

AGENDA

REGULAR MEETING
BOROUGH COUNCIL
MALVERN BOROUGH

December 18, 2018
7:30 P.M.

PRESIDING: Jamie S. Grossman, President

INVOCATION: David B. Burton, Mayor

PLEDGE OF ALLEGIANCE TO THE FLAG

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

2. RECORDING OF MEETING: In accordance with Resolution #714, Council President asks if any member of the audience is recording the meeting.

3. APPROVAL OF MINUTES:

MOTION: To approve the minutes of the meetings held on Tuesday, December 4, 2018 as submitted.

4. APPROVAL OF REPORTS:

MOTION: To approve the Treasurer's Report, the Committee Reports for Finance and Administration, Public Safety, Public Works, the Chief of Police Report, the Code Enforcement Department 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 November 2018, as submitted.

5. BOROUGH COUNCIL COMMITTEE REPORTS

- a. Finance & Administration
- b. Public Safety
- c. Public Works

6. RESOLUTION NO. 774 – PRELIMINARY/FINAL SUBDIVISION PLAN FOR 13 LOVERS LANE – SEVERN PROPERTIES LLC

MOTION: To approve, subject to conditions, the plan entitled "Preliminary/Final Plan of Property for 13 Lovers Lane" prepared by JMR Engineering, LLC, dated July 13, 2018, last revised October 17, 2018, signed and sealed by John M. Robinson, P.E., Registered Professional Engineer, proposing the subdivision of an existing 1.03 acre lot at tax parcels 2-4-43.1 and 2-4-44 into three (3) lots, with two (2) new single family dwelling units to be constructed, pursuant to the Malvern Borough Land Development Ordinance of 2006, as amended ("Land Development Ordinance") for the development of certain property ("Property") in the Borough of Malvern ("Borough"), Chester County, Pennsylvania, in the R-3b Residential District.

7. ADOPTION OF THE PROPOSED BUDGET FOR 2019

MOTION: To adopt the Proposed Budget for 2019 as presented. The adoption of the proposed 2019 Budget was advertised in the Daily Local News on November 20, 2018 and the Philadelphia Inquirer on November 21, 2018, as required. The budget was posted on the Borough on November 20, 2018 and a public hearing was conducted on December 4, 2018.

8. PUBLIC HEARING – ORDINANCE NO. 2018-12 – FIXING THE TAX RATE FOR 2019

Council President Grossman announces that Borough Council will now open a public hearing to consider Ordinance No. 2018 – 12, fixing the tax rate for 2019.

The Notice of Public Hearing was published in the December 6, 2018 edition of the Daily Local News, as required, as well as posted on the Borough website.

9. ORDINANCE NO. 2018 – 12 – FIXING THE TAX RATE FOR 2019

MOTION: To adopt Ordinance No. 2018 – 12, an Ordinance of the Borough of Malvern, Chester County, Commonwealth of Pennsylvania, fixing the tax rate for the year 2019 as follows:

Tax Rate for General Purposes:	4.6700 Mills, 46.700 Cents
Total:	4.6700 Mills, 46.700 Cents

10. RESOLUTION NO. 775 – APPOINTMENT OF CPA FOR THE YEAR 2018 – GEORGE FIEO (PETERSON, FIEO, & CO. LLP)

MOTION: To adopt Resolution No. 775, a resolution appointing George Fieo, Certified Public Account, of Peterson, Fieo, & Co. LLP, as the independent auditor to audit the financial records of the Borough of Malvern for the year ending December 31, 2018 at a cost of \$11,850 plus expenses.

11. PUBLIC HEARING – ORDINANCE NO. 2018 – 13 – AMENDMENT TO CHAPTER 173 (SOLID WASTE), SECTION 173-4, OF THE MALVERN BOROUGH CODE OF ORDINANCES

Council President Grossman announces that Borough Council will now open a public hearing to consider Ordinance No. 2018 – 13, amending chapter 173 (Solid Waste), section 173-4 of the Borough's Code of Ordinances.

The Notice of Public Hearing was published in the December 6, 2018 edition of the Daily Local News, as required, as well as posted on the Borough website.

12. ORDINANCE NO. 2018 – 13 – AMENDMENT TO CHAPTER 173 (SOLID WASTE), SECTION 173-4, OF THE MALVERN BOROUGH CODE OF ORDINANCES

MOTION: To adopt Ordinance 2018 – 13, amending Chapter 173, Section 173-4 of the Malvern Borough Code of Ordinances pertaining to the collection day for solid waste.

13. RESOLUTION NO. 776 – SETTING AND DETERMINING THE DAYS OF THE WEEK FOR CURBSIDE PICKUP OF REFUSE AND RECYCLABLES

MOTION: To adopt Resolution No. 776, establishing the collection days for curbside pickup of refuse and recyclables as follows: Refuse (“trash”) – Tuesdays and Fridays; Recycling – Fridays.

14. CITIZEN COMMITTEE APPOINTMENTS

MOTION: To reappoint Linda Burton as a member of the Shade Tree Commission for a 5 year term to expire on January 1, 2024.

To reappoint David Knies, Ph.D., as a member of the Planning Commission for a 4 year term to expire on January 1, 2023.

To reappoint Geoff Rubino as a member of the Planning Commission for a 4 year term to expire on January 1, 2023.

To reappoint Zeyn Uzman as a member of the Historical Commission for a 5 year term to expire on January 1, 2024.

To reappoint Francis Givnish, Jr. as a member of the Parks & Recreation Committee for a 5 year term to expire on January 1, 2024.

To appoint John Kohler as a member of the Zoning Hearing Board for a 3 year term to expire on January 1, 2022.

15. UNFINISHED BUSINESS

16. NEW BUSINESS

a. Escrow Release Request – 156 W. King Street (Request #1)

b. Zoning Hearing Board

17. PUBLIC FORUM

Council President informs all present that they will now take comment from the public on any item not on the agenda. Are there any citizens/taxpayers who wish to bring before Council any item not on the agenda?

18. ADJOURNMENT