

REGULAR MEETING
BOROUGH COUNCIL
MALVERN BOROUGH

August 17, 2010
7:30 P.M.

PRESIDING: Woody J. Van Sciver, President

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 - ABSENT

ANNOUNCE – BOROUGH COUNCIL MET IN EXECUTIVE SESSION ON WEDNESDAY, AUGUST 11, 2010, TO DISCUSS A LEGAL MATTER REGARDING THE EAST KING STREET DEVELOPMENT AND PERSONNEL MATTERS

2. PUBLIC FORUM:

Council President informs 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. John Buckley, 165 Church Street, thanked the Borough for removing the One-Way sign at the corner of Church Street in front of his house. Mr. Buckley also remarked on the following:
 - Cars parked on the streets without current tags
 - A tree in the rear of his property with roots growing in his yard

3. APPROVAL OF MINUTES:

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 minutes of the Regular Meetings held on Tuesday, July 6 and July 20, 2010, as submitted.

4. APPROVAL OF REPORTS:

A motion was made by Council Member McCrory, seconded by Council Member Sponenbergh and unanimously carried by a vote of 7-0 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 July 2010, as submitted.

Council Member McCrory asked that the Manager include in her report open issues such as the status of the litigation for W. King Street and projects currently in the works.

5. APPOINTMENT TO PLANNING COMMISSION – AMY FINKBINER:

A motion was made by Council Member Sponenbergh, seconded by Council Member Uzman and unanimously carried by a vote of 7-0 to appoint Amy Finkbiner, Ph.D., to the Planning Commission for a term to expire January 1, 2014.

6. RESOLUTION NO. 625 – ARDENT ACQUISITION, LLC, FINAL PLAN FOR 202 & 204 W. KING STREET::

This item has been tabled. Ardent Acquisition has granted an extension of time for the review period of this plan through November 30, 2010.

7. AWARD BID – PAVING OF W. KING ST., MALVERN AVE. & BRIDGE ST.

A motion was made by Council Member Uzman, seconded by Council Member McCrory and unanimously carried by a vote of 7-0 to award the bid for the paving of W. King St. from Griffith Ave. to the western entrance to the SEPTA Parking lot; Malvern Ave. from W. King Street to Highland Avenue; and, Bridge St. from E. King Street to southern paving joint at the bridge of rail line, to S. A. Macanga, Inc., West Chester, PA, in the amount of \$47,018.80, as recommended by the Borough Engineer.

8. OTHER BUSINESS:

a. Committee Reports

- Public Works – Council Member Uzman reported that the Committee has been talking about trash collection and whether the Borough should collect once or twice a week. The Committee has also been discussing having the residents pay for trash collection and when we would consider invoicing for this service. It was also discussed about seeking input from the public, in the next Newsletter, regarding the once or twice a week collection. We are also looking into electronic payment options for trash and sewer bill payments. The Committee will meet again after Labor Day.

- Finance & Administration – Council Member Macaleer reported that the Finance Committee has been discussing capital expenditure items for 2011 in order for the Manager to get estimates for the budget process. For the balance of the budget, the Manager likes to have nine month figures in order to estimate to year-end. There are expenditures totaling approximately \$63,000 that will come from various operating expense accounts and funds. There are other capital reserve projects that the Committee

feels should be placed on hold as there might be additional expenses incurred as a result of the East King Street development project.

The list of capital projects will be distributed to Council

The Committee also discussed the accounting software of the Borough and explained that the Borough looks at their accounting by Fund (i.e., General Fund, Sewer Fund, Highway Aid Fund, Capital Reserve Fund). The Committee is trying to look at an overview and have a report of all revenues received and all expenses expended. It is felt that we are getting closer to a report that shows this information.

- Public Safety – Council Vice President Raymond reported that the Public Safety Committee did not meet this month but will meet again after Labor Day.

b. Council President Van Sciver announced that an extension has been granted by 237 King Partners, LLC, until September 7, 2010, for Borough Council to issue the Conditional Use decision as to the East King Street development.

c. Council President Van Sciver announced the Sale of a 1989 Tarco Leaf Vacuum Machine. Bids will be accepted until 4:00 p.m. on Sept. 7th.

At this time, Ms. Amy Finkbiner arrived at the meeting and was acknowledged by Council President Van Sciver. Council President Van Sciver thanked her for her interest in joining the Planning Commission and welcomed her for her service to the Borough.

d. HUD Grant – Letter of Support – A motion was made by Council Member Sponenbergh, seconded by Council Member Uzman and unanimously carried by a vote of 7-0, to support our President in sending a Letter of Support regarding the HUD Grant Application being submitted by the County of Chester to explore affordable housing opportunities in the County.

e. SEPTA's Warren Avenue Closure Schedule – Council agreed to allow SEPTA until September 20th to open No. Warren Avenue from King Street to Broad Street and appreciates the offer by SEPTA to replace the storm sewer pipes that are in disrepair on No. Warren Avenue in this project area.

f. Malvern-Willistown Greenway Trail – The Manager reported that the Committee working on the greenway trail between the Borough and Willistown Township met yesterday morning for a kick-off meeting with the consultants, Land Concepts.

The Committee first discussed what funding opportunities might be available for this kind of project. Unfortunately, there appear to be very few grants available for local projects. The consultants then suggested that we consider having a fundraiser. They are aware of other communities that have produced fundraisers where you involve running teams, running shops, bicycle clubs, etc., that would be “users” of a trail network.

In order to pursue this kind of fundraiser, we would need to identify stakeholders, get the business community involved, the local schools, corporate sponsors, Mom's Club, scouts, etc., and perhaps consider a 5K run or something similar to generate interest for this project.

The Manager asked for ideas or input from Council. The following ideas were suggested:

- Talk to the local engineering firms and ask if they would be willing to volunteer their services for surveying and engineering services
- College engineering interns
- Local gyms or Fitness Centers to see if they would want to contribute something to it
- Tie it into the Patriot's Path

9. 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 8:17 p.m.

Respectfully submitted,

Sandra L. Kelley
Secretary/Manager

COUNCIL ADJOURNED TO EXECUTIVE SESSION TO DISCUSS A LEGAL MATTER
REGARDING THE EAST KING STREET DEVELOPMENT AND PERSONNEL MATTERS