

# OFFICIAL MINUTES

## DECEMBER 5, 2011

The regular meeting of December 5, 2011 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 David B. Miller in the Chair. Roll Call followed the Pledge of Allegiance. Present were:

*President David B. Miller*  
*Vice President Danilo P. Maffei*  
*Councilmember Enrico H. Avello, Jr.*  
*Councilmember Geoffrey R. Bosley*  
*Councilmember William A. Carozzo*  
*Councilmember Jessie Cocks*  
*Councilmember F. Sean Walker*  
*Manager Brant Kucera*  
*Mayor Matthew W. Fetick*  
*Solicitor Marc Jonas*

### **PUBLIC COMMENTS**

Mr. John Thomas, 406 South Broad Street, asked Council to spend time looking over the budget before they adopt it. He urged Council to think about the taxpayers and cut expenses before they consider raising fees.

### **PRESENTATION of AWARD PENNSYLVANIA HORTICULTURAL SOCIETY**

Ms. JoAn Donlick and Ms. Prissy Roberts, members of the Kennett Area Beautification Committee, presented Council with award from the Pennsylvania Horticultural Society recognizing the beautiful flower planters in the downtown. Ms. Donlick stated that this was a joint effort by her committee along with Four Seasons Garden Club, Four Seasons Jr. Gardeners, Spade and Trowel club, the Borough's Public Works employees and Mr. William Reynolds of Pratt Greenhouses.

Ms. Prissy Roberts noted that because of this award, she and Ms. Donlick have been invited to a tea with the Governor's wife.

### **COMMITTEE REPORTS**

Ms. Mary Hutchins, Executive Director, reported the following:

- The Holiday Carriage Rides are underway and will continue each Sunday through December 18<sup>th</sup>.

- Many merchants have reported that this year's holiday season has been successful so far.
- Byrsa Bistro will have a soft opening tomorrow night for dinner.
- HKS's Annual Meeting will be January 26, 2012 at the Kennett Flash.
- She thanked Councilmembers Carozzo and Cooks for their service.

## **KENNETT AREA PARK and RECREATION BOARD (KAPRB)**

Ms. Claire Finfrock, Recreation Coordinator, reported the following:

- Junior Basketball registration is now closed.
- Lacrosse clinic ended in November and this year's Fall Flag Football League has ended.
- Planning is underway for the 2012 Summer Camp.
- Improvements to the parking lot at Pennock Park have been completed. She thanked Councilmember Carozzo and the Chop Tank Company.
- They are working on beautification improvements to Pennock Park which will include planting some trees.
- She thanked Ms. Karen Scherer for her assistance with the grant application to PECO's Green Region. With this granting funding, KAPRB will install a walking trail around Pennock Park.

## **CONSENT ITEMS**

### **MINUTES of November 28, 2011**

President Miller presented the November 28, 2011 minutes for approval.

*It was moved by Vice President Maffei and seconded by Councilmember Walker to approve the minutes as presented.*

## **BILLS**

President Miller presented the bills to be paid December 5, 2011 and the bills that were paid since the last meeting for approval.

*It was moved by Councilmember Cocks and seconded by Councilmember Bosley to approve the bills as presented. Motion carried unanimously.*

## **PUBLIC COMMENTS**

### **PROPOSED 2012 TAX ORDINANCE**

*President Miller opened the public comments at 7:18 p.m.*

There were no public comments from the floor.

*President Miller closed the public meeting at 7:18 p.m.*

**ADOPTION of  
ORDINANCE NO. 891, 2012 BOROUGH TAX RATE and the  
2012 BUDGET**

President Miller presented the ordinance setting the Borough Tax Rate for Fiscal Year 2012 at 4.85 mills and the 2012 Budget for adoption.

The balanced budget is as follows:

General Fund	\$4,122,100
Water Fund	\$1,269,600
Sewer Fund	\$1,856,500
Parking Fund	\$599,600
Solid Waste Fund	\$404,700
Liquid Fuels Fund	\$125,600
Emergency Management Fund	\$41,500
General Capital Improvement Fund	\$3,655,900
Water Capital Improvement Fund	\$1,155,000
Total of all Funds with Transfers	\$13,230,500

**It was moved by Councilmember Walker and seconded by Councilmember Bosley to adopt the 2012 Borough Tax Ordinance and Budget as presented.**

Councilmember Avello stated that he does not support the increase in water, sewer and solid waste fees. In addition, he questioned if the Solid Waste Fee fully funds the cost of collection.

Councilmember Carozzo stated that there is water being wasted and suggested that water service be billed based on tier levels usage.

The Manager advised that the trash fee revenue does not fully fund the trash collection expense. He also stated that the Borough cannot cut employees if Council wants to continue to provide the level of services that the residents currently receive. In addition, the Manager noted that the cost of health care will be decreasing by four percent (4%) in 2012 however Borough employees will still pay a ten percent (10%) increase towards their premium.

President Miller stated the 2012 Budget is a well-balanced budget and we need to continue to provide the same level of services which allows us to have presentations like the award we received tonight. Our current philosophy is working.

Councilmember Cocks agreed with President Miller's comments. She thanked the Manager for pointing the Borough in the financial right direction.

The Mayor stated that he supports the budget and thanked Council and the Finance Department for their hard work.

Councilmember Avello shared his concern that we are trying to correct 13 years of poor financial choices in just three (3) years.

Motion carried with a vote of 5 to 2 with Councilmembers Carozzo and Avello voting no.

**PUBLIC COMMENTS  
PROPOSED ORDINANCE  
VEHICULAR TRAFFIC  
100 BLOCKS of EAST and WEST CEDAR STREETS**

President Miller opened the public comments at 7:36 p.m.

There were no public comments from the floor.

President Miller closed the public meeting at 7:18 p.m.

**ORDINANCE NO. 892  
RESTRICTING VEHICULAR TRAFFIC to ONE WAY in the  
100 BLOCK of EAST and WEST CEDAR STREETS**

President Miller presented the ordinance restricting vehicular traffic to one way in the 100 block of East and West Cedar Streets.

The Manager advised that due to public safety reasons, the traffic in the 100 block of East Cedar Street, the traffic will be restricted to heading east, and in the 100 block of West Cedar Street, the traffic will be restricted to heading west.

It was moved Councilmember Bosley and Councilmember Cocks to approve the ordinance as presented. Motion carried unanimously.

The ordinance was assigned No. 892.

**RESOLUTION NO. 12-11  
2012 FEE SCHEDULE**

President Miller presented the resolution setting the 2012 Fee Schedule for approval.

It was moved Councilmember Walker and seconded by Councilmember Bosley to approve the resolution as presented.

The Manager review the changes and additions to the Fee Schedule compared to 2011.

Motion carried unanimously.

The resolution was assigned No. 12-11

**RESOLUTION NO. 13-11**  
**GRANT APPLICATION to the**  
**GREEN REGION PROGRAM/PECO OPEN SPACE PROGRAM**

President Miller presented the resolution supporting the submission of a grant application for \$8,196 to the Green Region Program/PECO Open Space Program for approval.

*It was moved Councilmember Cocks and Councilmember Bosley to approve the resolution as presented.*

The Manager advised that the Borough is applying for this grant on behalf of Kennett Area Park and Recreation Board (KAPRB) however the Borough will not incur any expenses for this project. He noted that KAPRB has expended \$374,319 in capital improvements to Pennock Park since the Borough appointed them as the custodian of the park in 2007.

*Motion carried unanimously.*

**WAIVER REQUEST of PARKING REQUIREMENTS**  
**MYSTIQUE, 112 EAST STATE STREET**

President Miller presented the letter from Mr. William McClane requesting relief of the required four (4) parking spaces.

*It was moved by Councilmember Walker and seconded by Vice President Maffei to approve the request as presented.*

Councilmember Cocks questioned if the zoning ordinance needs to be amended with regards to parking requirements in the downtown.

The Manager replied no and that request for parking waivers should continue to be brought to Council on an as needed basis. In addition, he advised that Mr. McClane will pay the \$460 per space one-time In-Lieu of Providing Parking Fee.

*Motion carried unanimously.*

**PUBLIC COMMENTS**

Mr. John Thomas stated that all Councilmembers should work on the budget all year long to save the residents money. He reiterated that he is against Borough employees receiving raises and co-pay reimbursements. In addition, Mr. Thomas wants to reduce and/or eliminate benefits to the employees.

## **COUNCIL and MANAGER COMMENTS and ANNOUNCEMENTS**

The Manager stated that he disagrees with Mr. Thomas comments.

The Manager thanked Councilmembers Carozzo and Cocks for their service. He has enjoyed working with them and appreciated the different perspectives they brought to Council.

President Miller concurred.

Councilmember Carozzo told the Manager that he has done the Borough justice by turning it around fiscally. He shared his appreciation of the work done by President Miller. Councilmember Carozzo thanked Ms. Mary Hutchins, Ms. Claire Finrock, Ms. Karen Scherer and Mr. Marc Jonas for their work as well.

Councilmember Cocks thanked the Borough staff stating that the Borough has an awesome staff. She too thanked Ms. Hutchins, Ms. Finrock, Ms. Scherer and Mr. Jonas. The diversity within this one (1) square mile is what makes Kennett Square such a great community and she feels lucky to live here. In addition, Councilmember Cocks thanked President Miller and Mayor Fetick for their service.

President Miller announced that the December 12, 2011 meeting is cancelled. The next Council meeting will be Tuesday, January 3, 2012.

## **ADJOURNMENT**

**It was moved by Councilmember Bosley and seconded by Councilmember Carozzo to adjourn the meeting at 7:57 p.m. Motion carried unanimously.**

---

Karen L. Scherer  
Secretary