

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

December 6, 2016
7:30 P.M.

PRESIDING: Zeyn Uzman, Vice-President

INVOCATION: David B. Burton, Mayor

PLEDGE OF ALLEGIANCE TO THE FLAG

1. ROLL CALL: Council President Bramwell (Absent)
Council Vice-President Uzman
Council Member Arena
Council Member Grossman (Absent)
Council Member Lexer (Absent)
Council Member Meisel
Council Member Sinquett
Mayor Burton

2. RECORDING OF MEETING:

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

No audience member identified themselves as recording the meeting.

3. PUBLIC FORUM:

Council Vice-President Uzman informed all present that copies of the agenda are available at the front entrance. Citizens/taxpayers were advised that Public Forum is the time to offer comments to bring any issues/concerns before Council that are not on the agenda.

a. Danny Fruchter, 234 Channing Avenue, requested Borough Council re-evaluate how each member would like to make themselves available to their constituents.

b. Frank Ortner, 144 Griffith Avenue, thanked the Borough Public Works staff and Police Department for their hard work and time in helping make the Victorian Christmas a great event. Mr. Ortner thanked Mayor Burton for his speech during the dedication of the bench in Burke Park.

4. RESOLUTION NO. 722 – REJECTING CERTAIN PROPOSALS FOR PENSION MANAGEMENT SERVICES FOR THE BOROUGH OF MALVERN POLICE AND NONUNIFORM PENSION PLANS:

A motion was made by Council Member Sinquett, seconded by Council Member Meisel and carried by a vote of 4-0 to adopt Resolution No. 722, rejecting certain proposals for the management of funds in the Police and Nonuniform Pension Plans.

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5. PUBLIC HEARING – ORDINANCE NO. 2016-16 – AUTHORIZING THE CONVEYANCE OF LAND TO THE BOROUGH OF MALVERN:

Council Vice-President Uzman announced that Borough Council will open a Public Hearing to consider proposed Ordinance No. 2016-16, pursuant to Article III, Section 301 of the

Malvern Borough Home Rule Charter. The proposed ordinance will authorize the conveyance of land located on North Warren Avenue to the Borough of Malvern. The Notice of Public Hearing was published in the November 18, 2016 edition of the Daily Local newspaper as required.

There being no public comment, Vice-President Uzman closed the public hearing.

6. ORDINANCE NO. 2016-16:

A motion was made by Council Member Meisel, seconded by Council Member Sinquett and carried by a vote of 4-0 to adopt Ordinance No. 2016-16, authorizing conveyance of land located on North Warren Avenue to the Borough of Malvern.

7. PUBLIC HEARING – 2017 PRELIMINARY BUDGET:

Council Vice-President Uzman announced that Borough Council will open a Public Hearing on the Borough's 2017 Preliminary Budget. The budget was advertised for public review in the November 18, 2016 edition of the Daily Local and the November 24, 2016 edition of the Philadelphia Inquirer as required by the Home Rule Charter.

Danny Fruchter, 234 Channing Avenue, requested clarification of the listed cash flows verses the rate of return on investment. Borough Manager Bashore provided clarification.

Frank Ortner, 144 Griffith Avenue, requested clarification for how the employee salaries are broken out among various funds. Borough Manager Bashore provided clarification.

8. 2017 PRELIMINARY BUDGET:

A motion was made by Council Member Arena, seconded by Council Member Sinquett and carried by a vote of 4-0 to adopt the 2017 Preliminary Budget for the Borough of Malvern as presented.

9. OLD BUSINESS:

- a. Ordinance 2016-2: Issuance of Non-Electoral Debt

Council Vice-President Uzman stated this item was tabled.

- b. Traffic Calming Measures
 - i. Monument Avenue

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Borough Manager Bashore summarized the actions from the October 4, 2016 meeting, where Borough Council reviewed a proposal for a modified traffic calming plan for Monument Avenue based on the discussions of the Public Safety Committee. The plan proposes the strategic realignment of the speed humps on Monument Avenue based on the recommendations of John Yurick, P.E., Borough Traffic Engineer. One (1) of the speed humps between Malvern Ave. and Sugartown Road would be eliminated and one (1) would be removed, re-engineered, and shifted further west towards Sugartown Road. John Yurick believes that one (1) speed hump can be eliminated in this location due to the establishment of Malvern Avenue & Monument Avenue as an all-way stop intersection. The existing speed hump between Prospect Avenue and Powelton Avenue would be redesigned to match the others in order to create uniformity on the street. The end result will be four (4) speed humps total on Monument Avenue.

All existing/proposed speed humps will be constructed with the Seminole County profile recommended for emergency routes.

A motion was made by Council Member Meisel, seconded by Council Member Arena, and carried by a vote of 4-0 to approve the traffic calming plan/measures for Monument Ave. and authorize McMahan and Associates, Inc. to prepare bid specifications and coordinate the bidding and inspections on the project.

ii. King Street – Pedestrian Study

Borough Manager Bashore summarized the November 9th meeting, where the Public Safety Committee discussed undertaking pedestrian studies on King Street, from Bridge Street to the eastern Borough boundary on King Street. The Borough-wide Multimodal Study calls for the evaluation of 15 unspecified intersections, of which the Borough can include the intersections at Bridge Street, Church Street, and Ruthland Avenue for evaluation. It is John Yurick's recommendation to finalize the scope of the Multimodal Study by selecting the study intersections/roadways, and then determine what additional items are necessary for the East King Street evaluation. At this point, the Borough would develop a more succinct supplement proposal.

Borough Manager Bashore stated that a committee will have to be formed per the Vision Partnership Program regulations to coordinate the project. Borough Manager Bashore recommended that the Public Safety Committee be the group to coordinate this project. Borough Council agreed with this recommendation.

iii. Old Lincoln Highway

Borough Manager Bashore stated at the October 4th meeting, Borough Council reviewed a traffic calming plan prepared by the Borough Engineer, Dan Daley, P.E. In lieu of certain recommendations contained in the aforementioned traffic study, Borough Council discussed the possibility of extending sidewalk along the south side of Old Lincoln Highway to connect with existing sidewalk at the intersection with Bridge Street and Old Lincoln Highway. The reason for this consideration is due to the fact that the developer of 347/361 Old Lincoln Highway is being required to install sidewalk along Old Lincoln Highway in front of Rubino Park as part of their approval. The plan would reduce the width of the roadway from approximately 30 ft. to 24 ft. to 22 ft. at the intersection.

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A revised plan for this project is before Council this evening. The plan was reviewed by the Public Safety Committee and includes extending the curb bump out on the northeast corner of the intersection and the installation of landscaped island. It was determined that it may not be financial advantageous to phase in the project. Due to a potential impact that this project may have to residents on Old Lincoln Highway, the Borough administration sent them notification to attend this evening's meeting so that they may see the plan being considered.

Dan Daley's estimated cost for this project is \$382,489.61. A significant portion of the cost is the mill and overlay of Old Lincoln Highway that will be necessary. This is required to relocate the crown of the roadway into the new center of the road in order to provide for proper drainage.

Joseph Rubino, 1 Raffaella Drive, does not see vehicles speeding on Old Lincoln Highway as the McMahan and Associates, Inc.'s traffic study claims. Mr. Rubino does think the students of Villa Maria are 'In a rush' and may be going over the posted speed limit, however, with proper police presence and enforcement he thinks this issue will resolve itself.

Mr. Rubino does not want to see Old Lincoln Highway's cartway narrowed as a traffic calming measure. He stated by narrowing the road, the turn radius is significantly reduced causing a safety concern for larger vehicles, specifically those towing trailers.

Mr. Rubino does think sidewalks along Old Lincoln Highway are necessary for pedestrian safety, especially for the children that live in the area.

Salvatore Guglielmi, 330 Old Lincoln Highway, would like to see the sidewalks along Old Lincoln Highway installed, but he is not in support of the cartway being narrowed.

Borough Council thanked those in attendance for their comments. The Borough Engineer will utilize these comments in preparation of a revised plan and this project will continue to be discussed.

10. NEW BUSINESS:

a. Proposed Ordinance No. 2016-18: Amendment to Chapter 200 (Vehicles & Traffic)
Borough Manager Bashore stated proposed Ordinance No. 2016-18 will amend Chapter 200 of the Malvern Borough Code of Ordinances pertaining to vehicles and traffic. Specifically, this ordinance would amend section 200-46 to allow residents living on West Broad Street, Longford Avenue, and High Street to purchase parking permits for the West Broad Street parking district. The ordinance will also clean-up language in the Chapter 200.

A motion was made by Council Member Siquett, seconded by Council Member Arena and carried by a vote of 4-0 to authorize Borough Manager Bashore to advertise the proposed Ordinance in the Daily Local newspaper for a public hearing, prior to adoption.

b. 347 Old Lincoln Highway – Escrow Release Request #1

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A motion was made by Council Member Siquett, seconded by Council Member Arena and carried by a vote of 4-0 to approve the release of \$32,720.00 of escrow funds for 347 Old Lincoln Highway as recommended by the Borough Engineer's letter dated, November 29, 2016.

c. 361 Old Lincoln Highway – Escrow Release Request #3

A motion was made by Council Member Siquett, seconded by Council Member Arena and carried by a vote of 4-0 to approve the release of \$14,350.00 of escrow funds for 361 Old Lincoln Highway as recommended by the Borough Engineer's letter dated, November 29, 2016.

d. Discussion of employee gift certificates

A motion was made by Council Member Meisel, seconded by Council Member Siquett and carried by a vote of 4-0 to authorized Borough Manager Bashore to provide full-time employees with \$50 gift cards and part-time employees with \$25 gift cards from a local business.

e. Zoning Hearing Board

Borough Manager Bashore stated there are no new applications pending review.

f. 2017 Council Dates

Borough Manager Bashore stated the 2017 meeting dates have been advertised and for Council Members to plan their attendance accordingly.

g. Library Carpet and Cabinets

Borough Manager Bashore stated the Board of the Malvern Public Library has approved the Library Director to acquire quotes for carpet replacement and new cabinets.

Borough Council had no concerns regarding the improvements being made by the Library Board as it pertains to the lease agreement.

h. Comcast Building

Borough Manager Bashore stated Comcast has submitted a zoning and building permit for installing a backup generator.

Borough Council had no concerns regarding the improvements being made by Comcast as it pertains to the lease agreement.

11. ADJOURNMENT:

All business having been discussed, a motion was made by Council Member Meisel, seconded by Council Member Arena and carried by a vote of 4-0 to adjourn the meeting at 9:38 p.m.

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Respectfully submitted,

Neil G. Lovekin
Assistant Secretary