

AGENDA

REGULAR MEETING
BOROUGH COUNCIL
MALVERN BOROUGH

November 17, 2020
7:30 P.M.

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

Meeting link: <https://us02web.zoom.us/j/84429758930>

When prompted, enter the following meeting ID, followed by the “#” symbol: 844 2975 8930. You will be placed in the waiting room and admitted by the host.

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.

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

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 November 17, 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. COVID-19 cases are on the rise. Please remember to wear masks, avoid gatherings, and follow the guidelines issued by our health departments at all levels.
- c. Borough Council met in Executive Session on Tuesday, November 10, 2020 in order to discuss personnel matters.
- d. The Malvern Public Library is now open to the public on limited hours, which will be Monday and Tuesday from 4:00 pm to 8:00 pm and Saturdays from 9:00 am to 4:00 pm. Please visit the Malvern Borough website for additional information.
- e. The Civil Service Commission will conduct a hearing on Tuesday, November 24, 2020 at 7:00 pm.
- f. The Malvern Parks & Recreation Committee and the Malvern Business & Professional Association will be decorating the gazebo area in Burke Park for winter. We invite the community to enjoy this area.
- g. Borough Hall will be closed on November 26, 2020 and November 27, 2020 in recognition of the Thanksgiving holiday.

4. MINUTES & REPORTS

a. APPROVAL OF MINUTES

MOTION: To approve the minutes of the meeting held on Tuesday, October 20, 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 October 2020, as submitted.

c. BOROUGH COUNCIL COMMITTEE REPORTS

- Finance & Administration
- Public Safety

- Public Works

5. SPECIAL BUSINESS

a. 32 RAFFAELA DRIVE – FENCE PERMIT APPLICATION

The owners of 32 Raffaella Drive have submitted a fence permit application that was denied by the Zoning Officer due to the proposed location in the Borough's sanitary sewer easement. While the Borough's Zoning Ordinance does not prohibit the location of a fence in the easement area, since the easement benefits the Borough, Borough Council would need to authorize the placement in this area. The function of the easement overrides the provisions of the Zoning Ordinance.

b. 2021 BUDGET FOR THE BOROUGH OF MALVERN – AUTHORIZATION TO ADVERTISE

MOTION: To authorize the advertisement of the proposed 2021 budget for the Borough of Malvern for public review.

The proposed 2021 budget does not propose a tax increase, but does propose an increase to the variable sewer charge. A public hearing on the 2021 budget will be held at the December 1, 2020 and the final budget will be considered at the December 15, 2020 meeting.

c. RESOLUTION NO. 817 – FEMA COVID-19 PANDEMIC GRANT

MOTION: To ratify Resolution No. 817, authorizing Corinne Badman, Emergency Management Coordinator, to execute documents on behalf of Malvern Borough for reimbursement of costs associated with the COVID-19 pandemic.

Corinne Badman, Emergency Management Coordinator, has filed for reimbursement of costs incurred by the Borough for the COVID-19 pandemic. This resolution is required as part of the Borough's application.

d. EXPANDED OUTDOOR DINING FORBEARANCE AGREEMENTS

- Anthony's Pizza & Italian Restaurant – 60-day extension

Anthony's Pizza & Italian Restaurant is requesting a 60-day extension of their existing agreement for outdoor dining during the COVID-19 pandemic. All existing conditions are proposed to remain in place.

6. UNFINISHED BUSINESS

7. NEW BUSINESS

a. 2021 Meeting Schedule

The 2021 meeting schedule is before Borough Council this evening for authorization to advertise. The schedule is proposed to remain the same as in 2020.

b. Volunteer Board & Committee Appointment Considerations – Planning Commission

The Planning Commission is recommending the appointments to fill existing vacancies. Scott Oswald is being recommended to be appointed as the regular voting member and would fill a term that expires on January 1, 2021. Brian Hamilton is being recommended to be appointed as the alternate member and would fill a term that expires on January 1, 2023.

c. Zoning Hearing Board

There are no new applications before the Zoning Hearing Board. The application for ZMC Partners, LP (128-142 E, King St.) has been withdrawn by applicant.

8. PUBLIC FORUM

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

9. ADJOURNMENT