

September 10, 2018

POTTSTOWN BOROUGH COUNCIL

The regular meeting of the Pottstown Borough Council was called to order on Monday, September 10, 2018 at 7:00 p.m. in the Council Meeting Room, Pottstown Borough Hall, 100 East High Street, Pottstown, Pennsylvania, with President Weand in the Chair.

CALL TO ORDER

INVOCATION

President Weand requested a moment of silence.

PLEDGE OF ALLEGIANCE

ROLL CALL

Councilors present were Ryan Procsal, Carol Kulp, Donald Lebedynsky, Trenita Lindsay, Dan Weand, Rita Paez, and Joseph Kirkland. Also present were Mayor Stephanie Henrick, Manager Justin Keller, Solicitor Charles Garner and Borough Secretary Virginia Takach.

APPROVAL OF MINUTES

- a. August 8, 2018 Committee of the Whole – Motion by Councilor Kirkland, seconded by Councilor Paez to approve the August 8, 2018 Committee of the Whole meeting minutes as presented. Motion carried: 7 ayes.
- b. August 13, 2018 Council Meeting – Motion by Councilor Kirkland, seconded by Councilor Kulp to approve the August 13, 2018 Council meeting minutes as presented. Motion carried: 7 ayes.

COMMENTS FROM CITIZENS PRESENT

- a. Jane Hospador, 1010 North Washington Street – expressed a concern regarding the cost of permit fees for improvements to her home after having to pay a 12% tax increase and water, sewer and trash fees. She also questioned the use of the extra 3% increase in the permit fee.

President Weand referred these concerns to the Licensing & Inspections Director.

- b. Matt Green, 123 North Hanover Street – spoke as a member of the Advisory Committee of the Olivet Boys & Girls Club and introduced Nick Philippides, Director of the OBGC, Ricketts Center. He also advised that any money raised to support the programs at the Ricketts Center, stays in Pottstown.
- c. Nicholas Philippides, 658 Beech Street – advised that he is the new Director of the OBGC, adding that there is a new workout center in the Ricketts Center and open to the public. He added that the cost of the adult weight room is \$15 per year. He also advised that is completely

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separated from the youth programs, which are also only \$15 per year. Mr. Philippides provided packets of information to Council.

d. Cathy Parette, 218 Deerfield Way – reminded all of the Pottstown Veterans’ Community Day, scheduled for September 29th, 11:00 a.m. -1:00 p.m. in Memorial Park and presentations will be made to local veterans, along with a motorcycle escort.

SUBCOMMITTEE REPORTS

a. Finance & Administration – President Weand reported the revenues stand at 81% and expenses at 59%. He added that a discussion took place regarding the Minimum Municipal Obligation regarding the pension funds of the retirees and the significant increase due to long life spans and various situations. President Weand also announced that the Finance Committee and the Financial Sustainability Oversight Committee are recommending that Econsult’s proposal be accepted for the Management and Financial Audit, which is listed on the agenda.

COMMITTEE REPORTS

- a. PDIDA – The report was included in the packets.
- b. COG – There was no meeting.
- c. EAC – There was no report.
- d. Regional Planning – There was no meeting.
- e. Blighted Property Review Committee – There was no meeting.

UNFINISHED BUSINESS

None.

NEW BUSINESS

a. Financial Audit - Motion by Councilor Kirkland, seconded by Councilor Procsal to accept the proposal of Econsult Solutions, Inc., Philadelphia, PA for the Management and Financial Audit for the Borough of Pottstown, in an amount not to exceed \$64,925. Motion carried: 7 ayes.

b. Conditional Offers of Employment - Motion by Councilor Kulp seconded by Councilor Procsal to authorize the Chief of Police to extend conditional offers of employment to the next two (2) eligible candidates from the Civil Service Eligibility List. Motion carried: 7 ayes.

c. MMO – Police Pension - Motion by Councilor Kirkland, seconded by Councilor Procsal to adopt a Resolution establishing the member contribution for the Police Pension Plan at 5% for calendar year 2019 and acknowledging that the 2019 Minimum Municipal Obligation (MMO) for the Police Pension Plan is \$1,521,616.

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RESOLUTION NO. 2018-24

A RESOLUTION OF THE BURGESS AND TOWN COUNCIL OF THE BOROUGH OF POTTSTOWN, MONTGOMERY COUNTY, PENNSYLVANIA, ACKNOWLEDGING THE 2019 MINIMUM MUNICIPAL OBLIGATION (MMO) AND ESTABLISHING THE CONTRIBUTION FOR MEMBERS OF THE POTTSTOWN POLICE PENSION PLAN FOR THE CALENDAR YEAR 2019, ENDING DECEMBER 31, 2019.

WHEREAS, it has been determined by the plan actuary that member contributions for calendar year 2019 should be established at five percent (5%); and

WHEREAS, the Pottstown Police Pension Board has formally acted to recommend to Borough Council a contribution to the plan consistent with the actuary's recommendation;

WHEREAS, it is further required that the Minimum Municipal Obligation ("MMO") for 2019 as calculated by the plan actuary be presented to Council prior to September 30th of the preceding year.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Burgess and Town Council of the Borough of Pottstown in lawful session this 10th day of September, 2018, as follows:

1. The annual member contribution is established for the calendar year 2019 at five percent (5%) which shall begin January 1, 2019 and shall remain in effect through December 31, 2019.
2. The 2019 MMO, as calculated by the plan actuary, is One Million, Five Hundred Twenty-one Thousand and Six Hundred Sixteen dollars (\$1,521,616.00).

Motion carried: 7 ayes.

d. MMO Non-Uniform Pension - Motion by Councilor Procsal, seconded by Councilor Lindsay to adopt a Resolution acknowledging that the 2019 Minimum Municipal Obligation (MMO) for the Pottstown Pension Plan (Non-Uniform) is \$904,870

RESOLUTION NO. 2018-25

A RESOLUTION OF THE BURGESS AND TOWN COUNCIL OF THE BOROUGH OF POTTSTOWN, MONTGOMERY COUNTY, PENNSYLVANIA, ACKNOWLEDGING THE 2019 MINIMUM MUNICIPAL OBLIGATION FOR THE POTTSTOWN BOROUGH NON-UNIFORMED PENSION PLAN.

WHEREAS, the Borough of Pottstown maintains a pension plan for the benefits of its municipal employees; and

WHEREAS, upon a yearly basis pursuant to law, the Borough is required to calculate the Minimal Municipal Obligation (hereinafter referred to as "MMO") for the next calendar year; and

WHEREAS, the MMO for 2019 has been computed to be Nine Hundred Four Thousand and Eight Hundred Seventy dollars (\$904,870.00).

WHEREAS, the Borough is required to pass a Resolution recognizing the actuarial condition of the plan each year and acknowledges the required MMO.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Burgess and Town Council of the Borough of Pottstown that the Borough of Pottstown Municipal Non-Uniformed Pension Plan MMO for 2019 is Nine Hundred Four Thousand and Eight Hundred Seventy dollars (\$904,870.00).

Motion carried: 7 ayes.

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e. Local Share Account – Motion by Councilor Paez, seconded by Councilor Kulp to adopt a Resolution to submit an application to the Local Share Account Montgomery County Grant from the Commonwealth Finance Authority in the amount of \$500,000 to be used for Stormwater Arch Rehabilitation

RESOLUTION NO. 2018-26

Be it RESOLVED, that the Borough of Pottstown of Montgomery County hereby request Local Share Account Montgomery County grant of \$500,000 from the Commonwealth Financing Authority to be used for Stormwater Arch Rehabilitation.

Be it FURTHER RESOLVED, that the Applicant does hereby designate Dan Weand, Borough Council President and Justin Keller, Borough Manager as the official(s) to execute all document and agreements between the Borough of Pottstown and the Commonwealth Financing Authority to facilitate and assist in obtaining the requested grant.

I, Virginia Takach, duly qualified Secretary of the Borough of Pottstown, Montgomery County, PA, hereby certify that the forgoing is a true and correct copy of a Resolution duly adopted by a majority vote of the Pottstown Borough Council at a regular meeting held on September 10, 2018 and that said Resolution has been recorded in the Minutes of the Borough of Pottstown and remains in effect as of this date.

IN WITNESS THEREOF, I affix my hand and attach the seal of the Borough of Pottstown, this 10th day of September, 2018.

Motion carried: 7 ayes.

f. Hanover Square Lofts - Motion by Councilor Paez, seconded by Councilor Procsal to grant the Hanover Square Lofts, 300 Cherry Street, a ninety (90) day extension to satisfy the conditions of final plan approval. Motion carried: 7 ayes.

g. South Street Agreement - Motion by Councilor Lindsay, seconded by Councilor Paez to approve and authorize execution of the South Street Improvement Agreement. Motion carried: 7 ayes.

h. Addendum to Captain's Contract - Motion by Councilor Procsal seconded by Councilor Lindsay, to approve and authorize the execution of a Fifth Addendum to the Police Captain's contract. Motion carried: 7 ayes.

i. Lawn & ROW Bids, Group 1 – Motion by Councilor Kirkland, seconded by Councilor Kulp to award the Lawn and ROW Maintenance Bid, Group 1, Airport, to Green Advantage Landscaping, Oley, PA as per the bid tabulation of September 4, 2018 and subject to review and approval of the Solicitor. Motion carried: 7 ayes.

j. Lawn & ROW Bids, Group 2 - Motion by Councilor Kirkland, seconded by Councilor Lindsay to award the Lawn and ROW Maintenance Bid, Group 2, Wastewater Treatment Plant and Right of Ways to MTM Mechanical, Boyertown, PA as per the bid tabulation of September 4, 2018 and subject to review and approval of the Solicitor. Motion carried: 7 ayes.

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k. Lawn & ROW Bids, Group 3 - Motion by Councilor Kirkland, seconded by Councilor Procsal to award the Lawn and ROW Maintenance Bid, Group 3, Water Division and Lots to Green Advantage Landscaping, Oley, PA as per the bid tabulation of September 4, 2018 and subject to review and approval of the Solicitor. Motion carried: 7 ayes.

l. Property Maintenance – Motion by Councilor Kirkland, seconded by Councilor Paez to award the Property Maintenance Bid to Green Advantage Landscaping Oley, PA as per the bid tabulation of September 4, 2018 and subject to review and approval of the Solicitor. Motion carried: 7 ayes.

m. Cheesetoberfest - Motion by Councilor Procsal, seconded by Councilor Kulp to grant request of the TriCounty Active Adult Center to allow a Biergarten at its October 13, 2018 Cheesetoberfest Grilled Cheese Competition from 12:00 p.m. – 3:00 p.m., subject to review and approval of the Police and Fire Departments and compliance with the Liquor Control Board regulations. Motion carried: 7 ayes.

n. Pottsgrove Cross Country - Motion by Councilor Paez, seconded by Councilor Kulp to grant request of the Pottsgrove Cross Country to conduct its Road Race on November 22, 2018 (rain date November 23) resulting in the closing of College Drive from 7:00 a.m. – 10:00 a.m., subject to review of the Police and Fire Departments. Motion carried: 7 ayes.

o. Funky Santa 5K - Motion by Councilor Kulp, seconded by Councilor Lindsay to grant request of the Parks and Recreation Department to conduct the Funky Santa 5K race on December 9, 2018, resulting in the closing of College Drive from 9:00 a.m. -10:30 a.m., subject to review of the Police and Fire Departments and waiving the \$100 street closure fee. Motion carried: 7 ayes.

p. HARB - Motion by Councilor Kirkland, seconded by Councilor Procsal to deny the application of Michael Benedict for a Certificate of Appropriateness for property located at 107 King Street, as recommended by HARB. Motion carried: 7 ayes.

q. HARB - Motion by Councilor Kirkland, seconded by Councilor Kulp to appoint Anthony Campbell to the Historic Architectural Review Board to fill a vacant term to expire April 1, 2020. Motion carried: 7 ayes.

r. Human Relations Commission - Motion by Councilor Lebedynsky, seconded by Councilor Lindsay to appoint Lisa Vanni to the Human Relations Commission to fill a vacant term to expire October 11, 2020, subject to satisfying the criminal background check and child abuse history clearance requirements. Motion carried: 7 ayes.

REPORT OF BILLS

Motion by Councilor Procsal, seconded by Councilor Kulp to pay the outstanding bills in the amount of \$2,103,248.35. Motion carried: 7 ayes.

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ANNOUNCEMENTS

Councilor Paez reminded all of the Latin Festival, September 22nd, 12:00 p.m. – 5:00 p.m. in the Riverfront Park.

Councilor Lindsay noted that a tour of the schools is scheduled for October 25th, 1:00 p.m., with details to follow.

Mayor Henrick announced that she attending the PAL opening, with Ducis Rodgers from 6ABC, and congratulated Rupert Elementary on its 90th Anniversary.

Councilor Kirkland wished Miles Feather best wishes in his recovery.

ADJOURNMENT

President Weand adjourned the meeting at 7:26 p.m.

Submitted by,

Justin M. Keller,
Borough Manager