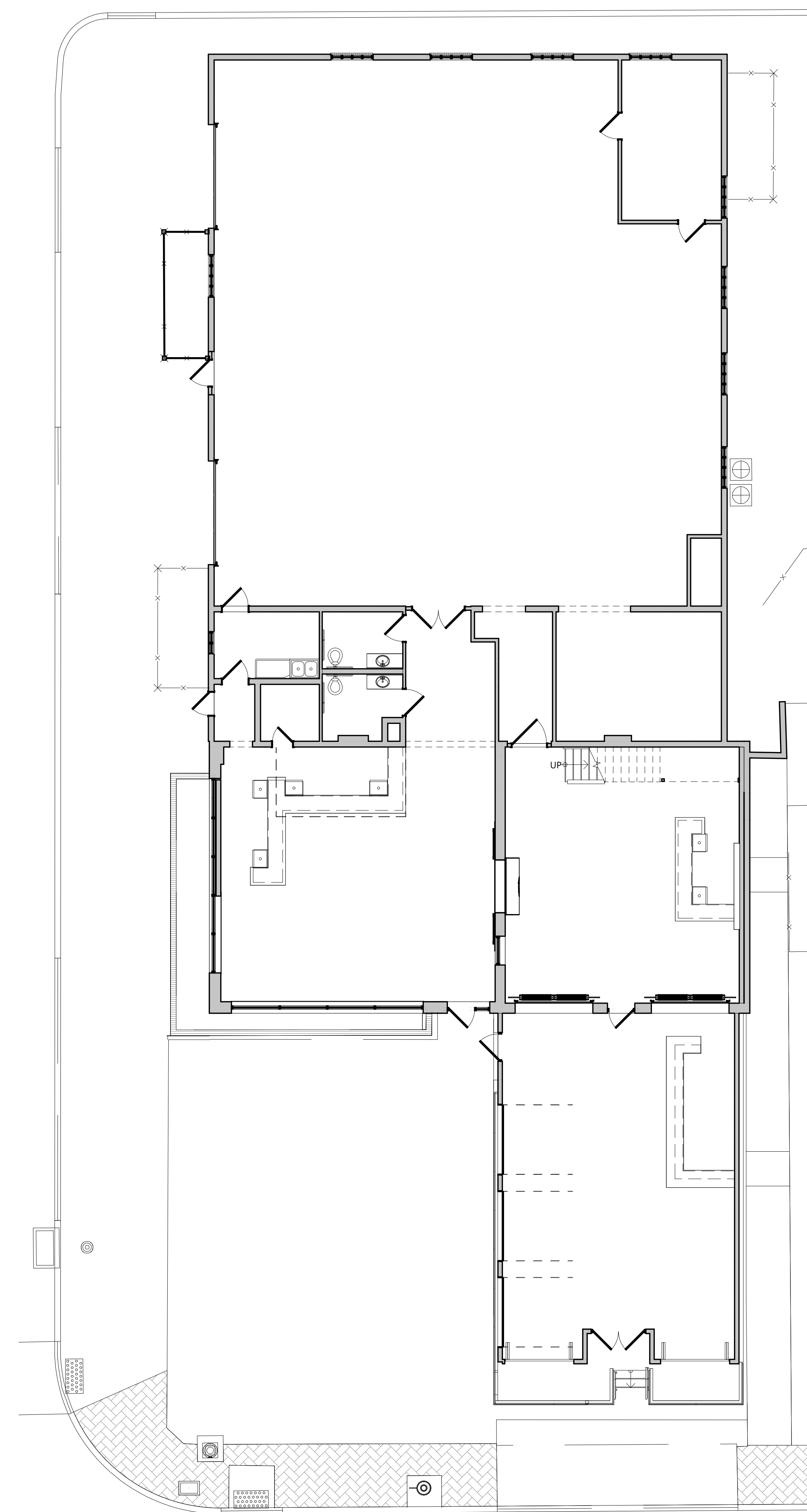
**ARCHITECTURAL SITE  
& EXISTING FIRST  
FLOOR PLANS**

SHEET NUMBER:

SK-1



**1 PLAN - SITE**  
1/16" = 1'-0"



**2 PLAN - EXISTING - FIRST FLOOR**  
1/8" = 1'-0"

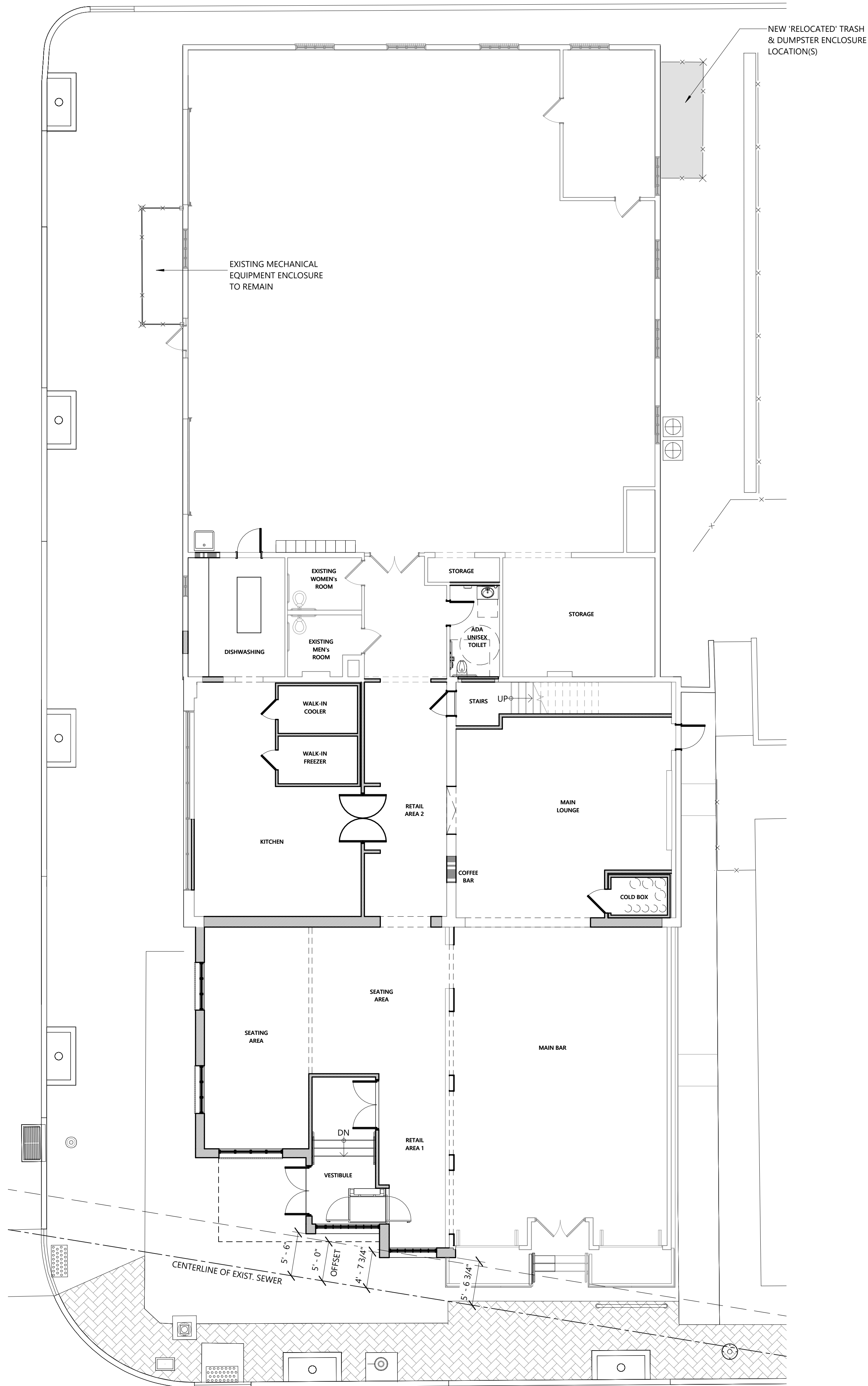


| REV         | DATE              | DESCRIPTION |
|-------------|-------------------|-------------|
| 2024-MAR-19 | HARB RESUBMISSION |             |
| 2024-JAN-17 | HARB RESUBMISSION |             |
| 2023-JUN-05 | HARB SUBMISSION   |             |

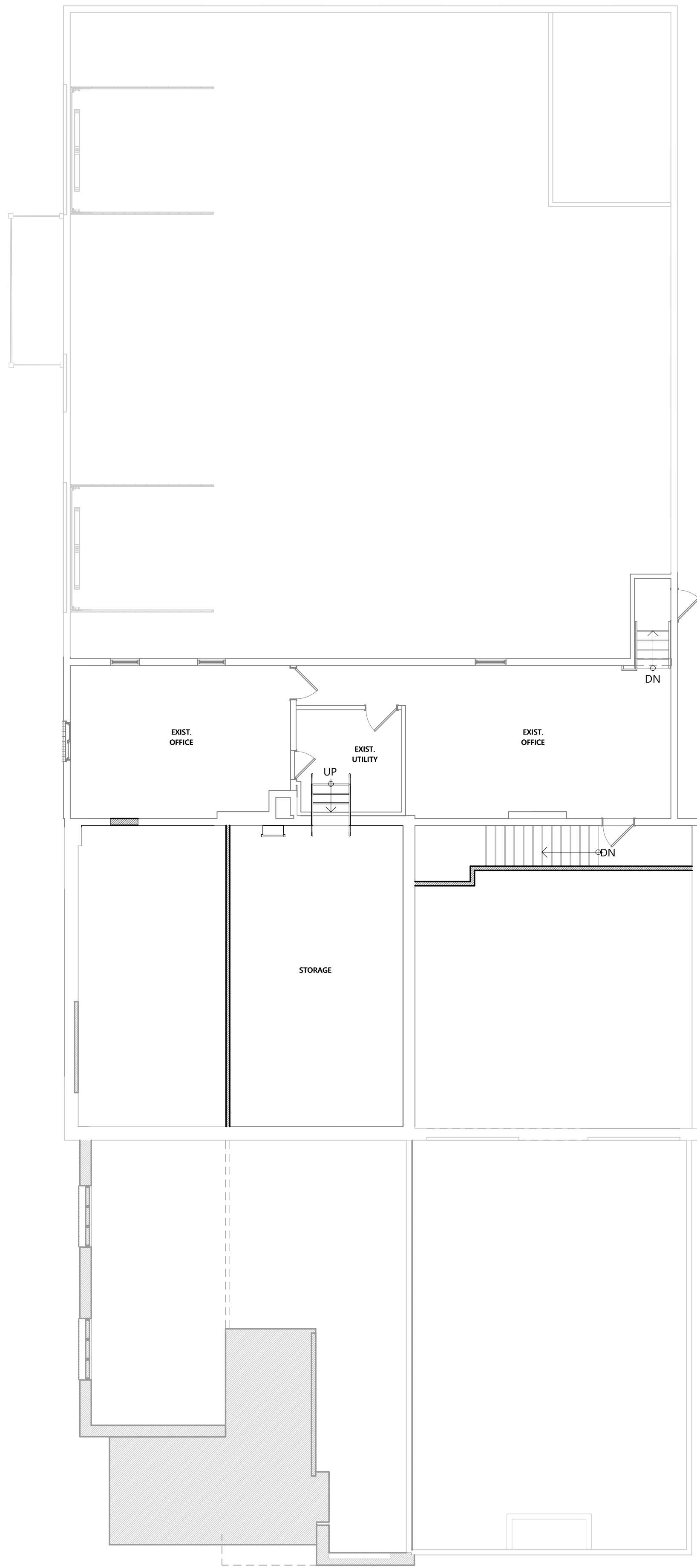
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|---------------------|--------|
| PRECIS PROJECT NO.: | 220117 |
| PROJECT MANAGER:    | ERM    |
| DISCIPLINE LEAD:    | PJS    |
| DESIGN LEAD:        | MRK    |

|              |                                                               |
|--------------|---------------------------------------------------------------|
| SHEET TITLE: | ARCHITECTURAL<br>FIRST & MEZZANINE<br>FLOOR NEW WORK<br>PLANS |
|--------------|---------------------------------------------------------------|

|               |      |
|---------------|------|
| SHEET NUMBER: | SK-2 |
|---------------|------|



**1 PLAN - NEW WORK - FIRST FLOOR**  
1/8" = 1'-0"



**2 PLAN - NEW WORK - MEZZANINE FLOOR**  
1/8" = 1'-0"







[illegible]

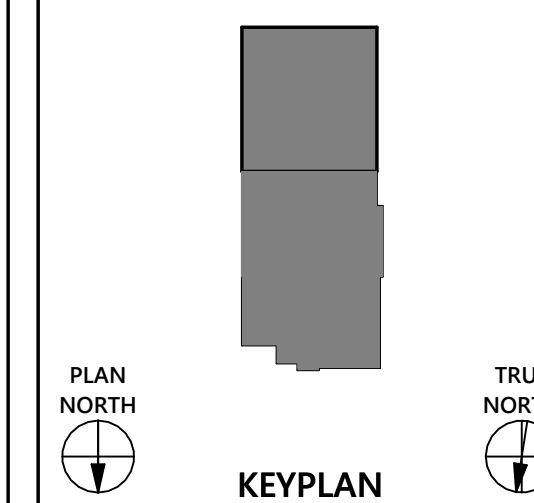
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| PRECIS PROJECT NO.: 220117 |     |
| PROJECT MANAGER:           | ERM |
| DISCIPLINE LEAD:           | PJS |
| DESIGN LEAD:               | MRK |

SHEET TITLE:

**ARCHITECTURAL  
EXTERIOR  
PERSPECTIVES**

SHEET NUMBER: \_\_\_\_\_





**PRELIMINARY:  
NOT FOR  
CONSTRUCTION**

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| PRECIS PROJECT NO.: 220117 |     |
| PROJECT MANAGER:           | ERM |
| DISCIPLINE LEAD:           | PJS |
| DESIGN LEAD:               | MRK |

SHEET TITLE:

**ARCHITECTURAL  
FIRST & MEZZANINE  
FLOOR USE &  
OCCUPANCY PLANS**

**SK-5**







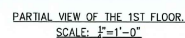
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| PRECIS PROJECT NO.: 220117 |     |
| PROJECT MANAGER:           | ERM |
| DISCIPLINE LEAD:           | PJS |
| DESIGN LEAD:               | MRK |

SHEET TITLE:

ARCHITECTURAL  
EXTERIOR  
PERSPECTIVESSHEET NUMBER:

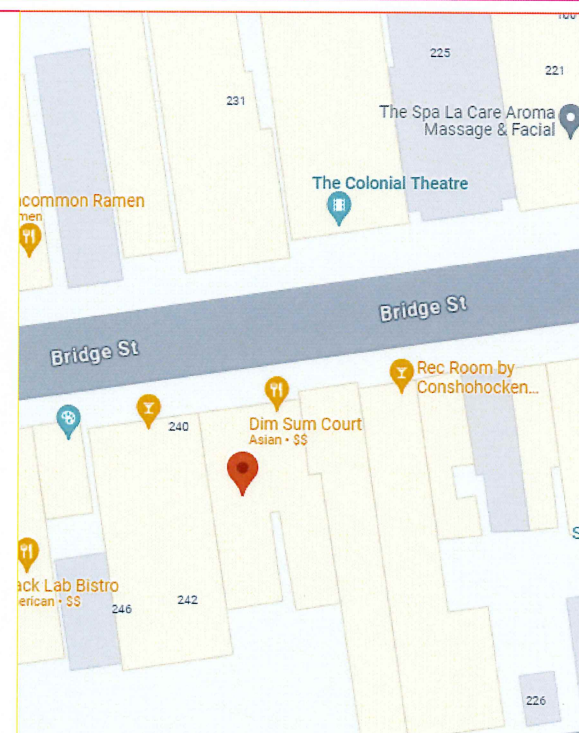




## APPROVALS



NEW BLACK  
ALUMINUM DOOR.



GENERAL CONTRACTOR IS RESPONSIBLE FOR OBTAINING & AFFIXING ALL NECESSARY PERMITS TO & DURING CONSTRUCTION. ANY INCONVENIENCES SHALL BE BROUGHT TO THE IMMEDIATE ATTENTION OF THE ARCHITECT FOR RESOLUTION ON VERIFICATION.

CONTRACTOR IS RESPONSIBLE FOR NOTIFYING THE ARCHITECT IF ANY INCONVENIENCES BETWEEN THEIR PLANS AND ANY GOVERNING BUILDING CODES OR ORDINANCES.

CONTRACTOR SHALL CHECK WITH THE ARCHITECT (10) DAY PRIOR TO START OF CONSTRUCTION FOR ADDENDUMS OR LETTERS.

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SE.

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| AA       | AS         | 00000000 |
| ISSUED:  | 2015-05-01 |          |

PROJECT

238 BRIDGE STREET  
PHOENIXVILLE, PA.

© 2003 Blackwell Publishing Ltd *Journal of Internal Medicine* 253: 105–112

TABLE 1

A-1

|                                            |                                             |                  |
|--------------------------------------------|---------------------------------------------|------------------|
| ALICE A. SLEYMAN, P.E.<br>LIC. PE-038050-A | 150 MARLTON PIKE E<br>CHERRY HILL, NJ 08024 | DATE             |
| SCALE: NOTED                               |                                             | DATE: 05/20/2011 |

3/13/2024

**Borough of Phoenixville**  
**Council, Authorities, Bureaus, Commissions, and Agencies**

| <b>Planning Commission - 4 Year Term</b> | <b>Appointed</b>  | <b>Reappointed</b> | <b>Term Expiration</b> |
|------------------------------------------|-------------------|--------------------|------------------------|
| Josh Gould                               | March 12, 2024    |                    | March 31, 2028         |
| Raffaello DiNapoli                       | February 14, 2017 | April 13, 2021     | March 31, 2025         |
| Amanda Irwin                             | March 12, 2024    |                    | March 31, 2028         |
| Catherine Bianco - Vice Chairperson      | March 9, 2021     |                    | March 31, 2025         |
| Joseph Sikora                            | March 8, 2022     |                    | March 31, 2026         |
| Thomas Carnevale - Chairperson           | April 12, 2011    | March 8, 2022      | March 31, 2026         |
| Kevin Dwyer                              | January 10, 2023  |                    | March 31, 2027         |
| Brian Moore - Council Liaison            |                   |                    | N/A                    |

| <b>Zoning Hearing Board - 5 Year Term</b> | <b>Appointed</b>  | <b>Reappointed</b> | <b>Term Expiration</b> |
|-------------------------------------------|-------------------|--------------------|------------------------|
| Jonathan Steitzer                         | February 14, 2023 |                    | January 31, 2028       |
| David Petty                               | October 10, 2023  | January 9, 2024    | January 31, 2029       |
| Maureen Ahearn                            | February 11, 2020 |                    | January 31, 2025       |
| Bryan Emmanuel - Chairperson              | April 10, 2018    | January 12, 2021   | January 31, 2026       |
| Vacant                                    |                   |                    | January 31, 2027       |

| <b>Recreation Board - 4 YR Term</b> | <b>Appointed</b> | <b>Reappointed</b> | <b>Term Expiration</b> |
|-------------------------------------|------------------|--------------------|------------------------|
| Kathy Gill                          | May 10, 2016     | April 14, 2020     | April 30, 2024         |
| Robert House                        | October 11, 2022 |                    | April 30, 2024         |
| Ed Lantzy                           | January 1, 2006  | May 11, 2021       | April 30, 2025         |
| Frank Markey                        | May 9, 2023      |                    | April 30, 2025         |
| Janet Hunter                        | January 1, 2008  | April 12, 2022     | April 30, 2026         |
| Allison Peffle                      | May 11, 2021     | April 12, 2022     | April 30, 2026         |
| Dave Gill - Chairperson             | May 10, 2010     | March 14, 2023     | April 30, 2027         |
| Dana Dugan - Council Liaison        | April 27, 2010   |                    | N/A                    |

| <b>HARB - 4 Year Term</b>                | <b>Appointed</b>   | <b>Reappointed</b> | <b>Term Expiration</b> |
|------------------------------------------|--------------------|--------------------|------------------------|
| Brian Slater - Chairperson - Real Estate | September 11, 2007 | August 11, 2020    | August 31, 2024        |
| William Felton - Contractor              | August 13, 2013    | August 11, 2021    | August 31, 2025        |
| Jon Ichter                               | November 14, 2023  |                    | August 31, 2025        |
| Joel Bartlett - Architect                |                    | August 8, 2023     | August 31, 2027        |
| Joseph Sikora - Planning Comm            | January 12, 2023   |                    | March 31, 2026         |
| Matthew McCloskey - BCO                  | September 12, 2023 |                    | N/A                    |
| Dana Dugan - Borough Council             |                    |                    | N/A                    |

| <b>Borough Council - 4 Year Term</b> | <b>Appointed</b> | <b>Reappointed</b> | <b>Term Expiration</b> |
|--------------------------------------|------------------|--------------------|------------------------|
| Beth Burckley - Vice President       | January 2, 2018  | January 3, 2022    | January 5, 2026        |
| James Carminito                      | January 3, 2022  |                    | January 5, 2026        |
| Dana Dugan                           | January 4, 2010  | January 3, 2022    | January 5, 2026        |
| Jonathan Ewald - President           | January 4, 2016  | January 2, 2024    | January 3, 2028        |
| Richard Kirkner                      | January 2, 2018  | January 3, 2022    | January 5, 2026        |
| Brian Moore - Assistant Secretary    | January 6, 2020  | January 2, 2024    | January 3, 2028        |
| David Strenfel                       | January 2, 2024  |                    | January 3, 2028        |
| Brian Weiss                          | January 6, 2020  | January 2, 2024    | January 3, 2028        |
| Peter Urscheler - Mayor              | January 2, 2018  | January 3, 2022    | January 3, 2026        |

| <b>Civil Service Commission - 6 YR Term</b> | <b>Appointed</b>   | <b>Reappointed</b> | <b>Term Expiration</b> |
|---------------------------------------------|--------------------|--------------------|------------------------|
| Mari Wineburg - Chairperson                 | September 14, 2021 | August 8, 2023     | January 31, 2028       |
| Amara Thornton-Brown - Vice Chair           | July 14, 2020      |                    | January 31, 2030       |
| Beth Burckley                               | December 12, 2023  |                    | January 5, 2026        |
| Alternate - J. D. Maloney                   | March 12, 2024     |                    | January 31, 2027       |
| Alternate - Vacant                          |                    |                    | January 31, 2029       |

| <b>Tree Advisory - 5 Year Term</b> | <b>Appointed</b> | <b>Reappointed</b> | <b>Term Expiration</b> |
|------------------------------------|------------------|--------------------|------------------------|
| Jane Dugdale                       | March 14, 2023   |                    | June 30, 2025          |
| Susan Di Cerchio                   | July 12, 2022    |                    | June 30, 2027          |
| Randall Morin                      | April 27, 2010   | June 11, 2019      | June 30, 2024          |
| Vacant                             |                  |                    | June 30, 2028          |
| Mary Foote - Chairperson           | July 9, 2019     |                    | June 30, 2026          |
| James Carminito - Council Liaison  |                  |                    | N/A                    |

| <b>Human Relations - 3 Year Term</b> | <b>Appointed</b> | <b>Reappointed</b> | <b>Term Expiration</b> |
|--------------------------------------|------------------|--------------------|------------------------|
| Christopher Book                     | April 11, 2023   |                    | March 31, 2026         |
| Vacant                               |                  |                    | March 31, 2026         |
| Heather Bird                         | January 12, 2021 | March 8, 2022      | March 31, 2025         |
| Rev. Lee Paczulla                    | March 8, 2022    |                    | March 31, 2025         |
| Susmita Sukla                        | January 9, 2024  |                    | March 31, 2027         |
| Beth Burckley - Council Liaison      |                  |                    | N/A                    |

| <b>Other Appointments</b>        | <b>Appointed</b> | <b>Reappointed</b> | <b>Term Expires</b> |
|----------------------------------|------------------|--------------------|---------------------|
| Emergency Management Coordinator |                  |                    |                     |
| Karin Williams                   | January 1, 2015  |                    | N/A                 |
| Vacancy Board Chairman           |                  |                    |                     |
| Leo Scoda                        | February 9, 2021 | January 2, 2024    | December 31, 2024   |

**RESOLUTION NO. 2024 -**

**BOROUGH OF PHOENIXVILLE  
CHESTER COUNTY, PENNSYLVANIA**

**A RESOLUTION TO APPOINT TAX COLLECTION COMMITTEE (TCC)  
DELEGATES TO THE CHESTER COUNTY TAX COLLECTION COMMITTEE**

**WHEREAS**, Act 32 § 505(b) requires the governing bodies of school districts, townships, boroughs, and cities to appoint one voting delegate and one or more alternate delegates to be their Tax Collection Committee (TCC) representatives; and

**WHEREAS**, The Phoenixville Borough Council desires to appoint the required delegates;

**WHEREAS**, The appointed individuals have consented to appointment.

**BE IT RESOLVED** by the Borough Council of Phoenixville that the following individuals are appointed as TCC delegates for the Borough of Phoenixville, Chester County, Commonwealth of Pennsylvania:

1. Primary voting delegate:  
Name: E. Jean Krack, Borough Manager.  
Address: 351 Bridge Street, 2nd Floor, Phoenixville, PA 19460  
Phone: 610-933-8801  
Email: [ejkrack@phoenixville.org](mailto:ejkrack@phoenixville.org)
2. First alternate voting delegate:  
Name: Monica Koza-Lubinsky, Finance Director.  
Address: 351 Bridge Street, 2nd Floor, Phoenixville, PA 19460  
Phone: 610-933-8801  
Email: [mlubinsky@phoenixville.org](mailto:mlubinsky@phoenixville.org)
3. Second alternate voting delegate:  
Name: Jonathan M. Ewald, Council President.  
Address: 351 Bridge Street, 2nd Floor, Phoenixville, PA 19460  
Phone: 610-933-8801  
Email: [jewald@phoenixville.org](mailto:jewald@phoenixville.org)
4. If the primary voting delegate cannot be present for a TCC meeting, the first alternate voting delegate shall be the representative at the TCC meeting. If both the primary voting delegate and the first alternate voting delegate cannot be present for a TCC meeting, the second alternate voting delegate shall be the representative at the TCC meeting.

5. These appointments are effective immediately and shall continue until successors are appointed. Delegates shall be appointed each year in November or December or as soon thereafter as possible. All delegates shall serve at the pleasure of this governing body and may be removed at any time.

**PASSED** by Borough Council, this 9th day of April, 2024.

---

Jonathan M. Ewald  
President, Borough Council

**ENACTED**, this 9th day of April, 2024.

---

E. Jean Krack, Borough Manager/Secretary

**I HEREBY CERTIFY** that the foregoing is a true and correct copy of the said Resolution duly adopted at a regular meeting of Borough Council held on the 9th day of April, 2024.

By: \_\_\_\_\_  
E.. Jean Krack, Borough Manager/Secretary

**ORDINANCE NO. 2024 -**

**BOROUGH OF PHOENIXVILLE  
CHESTER COUNTY, PENNSYLVANIA**

**AN ORDINANCE OF THE BOROUGH OF PHOENIXVILLE,  
CHESTER COUNTY, PENNSYLVANIA, AMENDING CHAPTER  
24 "TAXATION, SPECIAL," PART 8 "NEIGHBORHOOD  
IMPROVEMENT DISTRICT" OF THE CODE OF ORDINANCES  
OF THE BOROUGH OF PHOENIXVILLE.**

The Council of the Borough of Phoenixville, Chester County, Pennsylvania hereby ORDAINS that:

**Section 1:**

1. The Code of Ordinance of the Borough of Phoenixville, as amended, Chapter 24, "Taxation, Special," Part 8 "Neighborhood Improvement District" is hereby amended as indicated by the black line and strikeout interlineations below, with strikeout indicating deletions of language and underlined interlineations indicating insertions of language:

**§ 24-806 — ~~Discount Rate.~~**

~~The rate of discount on NID special assessments in the Steelpointe Neighborhood Improvement District of the Borough of Phoenixville shall be the same as that in Section § 24-401 of the Borough's Ordinances applied to real property taxes, from the amount on any such special assessment, provided that payment of the whole amount thereof shall be made within two months after the date of the special assessment notice from the NIMDA or its agent.~~

**~~§ 24-807~~ § 24-806 **Interest/Penalty Rate.****

The rate of interest/penalty on delinquent NID special assessments in the Steelpointe Neighborhood Improvement District of the Borough of Phoenixville shall be the same as that in Section § 24-402 of the Borough's Ordinances applied to real property taxes, to any such special assessment or portion thereof not paid within four months from the date of the special assessment notice from the NIMDA or its agent, said interest/penalty to be added to the delinquent special assessment by the NIDMA or its agent and to be collected by the NIDMA or its agent.



~~§ 24-808~~ § 24-807 **Charges, Expenses and Fees.**

The rate and amount of charges, expenses and fees incurred in the collection of delinquent NID special assessments in the Steelpointe Neighborhood Improvement District of the Borough of Phoenixville shall be the same as that in Chapter 24, Part 4 of the Borough's Ordinances applied to real property taxes, shall be applied to any such delinquent special assessment or portion thereof.

**Section 2.** Officer Authorization. The appropriate officers of the Borough are authorized to take whatever actions are necessary and appropriate to carry out the purpose and intent of this Ordinance.

**Section 3.** Severability. If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, parts, or sections hereof. It is hereby declared as the intent of the Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, part or section thereof not been included herein.

**Section 4.** Repealer. All ordinances or parts of ordinances conflicting or inconsistent herewith are hereby repealed.

**Section 5.** Effective Date. This Ordinance shall take effect in accordance with applicable law.

**PASSED** by Borough Council this 9th day of April, 2024.

By: \_\_\_\_\_  
Jonathan M. Ewald  
President, Borough Council

**APPROVED** by the Mayor, this 9th day of April, 2024.

By: \_\_\_\_\_  
Peter J. Urscheler  
Mayor

**ENACTED** this 9th day of April, 2024.

By: \_\_\_\_\_  
E. Jean Krack  
Borough Manager/Secretary

**I HEREBY CERTIFY** that the foregoing is a true and correct copy of the said Ordinance duly adopted at a regular meeting of Borough Council held on the 9th day of April, 2024.

By: \_\_\_\_\_  
E. Jean Krack  
Borough Manager/Secretary

## **ORDINANCE NO 2024 -**

### **BOROUGH OF PHOENIXVILLE CHESTER COUNTY, PENNSYLVANIA**

**AN ORDINANCE OF THE PHOENIXVILLE BOROUGH COUNCIL, CHESTER COUNTY, PENNSYLVANIA AMENDING CHAPTER 15, “MOTOR VEHICLES AND TRAFFIC,” PART 1 “GENERAL REGULATIONS,” SECTION 15-104 “TEMPORARY AND EMERGENCY REGULATIONS,” SECTION 15-105 “EXPERIMENTAL REGULATIONS,” SECTION 15-106 “TRAFFIC ON STREETS CLOSED OR RESTRICTED FOR CONSTRUCTION, MAINTENANCE OR SPECIAL EVENTS”; PART 4, “GENERAL PARKING REGULATIONS,” SECTION 15-402, “PARKING PROHIBITED AT ALL TIMES IN CERTAIN LOCATIONS,” AND SECTION 15-422, “PENALTY FOR VIOLATION”; PART 7 “METERED PARKING LOTS,” SECTION 15-711 “PENALTY FOR VIOLATION” AND PART 10 “SNOW AND ICE EMREGENCY,” SECTION 15-1004, “PENALTY FOR VIOLATION” OF THE CODE OF ORDINANCES OF THE BOROUGH OF PHOENIXVILLE**

The Council of the Borough of Phoenixville, Chester County, Pennsylvania hereby ORDAINS that:

#### **SECTION 1.**

Chapter 15, “Motor Vehicles and Traffic,” Part 1, “General Regulations,” Section 15-104 “Temporary and Emergency Regulations” is hereby amended as indicated by the black line and strikeout interlineations below, with strikeout indicating deletions of language and underlined interlineations indicating insertions of language:

3. Such temporary and emergency regulations shall be enforced by the Police Department in the same manner as permanent regulations. Any person who shall operate or park a vehicle or tractor in violation of any such regulation, or who shall, move, remove, destroy, injure or deface any sign or marking erected, posted or made to give notice of any such regulation, shall upon conviction thereof, be subject to ~~the penalty set forth in the law or elsewhere in this Chapter for a violation of such nature and, in case of a violation for which no specific penalty is set forth in the law or elsewhere in this Chapter, to a fine of not more than \$25~~ a fine in an amount as established in the Master Fee Schedule of the Borough of Phoenixville together with costs of prosecution.

#### **SECTION 2.**

Chapter 15, “Motor Vehicles and Traffic,” Part 1, “General Regulations,” Section 15-105 “Experimental Regulations” is hereby amended as indicated by the black line and strikeout interlineations below, with strikeout indicating deletions of language and underlined interlineations indicating insertions of language:

The Borough of Phoenixville may, from time to time by resolution, designate places upon and along the highways in the Borough of Phoenixville where, for a period of not more than 90 days,



specific traffic and/or parking regulations, prohibitions and restrictions shall be in force and effect, and shall designate such locations by proper signs and markings. Such regulations, prohibitions and restrictions shall be effective as if they had been specified in this Chapter. No person shall operate and no person shall move, remove, destroy or deface any sign or marking erected, posted or made by authority of this Section. Any person who shall violate any provision of this Section shall, upon conviction thereof, be subject to ~~the penalty set forth in the law or elsewhere in this Chapter for a violation of such nature and, in case of a violation for which no specific penalty is set forth in the law or elsewhere in this Chapter, to a fine of not more than \$25 together with costs of prosecution;~~ provided, the purpose of this Section is to allow for test and experimental determination of the feasibility and desirability of permanent changes in the ordinances of the Borough of Phoenixville relative to traffic and parking. a fine in an amount as established in the Master Fee Schedule of the Borough of Phoenixville together with costs.

### **SECTION 3.**

Chapter 15, "Motor Vehicles and Traffic," Part 1, "General Regulations," Section 15-106 "Traffic on Streets Closed or Restricted for Construction, Maintenance or Special Events" is hereby amended as indicated by the black line and strikeout interlineations below, with strikeout indicating deletions of language and underlined interlineations indicating insertions of language:

3. Any person who violates any provision of this Section shall, upon conviction, ~~be sentenced to pay a fine of \$25 and costs.~~ be subject to a fine in an amount as established in the Master Fee Schedule of the Borough of Phoenixville together with costs.

### **SECTION 4.**

Chapter 15, "Motor Vehicles and Traffic," Part 4, "General Parking Regulations," Section 15-402, "Parking Prohibited at All Times in Certain Locations" is hereby amended as indicated by the black line and strikeout interlineations below, with strikeout indicating deletions of language and underlined interlineations indicating insertions of language:

| <b>Street</b>        | <b>Side</b>  | <b>Between</b>                                                                                                                                                                                     |
|----------------------|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <u>Church Street</u> | <u>South</u> | <u>At a point beginning from the intersection of the northwest side of Dean Street extending west 20 feet where a "No Parking: Here to Corner" sign shall be placed with the sign facing west.</u> |

### **SECTION 5.**

Chapter 15, "Motor Vehicles and Traffic," Part 4, "General Parking Regulations," Section 15-422 "Penalty for Violation" is hereby amended as indicated by the black line and strikeout interlineations below, with strikeout indicating deletions of language and underlined interlineations indicating insertions of language:

Any person violating any provision of this Part shall, for each and every such violation and upon conviction thereof, be sentenced to pay a fine ~~of \$20~~ in an amount as established in the Master Fee Schedule of the Borough of Phoenixville plus costs, except for a violation of § 15-419G, parking in a fire zone, for which the fine shall be ~~\$25~~ in an amount as established in the Master

Fee Schedule of the Borough of Phoenixville plus costs, and violation of § 15-419M, parking in any place where official signs prohibit or restrict parking, for which the fine will be that posted on the official sign or, in default of payment of said fines and costs, to undergo imprisonment for not more than five days.

## **SECTION 6.**

Chapter 15, “Motor Vehicles and Traffic,” Part 7, “Metered Parking Lots,” Section 15-711 “Penalty for Violation” is hereby amended as indicated by the black line and strikeout interlineations below, with strikeout indicating deletions of language and underlined interlineations indicating insertions of language:

Any person violating any of the provisions of this Part shall, for each and every such violation, upon conviction thereof, be sentenced to pay a fine of ~~\$20~~ in an amount as established in the Master Fee Schedule of the Borough of Phoenixville plus costs or, in default of payment of said fine and costs, to undergo imprisonment for not more than five days. Any person who shall violate any provision of § 15-709 of this Part shall, for each and every violation, upon conviction thereof, be sentenced to pay a fine of not more than ~~\$600~~ an amount as established in the Master Fee Schedule of the Borough of Phoenixville plus costs and, in default of payment of said fine and costs, to undergo imprisonment for not more than 10 days.

## **SECTION 7.**

Chapter 15, “Motor Vehicles and Traffic,” Part 10, “Snow and Ice Emergency,” Section 15-1004 “Penalty for Violation” is hereby amended as indicated by the black line and strikeout interlineations below, with strikeout indicating deletions of language and underlined interlineations indicating insertions of language:

1. If, at any time during a period of snow emergency declared under § 15-1001 of this Part, a person shall park a motor vehicle or allow a motor vehicle to remain parked anywhere upon a snow emergency route, that person shall be guilty of a violation of this chapter and, upon conviction thereof, shall be sentenced to pay a fine of ~~\$20~~ an amount as established in the Master Fee Schedule of the Borough of Phoenixville (~~\$25~~ in the case of a violation in residential permit parking areas in § 15-410, Subsection 4A, an amount as established in the Master Fee Schedule of the Borough of Phoenixville), plus costs, or, in default of payment of said fine and costs, to undergo imprisonment for not more than five days.
2. If, at any time during a period of snow emergency declared under § 15-1001 of this Part, a person shall drive a motor vehicle upon a snow emergency route, without having that vehicle equipped with snow tires or chains, that person shall be guilty of a violation of this chapter and, upon conviction, shall be sentenced to pay a fine of ~~\$25~~ in an amount as established in the Master Fee Schedule of the Borough of Phoenixville and costs.

## **SECTION 8.**

If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, parts, or section hereof. It is

hereby declared as the intent of the Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, part or section thereof not been included herein.

**SECTION 9.**

All Ordinances or parts of Ordinances conflicting or inconsistent herewith are hereby repealed.

**SECTION 10.**

This Ordinance shall become effective upon enactment as provided by law.

**PASSED** by Borough Council this 9th day of April, 2024.

By: \_\_\_\_\_  
Jonathan M. Ewald  
President, Borough Council

**APPROVED** by the Mayor, this 9th day of April, 2024.

By: \_\_\_\_\_  
Peter J. Urscheler, Mayor

**ENACTED**, this 9th day of April, 2024.

By: \_\_\_\_\_  
E. Jean Krack, Borough Manager/Secretary

**I HEREBY CERTIFY** that the foregoing is a true and correct copy of the said Ordinance duly adopted at a regular meeting of Borough Council held on the 9th day of April, 2024.

By: \_\_\_\_\_  
E. Jean Krack, Borough Manager/Secretary

**Personnel and Public Safety Committee Meeting**  
**Monday, April 1, 2024**  
**6:00 pm**

**MINUTES**

Committee: Chairperson, Ms. Burckley, Mr. Strenfel, and Mr. Weiss

Mayor Urscheler

Staff: Mr. Krack, Ms. Getzfread, Chief Marshall, Chief Brazunas, and Ms. Donato (as needed).

Deputy Chief Dixon – TowerDIRECT

I. Call to Order at 6:00 pm. All present except Mr. Weiss who was excused.

II. Public Participation on Non-Agenda Items.

No public participation

III. Committee Member Updates/Discussions.

No updates of discussion.

IV. New Business

A. Review Monthly Fire and Ambulance Reports.

Chief Brazunas provided an update on two grants the department is submitting.

B. Consider request from Jonathon Luff for appointment to the Zoning Hearing Board for the vacant term expiring January 31, 2027.

Mr. Luff was not in attendance.

C. Consider request from Carolyn Treglia for appointment to the Zoning Hearing Board for the vacant term expiring January 31, 2027.

Ms. Treglia provide information and her background in Real Estate and her desire to serve the Borough with her background.

Ms. Burckley stated that since there are two applicants, she will forward both applications to Borough Council for final consideration.

D. Consider request from Jennifer Chandler for appointment to the Tree Advisory Commission for the open vacancy with term expiring June 30, 2028.



Ms. Burckley stated the Ms. Chandler had indicated she could not attend the meeting tonight. She will forward Ms. Chandler's application to Borough Council for consideration.

- E. Consider request from Shawn Cephas for appointment to the Human Relations Commission for the open vacancy with term expiring March 31, 2026.

Mr. Cephas provided information on his background and his desire to serve the community.

Mr. Strenfel made a Motion to recommend Borough Council appoint Shawn Cephas to the Human Relations Commission to fill the existing vacancy. Seconded by Ms. Burckley. Motion passed 2-0.

- F. Consider request from Kevin Zwick for appointment to the Recreation Board for the term expiring April 30, 2028.

Mr. Zwick withdrew his application at this time.

- G. Consider request from Andrew Hungerbuhler for appointment to the Recreation Board for the term expiring April 30, 2028.

Ms. Burckley stated that she discussed with Mr. Hungerbuhler his desire to serve on the Recreation Board but that he could not attend the meeting tonight.

Mr. Strenfel made a Motion to recommend Borough Council appoint Andrew Hungerbuhler to the Recreation Board for the term expiring April 30, 2028. Seconded by Ms. Burckley. Motion passed 2-0.

- H. Consider request from Kathy Gill for reappointment to the Recreation Board for the term expiring April 30, 2028.

Ms. Gill provided background on her years of service on the Recreation Board and her reasons for wanting to continue on the Board.

Mr. Strenfel made a Motion to recommend Borough Council reappoint Kathy Gill to the Recreation Board for the term expiring April 30, 2028. Seconded by Ms. Burckley. Motion passed 2-0.

- I. Consider request from Robert House for reappointment to the Recreation Board for the term expiring April 30, 2028.

Mr. House was not in attendance.

- J. Call for Residents interested in being appointed to various Boards and Commissions. Current vacancies exist on the, Civil Service Commission, Human Relations Commission, Tree Advisory Commission, and Zoning Hearing Board

Ms. Burckley announced the open positions on various Board and Commissions.

V. Old Business

- A. PXV Inside Out.

Nothing new to report.

- B. Emergency Management.

Mr. Krack reported that efforts continue to replace the existing trailer and other parts and supplies.

- C. Community Policing.

Chief Marshall reported that the State Police will have their helicopter at the National Night Out event on August 6, 2024.

VI. Public Participation

There was no public participation

VII. Adjournment to Executive Session for Personnel at 6:18 pm by Mr. Strenfel.

Next Meeting Date: Monday, May 6, 2024 at 6:00 pm

**Parks and Recreation Committee Meeting**  
**Tuesday, March 19, 2024**  
**6:00 pm**

**AGENDA**

Committee: Chairperson, Mr. Moore, Ms. Burckley, Ms. Dugan, and Mr. Weiss

Public Members: Janet Hunter

Staff: Mr. Krack, Ms. Gibbons, Ms. Getzfred, and Mr. Watson

- I. Call to Order at 6:00 pm
- II. Public Participation on Non-Agenda Items

No public participation.

- III. Presentations

- A. Phoenixville Area Soccer Club.

Mr. Ryan Gottier, Director of Coaching and Marty McNamee, President of the Board provided a presentation on their proposal to install turf fields and lighting at Pat Nattle Field in exchange for partnering with the Borough on the use of the fields during the year.

Mr. Moore made a Motion to not proceed with the proposal. Seconded by Ms. Dugan

On the question:

Ms. Gibbons provided background on the Recreation Department's use of the fields for their programs and that by adding the soccer program would limit the Department's opportunity to grow the Borough's own programs as they expand.

Ms. Dugan stated this came before the Recreation Board and did not receive a recommendation and questioned why this was even before this Committee?

Ms. Burckley expressed concerns that lighting and turf has been previously vetted with Council and nothing moved forward. She stated she does not want to give a false pretense of support but that perhaps supporting a feasibility study by the Club would provide more detail for Council.

Mr. Weiss agreed that more questions could be answered with information obtain through such a study.

Mr. Carminito stated that concerns about chemicals from the turf are no different than concerns about the use of pesticides and chemicals on grass playing fields.

Mr. Kirkner expressed concerns about turf and forever chemical residue being blown into adjacent homes 24/7. He also noted that he ran for reelection and won based on pushing back on lighting the field.

Ms. Kirkner also expressed her concerns about being the adjacent neighbor and that the fields are used all year round, not just during seasons as suggested by the club presentation

Motion fails 2-2 with Ms. Dugan and Mr. Moore voting no.

IV. Committee Member Updates/Discussions

No Committee Member updates or discussion.

V. New Business

- A. Motion to recommend Borough Council approve a Temporary Community Event Application for First Fridays on Friday, May 3, November 1, and December 6, 2024 from 5:30 pm to 8:30 pm on the 100 and 200 Block of Bridge Street and the Bridge and Main Street Parking Lot. Bridge Street to be closed between Gay Street to Main Street and Main Street to Starr Street from 4:00 to 10:00 pm. The Parking Lot to be closed from 12:00 pm to 10:00 pm on each Friday.

Ms. Dugan made a Motion to recommend Borough Council approve the Temporary Community Event. Seconded by Ms. Burckley. Motion passed 4-0.

- B. Motion to recommend Borough Council approve a Temporary Community Event Application for the Rhythm and Brews in the Main and Bridge Street Parking Lot on Saturday, June 22, 2024, Saturday, July 27, 2024, Saturday, August 24, 2024 and Saturday, September 28, 2024 from 6:00 pm to 9:00 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.

Ms. Burckley made a Motion to recommend Borough Council approve the Temporary Community Event. Seconded by Mr. Weiss. Motion passed 4-0.

- C. Motion to recommend Borough Council approve a Temporary Community Event Application for the Blobfest 5K, 10K, and Half Marathon on the Schuylkill River Trail on Sunday, July 14, 2024 from 7:00 am to 11:00 am. Conditioned upon receipt of all fees and valid Certificate of Insurance naming Borough as Additional Insured.

Mr. Weiss made a Motion to recommend Borough Council approve the Temporary Community Event. Seconded by Ms. Burckley. Motion passed 4-0.

- D. Motion to recommend Borough Council approve a Temporary Community Event Application for the Phoenixville VegFest in Reeves Park on Saturday, July 27,



2024 from 11:00 am to 5:00 pm. Third Avenue between Main Street and B Street to be closed from 8:00 am to 7:00 pm. Conditioned upon receipt of all fees and valid Certificate of Insurance naming Borough as Additional Insured.

Ms. Burckley made a Motion to recommend Borough Council approve the Temporary Community Event. Seconded by Ms. Dugan. Motion passed 4-0.

- E. Motion to recommend Borough Council approve a Temporary Community Event Application for the Phoenixville VegFest in Reeves Park on Sunday, July 28, 2024 from 11:00 am to 5:00 pm. Third Avenue between Main Street and B Street to be closed from 8:00 am to 7:00 pm. Conditioned upon receipt of all fees and valid Certificate of Insurance naming Borough as Additional Insured.

Mr. Weiss made a Motion to recommend Borough Council approve the Temporary Community Event. Seconded by Ms. Burckley. Motion passed 4-0.

- F. Motion to recommend Borough Council approve a Temporary Community Event Application for WuFF Jam 2024 on Saturday, September 14, 2024 from 11:00 am to 5:00 pm in Reeves Park. Third Avenue between Main Street and Starr Street to be closed from 8:00 am to 6:00 pm. Conditioned upon receipt of valid Certificate of Insurance naming Borough as Additional Insured.

Ms. Burckley made a Motion to recommend Borough Council approve the Temporary Community Event. Seconded by Mr. Weiss. Motion passed 4-0.

- G. Motion to recommend Borough Council award the design proposal from Ground Reconsidered for The Square at Bridge and Main.

Mr. Krack provided background on the process that has occurred over the past year at Committee and Council meetings. He then introduced Karen Skafte and Kristen Loughry of Ground Reconsidered. Ms. Skafte and Ms. Loughry presented information on their project proposal and provided examples of similar projects they have completed in other communities.

Ms. Burckley made a Motion to recommend the Finance Committee allocate the funds and forward to Borough Council for approval. Seconded by Mr. Weiss.

On the Question.

Ms. Dugan stated that there is not enough parking in the Downtown and the businesses are struggling as it is.

Ms. Burckley stated the Borough added the parking lot on Church Street which increased the available parking by 15 and that there is a significantly underutilized lot across the French Creek at the Foundry.

Mr. Weiss stated he sees the project as change which acknowledges a walking and vibrant downtown.

Ms. Dugan asked if this had been budgeted?

Mr. Krack stated there were various options for the funding of the project but that with the submission of the grant in March 2023, Council approved the restriction of \$250,000 as match from which the funding of this project would come from.

Mr. Moore stated that he supports the concept as presented but expressed his concern that there was not enough public participation.

Motion passed 3-1 with Ms. Dugan voting no.

VI. Public Participation.

There was no Public Participation

VII. Adjournment at 7:22 pm by Ms. Burckley.

Next Meeting Date: Tuesday, April 16, 2024 at 6:00 pm.

**Policy Committee Meeting  
Tuesday, March 26, 2024  
7:00 pm**

**MINUTES**

Committee: Chairperson, Mr. Carminito, Mr. Ewald, Mr. Kirkner, and Mr. Strenfel  
Staff: Mr. Krack and Mr. Boelker

- I. Call to Order at 7:00 pm. All in attendance except Mr. Boelker who was excused.
- II. Public Participation on Non-Agenda Items. No Public Participation.
- III. Committee Member Updates/Discussions. No updates or discussions.
- IV. New Business

- A. Motion to recommend Borough Council schedule and advertise an Ordinance amending Chapter 4, “Buildings,” “Part 4 “Abatable Structures.”

Mr. Ewald made a Motion to recommend Borough Council schedule and advertise the Ordinance amendment as presented. Seconded by Mr. Kirkner. Motion passed 4-0.

- B. Motion to recommend Borough Council schedule and advertise an Ordinance amending Chapter 15, “Motor Vehicles and Traffic.”

Mr. Kirkner made a Motion to recommend Borough Council schedule and advertise the Ordinance amendment as presented. Seconded by Mr. Ewald. Motion passed 4-0.

- C. Motion to recommend Borough Council schedule and advertise an Ordinance amending Chapter 27, “Zoning,” “Part 3 “Zoning Districts.”

Mr. Kirkner made a Motion to recommend Borough Council schedule and advertise the Ordinance amendment as presented. Seconded by Mr. Strenfel. Motion passed 4-0.

- D. Motion to recommend Borough Council adopt revised Phoenixville Borough Council Procedural Rules and Regulations.

Mr. Kirkner made a Motion to recommend Borough Council adopt the revisions as presented. Seconded by Mr. Strenfel. Motion passed 4-0.

V. Old Business

A. Enforcement of bans on reproductive health services. Nothing new to report.

B. Parking. Nothing new to report.

VI. Public Participation. No public participation.

VII Adjournment at 7:20 by Mr. Ewald.

Next Meeting Date: Tuesday, April 23, 2024 at 7:00 pm.



**INFRASTRUCTURE, TECHNOLOGY, TRANSPORTATION,  
AND SUSTAINABILITY (ITTS)  
COMMITTEE MEETING  
Tuesday, March 19, 2024  
7:00 PM**

**MINUTES**

Committee: Chairperson, Mr. Weiss, Ms. Burckley, Mr. Moore, and Mr. Strenfel  
Staff: Mr. Krack, Mr. Watson, and Ms. Getzfread

I. Call to Order at 7:30 pm

II. Public Participation on Non-Agenda Items

A. Steve Young questioned the results of the Drainage Study by the Borough Engineer?

B. David Lutzker questioned why the meeting was no longer on Hybrid?

III. Committee Member Updates/Discussions

Mr. Weiss suggested Mr. Moore submit his questions/concerns in an email which can then be distributed to Staff and Borough Engineer for further comment.

Ms. Burckley stated that Borough Council determined that hybrid was no longer necessary with committees and commissions but, that it will remain hybrid with Borough Council meetings.

IV. New Business

A. Motion to recommend Borough Council approve Staff's recommendation to retain Bowman as the Borough Traffic Engineer.

Mr. Krack provided background on the need for an RFP for engineering services every five years.

Ms. Burckley made a Motion to recommend Borough Council approve Staff's recommendation to retain Bowman as the Borough Traffic Engineer. Seconded by Mr. Strenfel. Motion passed 4-0.

B. Motion to recommend Borough Council approve the GVF Shuttle proposal in the lump sum amount of \$25,000.

Ms. Getzfread provided background on the proposal.

Mr. Weiss asked whether there would be more data provided regarding various metrics.

Ms. Burckley agreed that additional information would be helpful.

Ms. Getzfread will discuss it further with GVF and report back next month.

V. Infrastructure Updates

A. Engineering Reports (Jan, Apr, Jul, Oct)

No report for this month.

B. Stormwater Management

Mr. Krack reported that Staff had met with EPA and DEP on various funding opportunities and provided them with a copy of the report. He expects it will be several months before they hear back as to what, if any, financial support can be provided.

C. The Phoenix Wheel

Mr. Krack reported that the proposals to begin the inventory of the various wheel components were received and he expects to move forward within the next week. He expects that process to take several months. Once categorized, then further project estimated can be tabulated for the preparation of the actual bid documents for site work and eventual construction.

VI. Transportation Updates

A. Bridge and Starr Street

Mr. Krack provided an update on the Concept Plan prepared by TPD. Based on their estimated timeline, the project should begin construction in April 2025.

B. Paradise Street – Phase 2

1. Motion to recommend Borough Council approve the Bowman proposal for Engineering Design Services for Phase 2 of the Paradise Street Improvement Project in the lump sum amount of \$174,090.

Mr. Krack provided background on what Phase 2 consists of.

Mr. Moore made a Motion to recommend the Finance Committee allocate the funds and forward to Borough Council for approval. Seconded by Mr. Strenfel. Motion passed 4-0.

C. Hall Street

Mr. Krack reported that at their meeting last week, Borough Council approved the Tague property deed of dedication of ROW and the approval of the Paradise Village project which moves the construction of the road that much further ahead.

D. Mowere Road

Mr. Krack reported we continue to wait for approvals from PECO. He expects the project to go to bid by the end of May. With that delay, he stated the project might be substantially complete by end of construction season this year, but that final wearing course of pavement could be pushed into 2025.

E. French Creek Trail

Nothing new to report at this time.

F. Train Station

Nothing new to report at this time.

G. Washington/Gay Intersection return to stop signs

Mr. Krack reported Staff will provide a recommendation to the Committee on possible next steps.

H. Church Street Traffic Evaluation

Committee recommended this come off the Agenda and instead be replaced with a topic of Walkability.

I. Parking Study Update

Nothing new to report at this time.

VII. Sustainability Updates

A. PXVNEO

Mr. Krack reported that Staff is working through items that came up during the recent startup and expects the team to be on site this coming Friday.

B. Municipal Building Solar Installation

Mr. Krack reported that because of new technology, the building footprint will allow a larger solar panel array which will provide more kilowatt hours of energy. He expects the project to start in April.

VIII. Technology Updates

Nothing new to report.

IX. Public Participation

None

X. Adjournment at 8:25 pm by Mr. Strenfel.

Next Meeting Date: Tuesday, April 16, 2024 at 7:00 pm.