

AGENDA

REGULAR MEETING  
BOROUGH COUNCIL  
MALVERN BOROUGH

August 3, 2021  
7:30 P.M.

**Virtual Meeting Participation Option**

This evening's meeting of Malvern Borough Council allows for a virtual meeting option via Zoom. The information on how to participate virtually via telephone or video conferencing is provided below.

**Borough Council Meeting Dial-In Information: 1-877-853-5247 (toll-free)**

**Meeting link: <https://us02web.zoom.us/j/88643354000>**

**When prompted, enter the following meeting ID, followed by the “#” symbol: 886 4335 4000. You will be placed in the waiting room and admitted by the host.**

**To unmute if using audio via telephone, please enter \*6.**

**Malvern Borough is not liable for any computer security problems that participants may experience.**

PRESIDING: Amy Finkbiner, Ph.D., President

INVOCATION: David B. Burton, Mayor

PLEDGE OF ALLEGIANCE TO THE FLAG

1. ROLL CALL:
  - Council President Finkbiner
  - Council Vice-President Grossman
  - Council Member Bones
  - Council Member Laney
  - Council Member Meisel
  - Council Member Phillips
  - Council Member Raynor
  - Mayor Burton

2. APPROVAL OF AGENDA:

MOTION: To approve the agenda for the August 3, 2021 meeting of Borough Council as presented.

3. ANNOUNCEMENTS

- a. RECORDING OF MEETING

*Anyone present who is recording the meeting shall announce so at this time, in accordance with Resolution No. 787.*

4. MINUTES & REPORTS

a. APPROVAL OF MINUTES

MOTION: To approve the minutes of the meeting held on Tuesday, July 20, 2021 as presented.

5. SPECIAL BUSINESS

a. PRESENTATION – SCOTT NELSON, PHD – OFFICE OF U.S. REPRESENTATIVE CHRISSY HOULAHAN (PA-06)

*The office of U.S. Representative Chrissy Houlahan (PA-06) is before Borough Council this evening in order to provide a legislative update from the United States Congress, as well as provide an overview of the services provided by U.S. Representative Houlahan's office.*

b. ORDINANCE NO. 2021 – 3: REPEALING CHAPTER 157, "REAL ESTATE, BOROUGH-OWNED" OF MALVERN BOROUGH CODE OF ORDINANCES

- PUBLIC HEARING: Council President Finkbinder announces that Borough Council will now open a public hearing to consider Ordinance No. 2021 – 3. This ordinance would repeal chapter 157 of the Malvern Borough Code of Ordinances pertaining to Borough-owned real estate.

The Notice of Public Hearing was published in the July 23, 2021 edition of the Daily Local News, as required, as well as posted on the Borough website.

- ADOPTION – ORDINANCE NO. 2021 – 3: REPEALING CHAPTER 157 (REAL ESTATE, BOROUGH-OWNED) OF THE MALVERN BOROUGH CODE OF ORDINANCES

MOTION: To adopt Ordinance No. 2021 – 3, repealing chapter 157 of the Malvern Borough Code of Ordinances pertaining to Borough-owned real estate.

c. ORDINANCE NO. 2021 – 4: AMENDMENTS TO CHAPTER 162 (RENTAL PROPERTY)

- PUBLIC HEARING: Council President Finkbinder announces that Borough Council will now open a public hearing to consider Ordinance No. 2021 – 4. This ordinance would amend chapter 162 of the Malvern Borough Code of Ordinances pertaining to rental properties.

The Notice of Public Hearing was published in the July 23, 2021 edition of the Daily Local News, as required, as well as posted on the Borough website.

- ADOPTION – ORDINANCE NO. 2021 – 4: AMENDMENTS TO CHAPTER 162 (RENTAL PROPERTY)

MOTION: To adopt Ordinance No. 2021 – 4, amending chapter 162 of the Malvern Borough Code of Ordinances pertaining to regulations governing rental properties.

d. EXPANDED OUTDOOR DINING FORBEARANCE AGREEMENTS

- The Flying Pig

*The Flying Pig is requesting a 60-day extension of their existing agreement for outdoor dining. All existing conditions are proposed to remain in place. The extension would expire on October 3, 2021.*

6. UNFINISHED BUSINESS

7. NEW BUSINESS

- a. Discussion – Funds received through the American Rescue Plan Act of 2021

*Malvern Borough received the first deposit of funds allocated under the American Rescue Plan Act of 2021. The Borough is scheduled to receive \$361,632.12. A determination on the use of these funds must be made by December 31, 2024 and the funds must be expended by December 31, 2026. The Committees of Borough Council have discussed potential uses for these funds as permitted under the Act. Borough Council will discuss possible uses for these funds and the next steps.*

- b. Zoning Hearing Board

*An application for a variance from section 220-2401 of the Borough's Zoning Ordinance is anticipated to be received. A hearing date has not been scheduled at this time.*

8. PUBLIC FORUM

Citizens/taxpayers are invited to bring before Borough Council any item not on the agenda.

9. ADJOURNMENT