

**MINUTES  
BOROUGH COUNCIL MEETING  
JULY 5, 2017**

The Downingtown Borough Council met in regular session July 5, 2017 at the Municipal Government Center, 4 W. Lancaster Ave., Downingtown, PA. Members present: President Gazzerro, Vice President Rakoff, Councilors McGlone, Thomas and Feldman. Also attending were Mayor Maxwell, Solicitor O'Keefe and members of Borough staff. Councilor Dague notified President Gazzerro he would be arriving late for the meeting.

President Gazzerro called the meeting to order at 7:00 p.m.

**Recognition/Awards** – None

**Approval of Expenditures (Period Ending June 30, 2017)** – Councilor McGlone made a motion to approve the expenditures for the period ending June 30, 2017, Vice President Rakoff seconded; motion carried 4-1 (Councilor Feldman opposed).

**Approval of Borough Council Minutes (June 7, 2017)** – Councilor Thomas made a motion to approve the minutes of June 7, 2017; Councilor Feldman seconded; motion carried unanimously.

**Citizens to be Heard** – Councilor Feldman commented on the recent court ruling regarding Kardon Park.

**Deferred Business**

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Ordinance 2017-02 Amending Compensation Dates for Mayor and Borough Council – Councilor McGlone made a motion to adopt Ordinance 2017-02, Councilor Thomas seconded; motion carried unanimously.

Ordinance 2017-03 Amending Chapter 256 Subdivision & Land Development – Defer to Aug. 2

**New Business**

Public Hearing – Road Vacation of a Portion of Logan Avenue, Moore Alley and Edgerton Alley – Solicitor O'Keefe opened the public hearing, explained the procedure and presented the Borough's exhibits. Mike Malloy, counsel for the applicant, presented their exhibits. Testimony was provided, Borough Council discussed and asked questions. Solicitor O'Keefe asked if there were any additional comments from the public, there were none and Solicitor O'Keefe closed the hearing.

*(Note: A transcript of the public hearing will be available for review at the Borough Administration office.)*

Ordinance 2017-06 Road Vacation (Portion of Logan Avenue, Moore Alley and Edgerton Alley) – Vice President Rakoff made a motion to adopt Ordinance 2017-06, Councilor Dague seconded; motion carried unanimously.

McDonald's (Update) – Mr. Sullins reported a meeting was held with Coporate McDonald's representatives and the plans provided to Council for their review indicate the proposed changes. There will not be two drive-up lanes; upgrading to two lanes would require a land development process. The proposed upgrades are to be completed on the current footprint of the building to include interior and exterior upgrades.

Sunnybrook Neighborhood Watch – Defer

Resolution 2017-06 Woodbine Partners – Lot 1 Plan Approval – Councilor Dague made a motion to adopt Resolution 2017-06; Councilor McGlone seconded. After discussion; motion carried unanimously.

DMSA (Façade Improvement Grant Program) – Steve Plaughter and Colby Martin provided details of the grant program indicating there are two phases planned. The objective is to encourage architecturally appropriate façade improvements of commercial buildings. The program requires an application be submitted by the business or property owner to request a 50% matching reimbursement grant with a maximum of \$2,500. A letter to inform business and property owners of the program will be sent out by DMSA.

Bradford Avenue Improvements Project (Bid Award) – Mr. Sullins reported we have been working on this project for about two years, we are approximately \$70,000 over budget and will be working with PECO to apply for a grant, there are additional areas we are looking at to offset the costs. The County has agreed to work with the Borough regarding additional funding from anyone who does not fulfill their grant commitments this year. Mr. Sullins recommended awarding the bid to Land Tech Enterprises, Inc. in the amount of \$279,995<sup>1</sup>. Councilor McGlone made a motion to award the bid to Land Tech Enterprises, Inc. at an amount not to exceed \$279,995.00, Councilor Feldman seconded; motion carried unanimously.

Bradford Avenue Sewer Project (Church of the Deliverance Conveyance and Easement) – Councilor McGlone made a motion to approve signing the documents, Vice President Rakoff seconded; motion carried unanimously.

### **Mayor & Council Updates**

Councilor Dague reported the Good Neighbor Day duck race was a success. Also, the Log House was open and there were many visitors. He thanked all the Borough police officers for their extra efforts during a long day.

Councilor McGlone thanked all the volunteers for a successful Summer Jam event, the next one will be held on July 28.

Councilor Thomas stated the Good Neighbor Day fireworks were great.

Councilor Feldman commented on the Kardon Park court ruling and comments made during the DMSA update.

Mayor Maxwell thanked all the volunteers who assisted during the Good Neighbor Day events. He also thanked the Downingtown Police Department for their participation in an investigation into heroin dealing in our area which resulted in 36 arrests.

President Gazzerro asked Borough Council members to notify him if they will not be attending the August 2<sup>nd</sup> meeting.

### **Adjournment**

Councilor Thomas made a motion to adjourn the meeting at 8:00 p.m., Councilor Dague seconded; motion carried unanimously.

Millie Byerly  
Assistant Secretary

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<sup>1</sup> The bid was adjusted by deleting bid line item 20 and including add alternate items 103 and 104. The adjusted line items resulted in a reduction of the bid amount to \$262,395.00.