

REGULAR MEETING
BOROUGH COUNCIL
MALVERN BOROUGH

November 2, 2010
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
 - Council Member Lynch
 - Council Member Macaleer
 - Council Member McCrory
 - Council Member Sponenbergh
 - Council Member Uzman
 - Mayor McGlone

COUNCIL PRESIDENT VAN SCIVER ANNOUNCED THAT COUNCIL MET IN EXECUTIVE SESSION PRIOR TO TONIGHT'S MEETING TO DISCUSS A LEGAL MATTER

2. PUBLIC FORUM:

Council President informed all present that copies of the agenda are available at the front 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. Tony Dufour, Chairman, Shade Tree Commission – Mr. Dufour reported that after having lived in the Borough for eight years or so, he and his family are relocating outside of the Borough in East Whiteland Township. He stated that he cannot officially hold a seat on the Shade Tree Commission after November 12th, his date of settlement. Mr. Dufour announced that Mr. Wachinski has also resigned from the Commission but that two new candidates have been interviewed and will be recommended to Borough Council for appointment to the Shade Tree Commission. Mr. Dufour stated that he will continue to be involved in tree issues for public parks.

Mr. Dufour introduced Judy Thomas who has been helping out the Commission for over a year with tree tending activities. Judy is being recommended for appointment to the Commission. Linda Burton is also being recommended by the Commission for appointment and, hopefully, will be appointed at the next Council meeting. Mr. Dufour stated that the Borough is being left in good hands.

Council President Van Sciver thanked Tony very much for his contributions to the Borough. Council also thanked Mr. Wachinski for his service to the community.

3. APPOINTMENT TO SHADE TREE COMMISSION:

A motion was made by Council Member Lynch, seconded by Council Member Sponenbergh and unanimously carried by a vote of 7-0 to appoint Judy Barnet-Thomas, 8 Nolan Drive, to the Shade Tree Commission, to complete the unexpired term of Clem Wachinski. Said term to expire January 1, 2013.

4. WAIVER OF LAND DEVELOPMENT – REMED REALTY L.P.:

A motion was made by Council Vice President Raymond, seconded by Council Member Uzman and unanimously carried by a vote of 7-0 to approve the request of Remed Realty L.P. for a waiver request from the Subdivision and Land Development Ordinance for the construction of a porch and stairs at 323 Paoli Pike, as the exterior work is very limited. The Planning Commission recommended approval of the request for the waiver of land development.

5. RESOLUTION NO. 631 – PROPERTY TAX INSTALLMENT PAYMENTS:

A motion was made by Council Member Sponenbergh, seconded by Council Vice President Raymond and unanimously carried by a vote of 7-0 to adopt Resolution No. 631, a Resolution clarifying the policy that permits property owners to pay their borough property taxes in installments.

6. OTHER BUSINESS:

a. Aztec Solar Power – Presentation by Todd Rouse – Mr. Rouse reported that he was meeting with Council tonight to ask that the Borough consider buying electricity from a proposed solar farm that will be situated on the old Knickerbocker landfill in East Whiteland Township. The solar array will use about 15 acres of land, is environmentally friendly and can be removed at a later date with relative ease whereby no concrete foundations are used. Mr. Rouse explained that the reason for the Borough to purchase the power from the solar farm is to save money. The price will be close to what the borough pays now per kilo watt hour and would be free from any rate increase over the next 15-20 years. There is an environmental and social benefit of using electricity generated from the sun and using no fossil fuels. Malvern will become a Green community.

Following a brief question and answer period, Council agreed that they were intrigued but stated that they would need more information.

b. Committee Reports:

Public Works – Council Member Uzman reported that discussion came up a few months ago regarding garbage collection. He stated that there are certain locations in the Borough that are not benefiting from borough collections; i.e., apartments, homeowners associations, businesses, mixed-use properties, etc., but monies for the trash collection are being paid out of the General Fund. Those properties not benefiting from the borough collection are really paying twice for this service. They are contributing to the cost of borough collections plus

they are paying their rental or homeowners association fees for trash removal. The Committee feels there is an inequity to the residents. The Committee is recommending that all of the residents who receive trash collection services from the Borough should pay for this service starting in 2012. Residents in other municipalities pay for trash collection. This is a service that the Borough provides but does not provide for everyone. The Borough will continue to contract for trash collection but will charge the residents who receive the service on a more equitable basis. The Committee would like to start laying the groundwork now with the residents by notifying them in newsletters, on our website, etc. Additional discussions will be held by the Committee, but it is expected that we will bill quarterly for this service. Also being discussed is a survey to ask the residents if they prefer collections once or twice per week.

The question was asked if the residents would be paying more each year. That question could not be answered as it would depend on where the Borough finances are each year. If trash collection is removed from the budget, it is possible that taxes may not have to be increased in any given year. However, that would have to be evaluated each year.

It was questioned whether the Public Works Committee looked at other trash collection for the businesses. Council Member Uzman replied that the one thing that is different is that you now need different equipment and the rest of the Borough could be subsidizing picking up at the apartment houses and condominiums because they have to pick up at different places with different equipment. You pay for what you get. It was also pointed out that bulk trash is constantly being collected at apartment houses and condominiums and that would also add to the cost of borough collection.

c. 2nd Draft of 2011 Budget – Council Member Macaleer stated that Council received a Proposed 2011 Budget with a one page summary of projected revenues and expenses showing 2009/2010/2011 with the YTD comparisons.

It was suggested that Council receive an explanation of the increases and decreases for each budget category so that they better understand the Summary.

Council Member Macaleer explained the Summary reports and stated that if additional information is required, the 2011 Proposed Budget will show the detail.

7. ADJOURNMENT:

All business having been discussed, a motion was made by Council Member Uzman, seconded by Council Member Sponenbergh and unanimously carried by a vote of 7-0 to adjourn the meeting at 8:50 p.m.

COUNCIL ADJOURNED TO EXECUTIVE SESSION TO DISCUSS LEGAL AND PERSONNEL MATTERS

Respectfully submitted,

Sandra L. Kelley
Borough Manager