

REGULAR MEETING
BOROUGH COUNCIL
MALVERN BOROUGH

September 16, 2008
7:30 P.M.

PRESIDING: Woody J. Van Sciver, President

INVOCATION: Gerard J. McGlone, Mayor

PLEDGE OF ALLEGIANCE TO THE FLAG

1. ROLL CALL:
 - Council President Van Sciver
 - Council Vice President Raymond - Late
 - Council Member Crawford
 - Council Member Edge
 - Council Member Lynch
 - Council Member Smith - ABSENT
 - Council Member Vike
 - Mayor McGlone

2. PUBLIC FORUM:

Council President informs all present that copies of the agenda are available at the press desk. This is a Public Session of Council. Should any citizen/taxpayer wish to offer comments on any item on the agenda, now is the time to bring those comments before Council. Are there any citizens/taxpayers who wish to bring before Council any item not on the agenda?

- a. K. C. Bernardine, MB&PA, reported to Council on the activities for the Fall Festival for the Arts and Paws in the Park event that is scheduled for October 5th from 10:00-5:00 along King Street and in Burke Park.
- b. John Buckley, 165 Church Street, commented on the need for consistent design standards of sidewalks throughout the Borough. Council President Van Sciver explained that the Planning Commission is in the process of formulating a sidewalk plan. Mr. Buckley also commented on vehicles being parked on public streets with expired licenses and registrations.

3. APPROVAL OF MINUTES:

(Council Member Raymond arrived.)

A motion was made by Council Member Crawford, seconded by Council Member Lynch and unanimously carried by a vote of 6-0, to approve the minutes of the meeting held on Tuesday, August 19, 2008, as submitted.

4. APPROVAL OF REPORTS:

A motion was made by Council Member Lynch, seconded by Council Member Edge and unanimously carried by a vote of 6-0, to approve the Treasurer's Report, the Committee Reports for Finance and Administration, Public Safety, Public Works and the Chief of Police Report, the

Code Enforcement Officer's Reports (Building Inspector's Report, Housing and Property Maintenance Report and Zoning Report), the Superintendent of Public Works Report and the Manager's Report for the month of August 2008 as submitted.

5. AWARD BID – SO. WARREN AVE. STREETScape IMPROVEMENT PROJECT:

A motion was made by Council Vice President Raymond, seconded by Council Member Crawford and unanimously carried by a vote of 6-0, to award the South Warren Avenue Streetscape Improvement Project, including Alternate Bid #1 and Alternate Bid #2, to Puhl's Landscape Co., Inc., the lowest responsible bidder, and contingent on the Chester County Department of Community Development's (DCD) review of the bid results and necessary documentation, at a total cost of \$69,580.95.

6. RESOLUTION NO. 591 – ELIMINATE CONTRIBUTIONS TO THE POLICE PENSION PLAN FOR CALENDAR YEAR 2009:

A motion was made by Council Member Edge, seconded by Council Vice President Raymond and unanimously carried by a vote of 6-0, to approve Resolution No. 591, a Resolution to eliminate for the Calendar Year 2009 members contributions to the Police Pension Plan.

7. MINIMUM MUNICIPAL OBLIGATION – PENSION PLANS:

A motion was made by Council Vice President Raymond, seconded by Council Member Edge and unanimously carried by a vote of 6-0, to enter into the 2008 Budget the Minimum Municipal Obligation for the Uniformed Pension Plan the amount of \$0 and for the Non-Uniformed Pension Plan the amount of \$31,400.

8. OTHER BUSINESS:

a. Distribute 1st Draft of 2009 Budget – the Manager distributed the 1st Draft of the 2009 Budget and explained that the Budget would be discussed at the October 7th meeting. The Manager asked that Council consider the following:

- Requested increases for Military and Civic Contributions
- An increase to the Malvern Fire Company as no increase has been made for the past two years
- An increase to the Planning Commission for Maps, Training and Consultant
- Update of Revitalization and Comprehensive Plans

Council President Van Sciver suggested a five-year plan for budgeting purposes and stated that Council must develop an Administrative Code for the Home Rule Charter. He explained that there is a projection about financial management of municipal governments and it has a template for how decisions are made and how you evaluate your performance to a standard.

He will distribute this information to Council and asked that they look at the information and come up with some proposals for the format, how it is to be evaluated and incorporate this into the Administrative Code.

b. Consultants for Comprehensive & Revitalization Plans – it was suggested that the same consultants be considered for updating these two documents, as had originally prepared the documents; i.e. Chester County Planning Commission for the Comprehensive Plan and Urban Research & Development Corporation for the Revitalization Plan. The Manager explained that these consultants have been contacted and they will provide cost estimates prior to our next Budget meeting.

c. Prospect Avenue Storm Drain – the Manager reported that at the last meeting some residents of W. First Avenue came to Council to express concern over the stormwater on their properties from the recent storms. They requested that some action be taken to alleviate some of these stormwater issues. The Manager reported that both Mr. Holliday and Mr. Cappelli were contacted and Dan Daley, the Borough Engineer, went out during a rain event to walk with Mr. Cappelli along W. First Avenue, Prospect Avenue and Monument Avenue to determine from where the stormwater was coming. It was determined that very little water was coming from Monument Avenue, but that a significant amount of water was bypassing the storm drain on Prospect Avenue. Mr. Daley suggested that the storm drain be lowered, that another storm drain be added and that another 20 feet of pipe be installed to connect the two storm drains. In addition, it was suggested that the curb be extended somewhat to channel the water to the storm drains. The Manager reported that Public Works began the work this week and that, as of today, all that was left to be done was backfilling and paving.

d. Greater Philadelphia Chamber of Commerce County Breakfast Series – Council President Van Sciver reported on the recent County Breakfast Series attended by he and the Manager regarding the R-5 corridor and how it impacts the region globally. The Facilities Director at Vanguard was one of the panelists and it was interesting to hear the importance of the R-5 for future development and how important it was to their business.

Council President Van Sciver also reported that he had met the East Whiteland Township Manager and explained that we were going to present a plan to them for the PA Avenue extension. Without having seen it, it appeared that this may be a project that both the Delaware Valley Regional Planning Commission and the Transportation Management Association of Chester County would support.

RECESS TO EXECUTIVE SESSION TO DISCUSS ACQUIRING AN EASEMENT AND FUNDING OF NO. WARREN AVENUE STORMWATER PROJECT

Following the Executive Session, Council reconvened the meeting.

9. NO. WARREN AVENUE STORMWATER PROJECT AND EASEMENT:

A motion was made by Council Member Vike, seconded by Council Member Lynch and unanimously carried by a vote of 6-0, to authorize the solicitor to negotiate and prepare documentation for the No. Warren Avenue stormwater project and easement and to authorize the Borough Council President to execute said documentation settling the matter of the stormwater issue along 200 No. Warren Avenue, Tax Parcel No. 2-3-8.1A.

10. ADJOURNMENT:

A motion was made by Council Vice President Raymond, seconded by Council Member Edge and unanimously carried by a vote of 6-0, to adjourn the meeting at 8:21 p.m.

Respectfully submitted,

Sandra L. Kelley
Secretary/Manager