

REGULAR MEETING
BOROUGH COUNCIL
MALVERN BOROUGH
1 East First Avenue
Malvern, PA 19355

August 7, 2018
7:30 P.M.

PRESIDING: Jamie S. Grossman, President

INVOCATION: David B. Burton, Mayor

PLEDGE OF ALLEGIANCE TO THE FLAG

1. ROLL CALL:

PRESENT:

Council President Grossman
Council Vice-President Uzman
Council Member Finkbiner
Council Member Laney
Council Member Meisel
Council Member Raynor
Council Member Sinquett
Mayor Burton

ABSENT:

Council President Grossman announced that Borough Council met in Executive Session prior to this evening's meeting to discuss matters pertaining to purchase/sale of real estate and litigation.

2. RECORDING OF MEETING:

Council President Grossman asked in accordance with Resolution No. 714 if any member of the audience was recording the meeting.

No member of the audience identified themselves as recording the meeting.

3. APPROVAL OF MINUTES:

A motion was made by Council Vice-President Uzman, seconded by Council Member Laney, and carried by a vote of 6-0, Council Member Finkbiner abstained due to be absent, to approve the minutes of the meeting held on Tuesday, July 17, 2018, as submitted.

4. PRESENTATION – SURREY SERVICES – ROBERT MADONNA (PRESIDENT & CEO):

Robert Madonna stated Surrey Services is an organization in the area that provides assistance to senior citizens, including home care, transportation programs, and care management. Mr. Madonna stated that the organization is a 501(C) (3) corporation. He offered Borough Council an opportunity to visit the headquarters in Devon to receive a tour of the facilities and to observe the services offered.

REGULAR MEETING

August 7, 2018

Page 2

Borough Manager Bashore stated the last monetary contribution by the Borough was in 2015 in the amount of \$1,000.00. Survey Services is requesting that Borough Council consider reinstating a contribution to their organization as part of the annual budget.

Borough Council thanked Mr. Madonna for his presentation.

5. PUBLIC HEARING – ORDINANCE NO. 2018 – 6: CHAPTER 200 (VEHICLES & TRAFFIC) – PARKING RESTRICTIONS ON ROBERTS LANE:

Council President Grossman announced that Borough Council will open a Public Hearing to consider an ordinance to amend Chapter 200 of the Malvern Borough Code of Ordinances pertaining to vehicles and traffic. The proposed ordinance would establish parking restrictions on the south side of Roberts Lane.

The Notice of Public Hearing was published in the July 24, 2018 edition of the Daily Local News as required and posted on the Borough website.

Council Member Finkbiner recommended eliminating the block of Roberts Lane from Woodland Avenue to Church Street due to potential impacts on the property owners. Borough Council was in agreement with this recommendation.

There being no comments by the audience, Council President Grossman closed the public hearing.

6. PROPOSED ORDINANCE NO. 2018 – 6 – AMENDING CHAPTER 200 (VEHICLES & TRAFFIC) OF THE CODE OF THE BOROUGH OF MALVERN IN ORDER TO PROHIBIT PARKING ON ROBERTS LANE BETWEEN THE HOURS OF 7:00 AM AND 9:00 AM AND BETWEEN THE HOURS OF 3:00 PM AND 5:00 PM, MONDAY THROUGH FRIDAY:

A motion was made by Council Vice-President Uzman, seconded by Council Member Meisel to adopt Ordinance 2018 – 6, amending Chapter 200 of the Malvern Borough Code of Ordinances to establish parking restrictions on Roberts Lane. The motion did not carry.

A motion was made by Council Member Finkbiner, seconded by Council Vice-President Uzman, and carried by a vote of 7-0, to adopt and amend Ordinance 2018 – 6, amending Chapter 200 of the Malvern Borough Code of Ordinances to establish parking restrictions on Roberts Lane from South Warren Avenue to Woodland Avenue.

7. ACCEPTANCE OF PROPOSAL – 457 DEFERRED COMPENSATION PLAN FOR BOROUGH EMPLOYEES:

A motion was made by Council Vice-President Uzman, seconded by Council Member

REGULAR MEETING

August 7, 2018

Page 3

Laney, and carried by a vote of 7-0, to approve the proposal from InR Advisory Services, LLC dated April 30, 2018 to provide a second 457 deferred compensation plan for Borough employees.

8. RESOLUTION NO. 767 – AMENDING RESOLUTION NO. 383 REGARDING THE DEFERRED COMPENSATION PLAN FOR THE EMPLOYEES OF THE BOROUGH OF MALVERN:

A motion was made by Council Vice-President Uzman, seconded by Council Member Finkbinder, and carried by a vote of 7-0, to adopt Resolution No. 767, amending Resolution No. 383 in regards to the deferred compensation plan for the employees of the Borough of Malvern.

9. AWARD OF CONTRACT – MILL & OVERLAY OF A SECTION OF KING STREET:

A motion was made by Council Vice-President Uzman, seconded by Council Member Sinquett, and carried by a vote of 7-0, to award the contract for the mill & overlay of 907 sq. yards of King Street to DiRocco Brother, Inc. in the amount of \$12,652.65 based on their proposal dated July 16, 2018, as recommended by the Borough Engineer.

10. UNFINISHED BUSINESS:

a. Proposed Eagle Scout Service Project – Quann Park

Borough Manager Bashore stated that John Doughty is a member of Boy Scout Troop 7 and resident of Malvern Borough. He and his father, William Doughty, presented a proposed Eagle Scout Service Project. Mr. Doughty is proposing to install a handicapped ramp at Quann Park that will provide a handicapped accessible route to the basketball courts where one does not currently exist.

Questions related to the project included the potential relocation from the existing fence and stormwater management to the basketball court. Borough Council requested additional information from the Borough Engineer and Building & Code Enforcement Official prior to taking action.

Council Member Sinquett recommended that curb and sidewalk along Warren Avenue instead of the proposed paved path. After discussion, it was determined that this should be reviewed by the Public Works Committee. Council stated that Mr. Doughty could begin the necessary fundraising for the project while the Public Works Committee reviewed the potential sidewalk installation.

A motion was made by Council Vice-President Uzman, seconded by Council Member Raynor, and carried by a vote of 7-0, to approve the proposed Eagle Scout Service Project at Quann Park.

Borough Council thanked Mr. Doughty for his presentation.

REGULAR MEETING

August 7, 2018

Page 4

b. Borough Council Initiatives – Proposed Zoning Ordinance Amendments

Borough Manager Bashore stated that he met with Council President Grossman, Councilor Sinquett, Councilor Finkbiner on July 19, 2018 in order to review the aerial analysis prepared by the Brandywine Conservancy and discuss steps moving forward. The group requested some variations of the aerial analysis to show the impact that would occur by lowering the maximum allowable building and lot coverages.

11. NEW BUSINESS:

a. Investment of Borough funds – PA Local Government Investment Trust (PLGIT)

Borough Manager Bashore stated the Finance & Administration Committee has continued to explore investment opportunities of Borough funds with its current depositories. The Committee recently reviewed information from the PA Local Government Investment Trust (PLGIT) regarding other opportunities. Currently, the Borough utilizes a PLGIT/I-Class account for its deposits with PLGIT. This account currently earns an interest rate of 1.91%. The Finance & Administration Committee reviewed the rate information and are recommending the following allocation:

PLGIT/Prime - \$100,000 (Interest Rate = 2.13%)

PLGIT/Term - \$125,000 (180 days – Interest Rate = 2.37%)

PLGIT/I-Class - \$27,620.80

As PLGIT as an approved depository for Borough funds and there will not be any money transferred out, no action is required.

b. Delaware Valley Regional Planning Commission – Streetlight Procurement Program

Borough Manager Bashore provided an overview of the Regional Streetlight Procurement Program that is administered by the Delaware Valley Regional Planning Commission (DVRPC). This program prepares the resources needed to design, procure, and finance the transition to LED street lighting. The DVRPC would bid out the services and material, with each municipality having their own contract with the selected vendor. Borough Manager Bashore stated that the program requires an up-front \$5,000 payment, that the Public Works Department has replaced a large number of bulbs with more energy-efficient bulbs that have produced a cost savings, and that there may be some impact on the decorative street lights.

Borough Council elected not to proceed with the program.

c. Volunteer Recognition Picnic

Borough Manager Bashore stated at the February 20, 2018 meeting, Borough Council expressed a desire to reinstate the Volunteer Recognition Picnic. The last picnic was held in 2013.

REGULAR MEETING

August 7, 2018

Page 5

After some discussion, Borough Council agreed to hold the Volunteer Recognition Picnic On Sunday, September 16, 2018 at 1:30 p.m. at Burke Park under the gazebo.

d. Randolph Woods Master Plan

Borough Manager Bashore received word that the Borough was not awarded funds for the PECO Green Region Grant application that was submitted for the development of a master plan for Randolph Woods. In light of this, there are two (2) options for Borough Council to consider: 1) Reapply for the PECO Green Region Grant, or 2) Complete the project using existing funds.

After a brief discussion, Borough Council is in agreement to have the Borough Manager identify which recommendations made by the Randolph Woods Ad Hoc Committee could be completed in 2018 with the existing 2018 Capital Reserve Funds and to provide an update at a future meeting of Borough Council. Borough Council also determined that a future PECO Green Region Grant Application should be submitted for the upcoming grant round.

e. Zoning Hearing Board

Borough Manager Bashore stated the Zoning Hearing Board met on July 23, 2018 in order to hear the appeal of the property owner, LaGrie, LLC. of 353 Old Lincoln Highway. The property owner appealed a Notice of Violation issued by the Zoning Officer for violation of section 2204.A.(1) of the Borough's Zoning Ordinance (clearing of woodlands in excess of 60% as defined by the Zoning Ordinance). At the hearing, the Zoning Hearing Board voted unanimously to affirm the determination of the Zoning Officer.

As a result of the July 23, 2018 decision, the applicant is requesting a variance from section 2204.A.(1) of the Zoning Ordinance. This request will be held on August 27, 2018. Borough Manager Bashore recommended that the Borough Solicitor be continue to attend hearings for this matter in opposition to the variance request. Borough Council was in agreement for the Borough Solicitor to attend the August 27, 2018 hearing.

12. PUBLIC FORUM:

Council President Grossman informed all present that Public Forum is the time to offer comments on any item not on the agenda and to bring any issues/concerns before Council.

No member of the audience offered any comments before Borough Council.

13. ADJOURNMENT:

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

REGULAR MEETING

August 7, 2018

Page 6

Respectfully submitted,

Neil G. Lovekin
Assistant Borough Secretary