

## AGENDA

REGULAR MEETING  
BOROUGH COUNCIL  
MALVERN BOROUGH

May 19, 2020  
7:30 P.M.

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

**When prompted, enter the following meeting ID, followed by the “#” symbol: 870 5994 2175**

**In order to obtain the password to access the video portion, please contact Malvern Borough at 610-644-2602 or via email at [malvern@malvern.org](mailto:malvern@malvern.org).**

**This evening’s Borough Council meeting is being conducted via virtual conferencing methods. The public is invited to participate via telephone or video conferencing. Malvern Borough is not liable for any computer security problems that participants may experience.**

**During this meeting, public comment will be handled as follows:**

- **Participants will be asked to identify themselves when being accepted into the meeting.**
- **The public will be muted during the meeting when the members of Borough Council are speaking.**
- **For each agenda item, the public will be unmuted and given an opportunity to comment and ask questions.**
- **Public Comment received via email will be read by the Borough Manager either during the topic on the agenda or the general “Public Forum” period.**
- **Participants wishing to comment must state their name and must speak one at a time.**

**PRESIDING:** Amy Finkbiner, Ph.D., President

**INVOCATION:** David B. Burton, Mayor

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 May 19, 2020 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.*

- b. Borough Council held an Executive Session on April 28, 2020 in order to discuss matters pertaining to emergency preparedness.
- c. The Malvern Police Department and the Malvern Fire Company will honor the class of 2020 with a Graduation Celebration Parade on June 5, 2020 at 4:30 pm. Route information is available on the Malvern Borough website.
- d. The annual Malvern Memorial Parade has been postponed to September 20, 2020.
- e. Malvern Fire Company Golf Outings and Annual Fair have been cancelled.
- f. Please watch the Malvern Borough website for updates pertaining to COVID-19 (e.g., community events, meetings, etc.).

4. MINUTES & REPORTS

a. APPROVAL OF MINUTES

MOTION: To approve the minutes of the meeting held on Tuesday, April 21, 2020 as presented.

b. 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 April 2020, as submitted.

c. BOROUGH COUNCIL COMMITTEE REPORTS

- Finance & Administration
- Public Safety
- Public Works

5. SPECIAL BUSINESS

- a. RESOLUTION NO. 812: ELIMINATING LATE CHARGES FOR THE 2020 Q1 SEWER USAGE CHARGES

MOTION: To adopt Resolution No. 812, eliminating the 10% late charge outlining in Section 168-9.D. of the Malvern Borough Code of Ordinances for the 2020 first quarter charges. Interest charges will still apply as outlined.

*This resolution is being considered due to the continuing COVID-19 pandemic and would eliminate the 10% late penalty for sewer usage payments not received within 30 days of the date of the bill for the first quarter charges for 2020. Interest charges for non-payment would still apply.*

6. UNFINISHED BUSINESS

a. 2020 Paving Projects – Awarding of Bids

- N. Warren Avenue (from Pennsylvania Avenue to the Borough boundary)

MOTION: To award the contract for the paving of N. Warren Avenue from Pennsylvania Avenue to the Borough boundary to John A. DiRocco Contractors based on their bid dated April 16, 2020 in the amount of \$28,217.16 based on the recommendation of the Borough Engineer.

*This project involves the mill and overlay of N. Warren Avenue from Pennsylvania Avenue to the Borough boundary. Costs for this project were allocated in the 2020 budget in the Highway Aid Fund.*

b. Discussion – Zoning Ordinance Amendments – Chester County Planning Commission Comments

*Malvern Borough has received comments from the Chester County Planning Commission on proposed amendments to the Borough's Zoning Ordinance. The next step is to determine if these comments should be sent back to the Planning Commission or if the proposed ordinance should be advertised for a public hearing.*

7. NEW BUSINESS

a. Chester County Vision Partnership Program – Consultant Selection

*Malvern Borough has been awarded a \$31,890 Vision Partnership Program Grant from Chester County for the update to the Borough's Comprehensive Plan. The next step is to consider the selection of a consultant to complete the plan.*

b. Investment of Borough Funds

*Malvern Borough has two (2) CDs maturing on May 29, 2020 with the National Bank of Malvern. The Finance & Administration Committee has reviewed information on the next steps from the Borough administration and is prepared to advise Borough Council.*

c. Zoning Hearing Board

*There are two (2) applications before the Zoning Hearing Board. The applicant for 418 E. King Street desires to convert an existing auto repair facility into an office and is seeking a variance from section 220-2501.B.(5) of the Malvern Borough Zoning Ordinance. The applicant for 128-142 King Street is seeking variances from sections 220-1402.H. and 220-2501.B.(5) of the Malvern Borough Zoning Ordinance.*

8. PUBLIC FORUM

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

9. ADJOURNMENT