

PRESIDING: Woody VanSciver, Vice President

PLEDGE OF ALLEGIANCE TO THE FLAG

1. ROLL CALL: Council President Briggs - ABSENT  
Council Vice President VanSciver  
Council Member Crawford  
Council Member Edge  
Council Member Lynch - ABSENT  
Council Member Raymond  
Council Member Smith  
Mayor McGlone

2. Council Vice President announced that copies of the Agenda are available at the Press Desk. There is no public forum scheduled; however, citizens/taxpayers are invited to offer comments during the discussion phase of each agenda item.

a. Malvern Preparatory School - Consider Amending Resolution No. 546 – Nick Cucé, Esq., and Ted Caniglia provided Council with an update on where they were in terms of the current process with the hope being that Council would approve a revised Resolution allowing occupancy of the Center of the Arts building prior to the demolition of Dennis Hall. Mr. Cucé reported that they were granted relief by the Zoning Hearing Board. In two weeks, they will come back to Council and request revisions to Resolution No. 546. In the meantime, they reported on the status of each item addressed in the last Engineer's review letter as follows:

1) They will complete a grading plan and forward it to the Borough Engineer for review.

2) The Fire Marshall has indicated that in the event of an emergency, both buildings will be reached accordingly.

The Manager reported that an e-mail had been received from the Fire Company indicating that they would be working with Malvern Prep and the contractors to insure emergency access.

3) A new utility plan will be provided, if required. They have received a verbal communication from their engineer that the utility connections for both buildings will not be affected by the change in scheduling.

The Manager reported that she had received a copy of a letter from Nave Newell, Malvern Prep's engineer, indicating that there will be no affect on any existing or proposed utilities and no service will be interrupted.

Malvern Prep is awaiting a response from the Borough Engineer.

Mr. Cucé reported that he had spoken to the Borough Solicitor who had asked them to review the prior Resolution with Council and provide a status update on each issue. Anything completed will be removed from any future amended Resolution.

The status of each item in Resolution No. 546 is as follows:

1) Anytime they have an event, they contact the Chief and ask the Police Dept. to support them with additional personnel. Will comply.

- 2) They agree to submit a plan each academic year. Will comply.
- 3) They have previously supplied this statement. Item can be deleted.
- 4) They will not allow the use of their outdoor athletic facilities or theater facilities to outside parties unless approved by the Borough. Will comply.
- 5) Will comply with the Borough Engineer's letter dated June 6, 2006.
- 6) The flashing school zone light was denied by PennDOT.

Council Member Edge reported that there are two different kinds of school zone lights: a) school zone flashing light with speed restrictions; and, b) warning light for school zone ahead that is not speed restricted. Council Member Edge offered to contact PennDOT to obtain an opinion on whether or not the warning light might be considered by PennDOT.

- 7) This item has been completed.
- 8) Additional right-of-way will be offered for dedication to the Borough. Will comply.
- 9) The applicant has submitted paperwork but it is unknown if the paperwork has been Recorded. This will be checked by the Borough Solicitor. Will comply.
- 10) This item for the structural engineering analysis of the condition of the pond and dam is in the process.
- 11) Will comply.
- 12) Will comply.
- 13) Will comply.
- 14) The demolition of Dennis Hall is why they are here this evening. It is their hope that this condition be changed.
- 15) The Agreements have all been executed.  
They are in the process of obtaining an addendum and estimate for demolition of Dennis Hall. The cost of demolition will be included in the escrow. Will comply

Malvern Prep hopes to come back to Council on April 17<sup>th</sup> to amend this Resolution to include removal of the condition regarding Dennis Hall.

3. OTHER BUSINESS:

a. Ordinance – Trash & Recycling – The Manager explained the items that had been changed in the Trash & Recycling Contract. Some of the items changed included:

- 1) Increased insurance requirements
- 2) Will accept bids for collection both one time and two times per week
- 3) One Bulk Pick-Up collection per year
- 4) Added corrugated cardboard to recyclables
- 5) Clarified definitions of Recyclable Glass and Recyclable Plastics
- 6) Added a Non-Collusion Affidavit
- 7) Added a section for contractor's to complete their qualification statement concerning experience and financial ability
- 8) Added technical performance requirements and penalties for violation of any portion of the contract
- 9) Added leaf collection to be disposed of at Lanchester Landfill
- 10) Contractor collects and hauls – we pay for disposal and receive payment for recycling

The Ordinance will be advertised for adoption on April 17, 2007.

Council Member Edge announced that Willistown would be holding their annual Recycle Event on April 28<sup>th</sup> at the Willistown Township Building and the Household Hazardous Waste event is April 21<sup>st</sup> in Phoenixville.

b. Discuss Permanent Agenda:

Septa Tunnel – a copy of the Borough Engineer’s report regarding the Warren Avenue underpass was distributed to Council. Following discussion, the Council unanimously agreed that any improvements to this underpass should be more favorable to the pedestrians. Trucks, U-hauls, commercial vehicles, etc. should use Bridge Street. It was agreed that the sidewalk be extended to 5’ and the clearances be lowered to 8’ 6”.

Work schedules should be coordinated with Septa to be sure this sidewalk is kept open during the busy times when trains are entering and leaving the station. Work should be done between the hours of 1 am and 5 am when there is little traffic. The road should not be closed.

Randolph Woods/Greenway Link  
Community Center/Recreation  
North & South Warren Ave. Sidewalks  
Revitalization Plan/Main Street

Traffic Calming – Chief McMahan reported that the Enradd device was placed on Monument Avenue and will be in place until Friday. He stated that he likes the idea of a hump being placed on Monument Avenue when TAG Builders is developing the property. If humps are just placed around town when requested, the residents think it is a piece of cake and don’t understand that there is a lot of cost involved. We shouldn’t put the money out so easily.

Council Vice President VanSciver asked if it was known where the best place would be to locate a hump. The Manager responded that it was not known at this time.

Infrastructure Improvements

Government Study Commission – Council Vice President VanSciver reported that the Government Study Commission would like to invite the Council to attend the next meeting on April 10<sup>th</sup> at 7:00 p.m. as two representatives from the Department of Community and Economic Development would be attending and explaining the process.

4. ADJOURNMENT:

All business having been discussed, a motion was made by Council Member Crawford, seconded by Council Member Edge and unanimously approved to adjourn the meeting at 7:45 p.m.

Respectfully submitted,

Sandra L. Kelley  
Secretary/Manager