

MINUTES
BOROUGH OF DOWNINGTOWN
JUNE 1, 2011

The Downingtown Borough Council met in regular session on June 1, 2011 at the Municipal Government Center, 4 W. Lancaster Ave., Downingtown, PA. Members present: President Bruton, Vice President Brinton, Councilors Gazzo, Benner, Smith and Feldman. Also attending were Mayor Maxwell, Solicitor Verwey and members of Borough staff.

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

Approval of Expenditures (Period Ending May 31, 2011) – Councilor Benner made a motion to approve the expenditures for the period ending May 31, 2011; motion carried 5-1 (Vice President Brinton abstained, she joined the meeting during the vote).

Approval of Council Minutes (May 18, 2011) – Councilor Benner made a motion to approve the minutes of May 18, 2011; motion carried unanimously.

Citizens to be Heard

Georgio Malle, 149 E. Lancaster Ave. – Mr. Malle requested Council’s approval to cut down two trees that will interfere with the construction of an awning at his restaurant. President Bruton informed Mr. Malle, he needs to follow the protocol and schedule a presentation to the Planning Commission and/or Zoning Hearing Board for review of his revised plans. Mr. Sullins and Mr. Yuhas will help Mr. Malle with the HOP permit process and his plan review will be scheduled on the Planning Commission meeting agenda on June 14.

Deferred Business

Planning Commission Correspondence – Defer

Ordinance 2011-05 Solar Energy – Councilor Gazzo made a motion to advertise with the intent to adopt Ordinance 2011-05; motion carried unanimously.

15 Green Street (Exterior Paint Color) - Defer

New Business

Financial Presentation – Mr. Ed Murray, Boenning & Scattergood, presented a preliminary financial plan to fund the Borough’s Capital Improvement Projects adopted by Council in the Borough’s budget on December 22, 2010. After discussion, Vice President Brinton made a motion to authorize Mr. Murray to proceed with preparing the documents for a 2011 Bond Issue; motion carried unanimously.

Councilor Gazzo made a motion to appoint Lamb McErlane PC as bond counsel for this issue; motion carried unanimously.

Minquas/Borough Agreement – Solicitor Verwey reviewed the agreement with Council. After discussion, Vice President Brinton made a motion to approve the Minquas/Borough Agreement with the revisions noted; motion carried 5-1 (Councilor Feldman opposed).

Poulson & Associates LLC Proposals – After discussion, Vice President Brinton made a motion to approve Poulson & Associates LLC Proposal No. 11 66 for Geotechnical Subsurface Investigation at 141 Wallace Ave. at a cost not to exceed \$4,950; motion carried 5-1 (Councilor Feldman opposed).

After discussion, Vice President Brinton made a motion to approve Poulson & Associates LLC Proposal No. 11 64 for Site Remediation and Act 2 ROL (Release of Liability) at 141 Wallace Ave. at a cost not to exceed \$86,510; motion carried 5-1 (Councilor Feldman opposed).

Scott Blissman (Eckert Seamans) – Chief McGowan requested approval from Council to continue utilizing Mr. Blissman, and the firm of Eckert Seamans, regarding the Downingtown Police Association Collective Bargaining Agreement. Council approved, by consensus.

Adjournment

Vice President Brinton made a motion to adjourn the meeting at 8:55 p.m.; motion carried unanimously.

Stephen T. Sullins

Borough Secretary