

**PHOENIXVILLE BOROUGH COUNCIL**

Tuesday, November 13, 2018

7:00 PM

**MINUTES**

**(Minutes approved by Borough Council on December 11, 2018)**

I. Moment of Silence/Pledge of Allegiance

II. Roll Call – Borough Manager

Mr. Kovaleski, President	Present
Ms. Burckley	Present
Mr. Dalton	Arrived 7:27 pm
Ms. Doherty	Arrived 7:11pm
Ms. Dugan	Present
Mr. Ewald, Vice President	Present
Mr. Kirkner	Present
Mr. Soto	Absent
Mr. Krack, Borough Manager	Present
Chief Sjostrom	Present
Solicitor Garner	Present

III. Consider Approval of the October 9, 2018 Regular Meeting Minutes and October 30, 2018 Special Council Meeting.

Mr. Ewald made a Motion to approve the October 9, 2018 Regular Meeting Minutes and October 30, 2018 Special Council Meeting. Seconded by Ms. Burckley.

On the Question:

Ms. Dugan noted that she should be marked absent on the October 30, 2018 Minutes and that she would be abstaining.

Mr. Kirkner indicated he would also be abstaining as he was absent on the October 9, 2018 meeting.

Motion Approved 3-0-2. Ms. Dugan and Mr. Kirkner abstaining.

IV. Presentations

A. Jim Arms and Erin Keller from Dallas Data Systems presenting \$2,500 check towards the Reeves Park All Abilities Playground Project.

Erin Keller presented Mayor Urscheler, Councilwoman Burckley, Melissa Gibbons, Director of Park and Recreation, David Gill and Janet Hunter of the Recreation Board a check in the Amount of \$2,500.00 Dollars for the All Abilities Playground.

V. Public Participation

Virginia Murphy, resident. She expressed her support for hiring an additional Police Officer and the installation of security cameras downtown.

William McGinley, resident. He shared his support on the hiring of an additional Police Officer in the 2019 Budget.

VI. Communications/Council Participation

None

VII. Mayor's Report

Mayor Urscheler reported on numerous events that were held in October including the Halloween Parade and the Inaugural Bed Races. He encouraged the public to attend the upcoming Holiday Parade on December 7, 2018, the Christmas House Tour on December 1, 2018 and the Firebird Celebration on December 8, 2018. He thanked the VFW Post 1564 for their Veterans Day Memorial on November 11, 2018.

VIII. Appointments/Public Resolutions

A. Call for Residents interested in being appointed to various Boards and Commissions.

Mr. Kovaleski reminded the public there are openings for residents interested in applying for our various boards and commissions. Interested applicants should contact the Borough for more information.

B. Consider appointment of William Davidson to the Human Relations Commission.

Mr. Ewald made a Motion to appoint William Davidson to the Human Relations Commission. Seconded by Ms. Burckley.

On the Question:

Mr. Davidson provided his background and expressed his desires to be appointed to the Commission.

Motion Approved 6-0.

- C. Consider appointment of Conor Myers to the Recreation Board to fill the current vacancy.  
No Action Taken.

IX. New Business

- A. Consider Borough Engineer recommendation to award the 2018 Water Main Replacement Project to Shainline Excavating, Inc. in the amount of \$762,165.00.

Mr. Kirkner made a Motion to approve the Borough Engineer recommendation to award the 2018 Water Main Replacement Project to Shainline Excavating, Inc. in the amount of \$762,165.00. Seconded by Mr. Ewald.

Motion Approved 6-0.

- B. Consider Borough Engineer recommendation to award the WTP Filter Room Ceiling Painting Project to Fares Farhat General Construction Services in the amount of the Base Bid of \$46,604.21 and Alternate Bid of \$23,456.78 for a total bid award of \$70,060.99.

Mr. Ewald made a Motion to approve the Borough Engineer recommendation to award the WTP Filter Room Ceiling Painting Project to Fares Farhat General Construction Services in the amount of the Base Bid of \$46,604.21 and Alternate Bid of \$23,456.78 for a total bid award of \$70,060.99. Seconded by Mr. Kirkner.

Motion Approved 6-0.

X. Resolutions

- A. Consider a Resolution acknowledging Matthew Ruth's service on the Zoning Hearing Board.

Mr. Ewald made a Motion to approve a Resolution acknowledging Matthew Ruth's service on the Zoning Hearing Board. Seconded by Ms. Burckley.

On the Question:

Mr. Kovalski read the Resolution aloud for the record.

Motion to approve 6-0.

XI. Hearings

- A. Conditional Use Hearing

- 1. Regarding the Application of Chester County, for property located at 123 Black Rock Road.

Mr. Ewald made a Motion to open the Conditional Use Hearing. Seconded by Mr. Kirkner.

Motion Approved 7-0.

Hearing opened 7:32 pm.

Mr. Garner explained the application and intended use of the property currently own by Chester County and they have submitted a request for a continuance until the January 8, 2019 meeting of Borough Council.

Ms. Doherty made a Motion to grant a continuance of the hearing to January 8, 2019 at 7:30pm. Seconded by Mr. Dalton.

Motion Approved 7-0.

## B. Public Hearing

1. Consider an Ordinance Amendment to Chapter 7 “Fire Prevention and Fire Protection,” Part 3 “Fire Department.”

Mr. Ewald made a Motion to open the Public Hearing. Seconded by Mr. Kirkner.

Motion Approved 6-0.

Hearing opened 7:26 pm.

Mr. Garner explained the amendment changes to Chapter 7 “Fire Prevention and Fire Protection,” Part 3 “Fire Department.”

Public Participation

None

Council Participation

None

Ms. Dugan made a Motion to close the Public Hearing. Seconded by Mr. Kirkner.

Motion Approved 7-0.

Hearing closed at 7:28 pm.

Mr. Ewald made a Motion to approve the Ordinance amendment to Chapter 7 “Fire Prevention and Fire Protection,” Part 3 “Fire Department.” Seconded by Mr. Kirkner.

Motion Approved 7-0.

2. Consider an Ordinance Amendment to Chapter 15 “Motor Vehicles.”

Mr. Kirkner made a Motion to open the Public Hearing. Seconded by Ms. Dugan.

Motion Approved 7-0.

Hearing opened 7:29 pm.

Mr. Garner explained the amendment changes to Chapter 15 “Motor Vehicles.”

Public Participation

None

Council Participation

None

Mr. Kirkner made a Motion to close the Public Hearing. Seconded by Ms. Dugan.

Motion Approved 7-0.

Hearing closed at 7:31 pm.

Mr. Kirkner made a Motion to approve the Ordinance amendment to Chapter 15 “Motor Vehicles.” Seconded by Ms. Doherty.

Motion Approved 7-0.

## XII. Reports of Committees, Boards, and Commissions

### A. Planning Commission – (Liaison - **Ewald**)

1. No Action to Report.

### B. Historical Architectural Review Board – (Liaison - **Dugan**)

1. Consider approval of the Certificate of Appropriateness for the sign request for 28 S. Main Street.

2. Consider approval of the Certificate of Appropriateness for the sign request for 131 Bridge Street, Suite 5.

Ms. Dugan made a Motion to approve items 1 & 2. Seconded by Mr. Kirkner.

Motion Approved 7-0.

- C. Regional Planning Committee – (Liaison - **Ewald**)

No Action to Report.

- D. Recreation Board – (Liaison - **Dugan**)

Ms. Dugan provided an update on the current Recreation Department programs including the December 14, 2018 Family Night Out for Gingerbread House making, Jump Start Sports Volley Ball & Pre-School PE program, Little Hoops and Sew Much Fun continues to accept registrations.

- E. Beautification Advisory Commission – (Liaison - **Soto**)

No Action to Report.

### XIII. Council Action referred from Council Committees

- A. Parks and Recreation Committee – (**Soto**, Dugan, and Kovaleski)

1. No Action to Report.

- B. Policy Committee – (**Dalton**, Doherty, Kirkner, and Soto)

1. No Action to Report

- C. Police and Personnel Committee – (**Burckley**, Doherty, and Ewald)

1. No Action to Report.

- D. Infrastructure, Technology and Transportation Committee – (**Ewald**, Burckley, Dalton, and Kovaleski)

1. No Action to Report

- E. Finance Committee – (**Dugan**, Doherty, Kirkner, and Kovaleski)

1. Consider Proposal from Chester County Economic Development Council to assist the Borough with the submission of the RACP Application.

Ms. Dugan made a Motion to approve the Proposal from Chester County Economic Development Council to assist the Borough with the submission of the RACP Application. Seconded by Mr. Kirkner.

Motion Approved 7-0.

2. Consider the Staff recommendation to reject all bids received for the Community Center Project.

Ms. Dugan made a Motion

On the Question:

Mr. Krack explained the reasoning behind the rejection of the bid for the New Community Center. With rising costs on steel from tariffs the building cost came in about 25 percent higher than anticipated. Mr. Krack stated that with time, the prices may reduce and Council and Staff will be able to look at re-bidding in the future since the RACP has a five year life to it.

Ms. Dugan expressed her disappointment with the situation. She stated that it is sad that decisions made at the federal executive level have made it so that this project can't move forward.

Mr. Kirkner stated that now would be the time to reassess the size of the building and possibly reduce the currently unutilized portions.

Mr. Kovaleski agrees and stated that the Community Center should remain on the agenda of the Infrastructure Committee.

Motion Approved 7-0.

3. Consider increasing the Council members monthly compensation.

Ms. Dugan made a Motion to increase the Council Member monthly compensation by \$50.00. Seconded by Ms. Doherty.

On the Question:

Ms. Dugan stated her reasoning behind the request for compensation increase.

Mr. Kirkner clarified the raise would become effective in 2020 and only newly elected officials would be eligible, not currently seated Council Members.

Mr. Kovaleski further clarified Council Members currently receive \$150.00 per month, the increase would take that number to \$200.00 per month.

Mr. Garner explained that the best course of action is to create and advertise an ordinance authorizing the increase.

Ms. Dugan and Ms. Doherty withdrew their motion.

Mr. Kovaleski asked Mr. Dalton to take this Ordinance up at the Policy Committee.

4. Consider Staff recommendation authorizing the Finance Director to make the necessary end of year adjustments and to provide a listing of those adjustments to the Finance Committee and the Borough's Auditor.

Ms. Dugan made a Motion to approve the Staff recommendation authorizing the Finance Director to make the necessary end of year adjustments and to provide a listing of those adjustments to the Finance Committee and the Borough's Auditor. Seconded by Mr. Kirkner.

On the Question:

Mr. Krack explained the need for the adjustments and the process executed to make them to meet the requirements of the Borough's Auditor.

Motion Approved 7-0.

5. Presentation of 2019 Draft Budget.

Mr. Krack presented the 2019 Draft Budget.

6. Consider scheduling and advertising an ordinance for the adoption of the 2019 Tax Millage.

Ms. Dugan made a Motion to schedule and advertise an ordinance for the adoption of the 2019 Tax Millage.

Motion Approved 6-1. Mr. Kirkner voting No.



XIV. Public Participation

None

XV. Staff Reports

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

XVI. Executive Session

XII. Adjournment 8:12 pm. Mr. Dalton made a Motion to adjourn. Seconded by Ms. Burckley.

E. Jean Krack  
Borough Manager

Transcribed by: Jennifer Logan  
Administrative Assistant  
November 2018