

OFFICIAL MINUTES SEPTEMBER 8, 2015

The Regular Meeting of September 8, 2015, of Council for the Borough of Kennett Square was called to order at 7:00 p.m. in the Red Clay Room of the Kennett Fire Company No. 1, 423 Dalmatian Street, Kennett Square, Pennsylvania with President Leon R. Spencer, Jr. in the Chair.

Present: *President Leon R. Spencer, Jr.*
Vice President Danilo P. Maffei
Councilmember Geoffrey R. Bosley
Councilmember D. Lynn Sinclair
Councilmember Patrick B. Taylor
Borough Manager Joseph C. Scalise
Mayor Matthew W. Fetick
Jr. Council Person Meliton Gomez
Solicitor Marc Jonas

Absent: *Councilmember Brett M. Irwin*
Councilmember George P. Plumley, III

EXECUTIVE SESSION

President Spencer announced that Council held an Executive Session on Tuesday, September 8, 2015, at 6:30 p.m. The meeting was held in Red Clay Room of the Kennett Fire Company No. 1, 423 Dalmatian Street. The purpose of this meeting was to discuss possible litigation matters.

PUBLIC COMMENTS

There were no public comments from the floor

PUBLIC HEARING

AMENDMENTS to the KENNETT SQUARE MUNICIPAL CODE CHAPTER 23, ZONING, ACCESSORY USES

A public hearing was held for the proposed ordinance amending the Kennett Square Municipal Code, Chapter 23, Zoning, Amending Article II, Definitions, Section 23-7 Definitions and Article III, Zoning Districts and Use Regulations, Section 23-30 Accessory Uses.

The Solicitor opened the public hearing at 7:03p.m.

The Hearing was conducted with Court Reporter William Handy. A transcript of this public hearing is available from the Chester County Court Reporter's office for a period of seven (7) years.

The Solicitor closed the public hearing at 7:09 p.m.

ORDINANCE NO. 918 AMENDMENTS to the KENNETT SQUARE MUNICIPAL CODE CHAPTER 23, ZONING, ACCESSORY USES

President Spencer presented the ordinance amending the Kennett Square Municipal Code, Chapter 23, Zoning, Amending Article II, Definitions, Section 23-7 Definitions and Article III, Zoning Districts and Use Regulations, Section 23-30 Accessory Uses.

It was moved by Vice President Maffei and seconded by Councilmember Sinclair to approve the ordinance as presented. Motion carried unanimously.

REPORTS

CODES DEPARTMENT

Russell Drumheller, Codes Enforcement Officer, reported the following activity in the Codes Department for the month of August, 2015:

- Completed 268 inspections.
- Received 214 telephone calls into the office.
- Received 80 visitors at the office.
- Processed 56 permits – Building/Plumbing/Electrical/Mechanical.
- Completed 10 Resale Use and Occupancy Inspections.

HISTORIC KENNETT SQUARE (HKS)

Mary Hutchins, Executive Director, reported the following:

- The merchants are gearing up for Mushroom Festival this weekend.
- The County Commissioners have signed the contract for the Economic Development Study. The Manager, Russell Drumheller and she will meet with consultant Todd Poole tomorrow.
- Blown Away and Houppette opened within the last few weeks.
- She is working with the landlord to help find a new tenant for 112 East State Street.
- Sweet Magnolia Bakery is opening this Thursday in the Market at Liberty Place.
- HKS is adding a full time staff person – a bookkeeper and administrative assistant.
- Working on the details of the Kennett Brewfest to be held October 10th.

- HKS will host Meet the Candidates Night on Thursday, October 1st, at 7 p.m. The event will be held at Philter Coffee.

HISTORICAL COMMISSION (HC)

Councilmember Sinclair, Chair of the Historical Commission, advised that she had nothing to report; the Commission did not meet in the month of August, 2015.

CONSENT ITEMS

MINUTES of JULY 6, 2015 and JULY 20, 2015

President Spencer presented the minutes from July 6, 2015 and July 20, 2015.

It was moved by Councilmember Taylor and seconded by Councilmember Sinclair to approve the minutes as presented. Motion carried unanimously.

MINUTES of AUGUST 3, 2015

President Spencer announced that the minutes from August 3, 2015 are tabled until the next Council meeting.

BILLS

President Spencer presented the bills to be paid on September 8, 2015, and the bills that were paid since the last meeting.

It was moved by Vice President Maffei and seconded by Councilmember Bosley to approve the bills as presented. Motion carried unanimously.

PUBLIC MEETING

AMENDMENTS to the KENNETT SQUARE BOROUGH CODE

CHAPTER 11, MOTOR VEHICLES and TRAFFIC

The Solicitor advised that the purpose of this public meeting is to discuss the proposed ordinance amending the Kennett Square Borough Code, Chapter 11, Motor Vehicles and Traffic, Article IV, Parking: Buildings and Plumbing, by amending Article II, Property Maintenance Code, Section 4-3, Additions, Insertions, and Changes.

The Solicitor opened the public meeting at 7:19 p.m.

James Mallon, 401 West Sickle Street, questioned why the ordinance is being revised.

The Manager replied that you will not see many changes with this ordinance with the exception of Center Street; the entire one hundred block will now be metered parking. He also discovered that the current Municipal Code referred to two (2) hour parking meters which no longer exist in the Borough and were removed.

The Solicitor closed the public meeting at 7:21 p.m.

PUBLIC MEETING
INCREASING INDEBTEDNESS of the BOROUGH of KENNETT SQUARE
PURCHASE of FIRE TRUCK, \$570,000.00

The Solicitor advised that the purpose of this Public Meeting is to discuss increasing the indebtedness of the Borough of Kennett Square in the amount of \$570,000.00 for the purchase of a fire truck.

The Solicitor opened the public meeting at 7:22 p.m.

There were no comments from the floor.

President Spencer closed the public meeting at 7:22 p.m.

ORDINANCE NO. 919
AMENDMENTS to the KENNETT SQUARE BOROUGH CODE
CHAPTER 11, MOTOR VEHICLES and TRAFFIC

President Spencer presented the ordinance amending the Kennett Square Borough Code, Chapter 11, Motor Vehicles and Traffic, Article IV, Parking: Buildings and Plumbing, by amending Article II, Property Maintenance Code, Section 4-3, Additions, Insertions, and Changes.

It was moved by Vice President Maffei and seconded by Councilmember Bosley

Vice President Maffei asked the Manager if the language in the ordinance substantially differs from what we see on the street right now.

The Manager replied no, most of it is the way things are now. The major changes include the one hundred block of Center Street being all metered spaces, the spaces on the north side of West State Street between Maiden Lane and Meredith Street will become permitted parking, and the installation of the new combined metered parking spaces/unloading zone on the south side of West State Street immediately west of Center Street.

Motion carried unanimously.

ORDINANCE NO. 920
INCREASING INDEBTEDNESS of the BOROUGH of KENNETT SQUARE
PURCHASE of a FIRE TRUCK, \$570,000.00

President Spencer presented the ordinance to increase the indebtedness of the Borough of Kennett Square for the purchase of a fire truck, \$570,000.00.

It was moved by Councilmember Taylor and seconded by Councilmember Sinclair to approve the ordinance as presented.

Vice President Maffei advised that this is in response to Council's affirmative vote to assist Kennett Fire Company with the purchase of a new fire truck and it is a formality that the State requires.

The Solicitor advised that there is no collateral clause.

Motion carried unanimously.

PENNDOT WINTER TRAFFIC SERVICES AGREEMENT, 2015 - 2016

President Spencer presented the Winter Traffic Services Agreement with PennDOT for 2015-2016

The Manager advised that last year we accepted a five (5) year agreement with PennDOT to plow and salt Route 82 within the Borough limits. Annually we must accept and approve the "exhibit" which states the amount for the upcoming winter. This year's amount is \$2,203.08.

It was moved by Vice President Maffei and seconded by Councilmember Bosley to approve the agreement as presented. Motion carried unanimously.

SPECIAL EVENT APPLICATION

KENNETT HIGH SCHOOL HOMECOMING PARADE, OCTOBER 2ND

President Spencer presented the special event application for the Kennett High School Homecoming Parade.

The Manager advised that this event will be held on Friday, October 2nd, from 6:15 to 6:45 p.m. The following streets will be closed for the event – East South Street to Taylor Street, South Broad Street between Mulberry and Cypress Streets, East Mulberry Street between Broad and Union Streets, and South Union Street between Cypress Street and Kennett High School.

Jr. Councilmember Gomez noted that this event is not well attended and hopes that advertising the parade a little more will increase attendance and encourage students to work harder on their floats.

It was moved by Councilmember Sinclair and seconded by Councilmember Taylor to approve the application as presented. Motion carried unanimously.

CONTRIBUTION to REGIONAL EMS STUDY

The Manger advised that on June 1, 2015, Council approved a motion to support the joint EMS Study with five (5) other municipalities. At that time, the approved motion was "not to exceed \$5,000". Since then, Newlin Township has stated that since only one percent (1%) of their township is serviced by these EMS companies they are only willing to contribute \$1,500 leaving the other municipalities to pick up the remainder which is now \$5,500.

It was moved by Councilmember Sinclair and Councilmember Bosley to approve the increasing the contribution amount to \$5,500.

The Manager advised that the group has received responses to the RFQ and interviewed two (2) more consultants since June 1st. It appears that consensus is to contract with VFIA of York, PA.

The Mayor stated that VFIS is a great company that does good work.

Motion carried unanimously.

**AUTHORIZE ADVERTISEMENT
AMENDMENTS to KENNETT SQUARE BOROUGH CODE
CHAPTER 11, MOTOR VEHICLES and TRAFFIC**

President Spencer presented the advertisement request to hold the public meeting on October 5th, 7 p.m., for the proposed ordinance amending Chapter 11, Motor Vehicles and Traffic.

The Manager advised that the amendments are due to a lot of discussions during meetings of the Public Safety Committee. They include snow emergency routes, the installation of stops sign on Mulberry Street at Washington Street due to sight distance problems, and no parking on the west side of South Washington Street between Cypress and Mulberry Street.

It was moved by Councilmember Bosley and seconded by Vice President Maffei to authorize the advertisement as presented.

President Spencer advised that he has spoken with a resident of this area who strongly supports the no parking along the west side of South Washington Street. In addition, it is very difficult for emergency equipment to travel this road with parking on both sides.

Motion carried unanimously.

MOMENT of SILENCE
PASSING of CARL PARRETT

President Spencer called for a Moment of Silence in memory of Councilmember's Plumley uncle, Carl Parrett, who recently passed away.

PRESIDENT'S REPORT

President Spencer announced the following upcoming events:

- The Mushroom Festival to be held this weekend beginning with the parade kickoff at 6 p.m. on Friday.
- Vive tu Vida! Get Up! Get Moving! to be held on Saturday, September 26th in Anson B. Nixon Park from 10 a.m. to 2 p.m., rain or shine.
- The County will host a Household Hazardous Waste Collection in Saturday, September 12th at the Oxford Scholl District Office. The event is held from 9 a.m. to 3 p.m. Please note that no electronics will be accepted at this event.

President Spencer announced that the Carter Community Development Corporation is searching for an instructor for their Study Buddies Program. If interested, please contact LaToya Myers.

COUNCIL, MANAGER and MAYOR
COMMENTS and ANNOUNCEMENTS

Jr. Council Person Gomez advised that Study Buddy Program is very crucial to the community. The program has been in operation for five (5) years and they are in desperate need of an instructor. He urged the public to contact him if they are, or know of someone who may be, interested in the position.

ADJOURNMENT

It was moved by Vice President Maffei and seconded by Councilmember Taylor to adjourn the meeting at 7:42 p.m.

Karen L. Scherer

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Secretary