

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

May 3, 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
Council Member Lexer
Council Member Meisel
Council Member Sinquett
Mayor Burton

2. 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 on any item on the agenda to bring any issues/concerns before Council.

- a) Sewer Leak At The Corner of Bridge And King Streets

John Buckley, 165 Church Street, questioned if Borough Administration was aware of the strong sewer odor emanating from the vacant property at the corner of Bridge and King Streets. Borough Manager Bashore stated that the Codes and Zoning Officer is investigating the matter.

3. DAVID BUSCH – KEYSTONE ALLIANCE PRESENTATION:

David Busch stated Keystone Alliance Consulting, Inc., based out of Ambler, PA and provides financial solutions/recommendations related to water and wastewater systems, including sewer and water system valuations, cost of service studies, and rate studies. Keystone Alliance Consulting, Inc. has performed these services for a variety of Chester County municipalities, including East Goshen Township, the Borough of West Chester, and Willistown Township.

Borough Manager Bashore stated the consulting firm would exam existing borough assets (taking into account depreciation) and above-ground facilities. It would examine the future value of the system, taking into account potential capital needs to continue appropriate operation of the system. This study would provide Council with a means to value the system, as well as, to budget for future capital projects.

A motion was made by Council Member Sinquett, seconded by Council Member Lexer and carried by a vote of 6-0, to approve Keystone Alliance to perform a cost analysis of the Borough's sewer system, not to exceed \$15,000.

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4. OLD BUSINESS:

a) Goals & Objectives – Capital Improvement Program

Council Vice-President Uzman, Council Member Arena, and Council Member Lexer agreed to serve on a Capital Improvement Program Committee, tasked with reviewing and identifying future needs and costs for borough projects.

b) Amendment to the Home Rule Charter

Borough Solicitor Christakis summarized the revisions made to the draft amendment based on discussions from the April 21, 2016 Council Meeting.

A motion was made by Council Member Grossman, seconded by Council Member Arena and carried by a vote of 6-0, to advertise for a Public Hearing at the May 17, 2016 Council Meeting.

c) Code of Conduct

Council Member Grossman stated she would prefer time limits as oppose to allowing the Council President to have discretion.

Council Vice-President Uzman was concerned that by instituting time limits, Council would be taking away some of the ‘Small Town’ charm that is the Borough during public meetings.

Council Member Lexer sees a hybrid of both, by setting time limits as policy/procedure but allowing the presiding council member to have discretion based on public interest.

Council Member Grossman and Borough Manager Bashore to make revisions to the draft document and redistribute to council for further review and discussion.

5. NEW BUSINESS:

a) Parks & Recreation – Proposed Swing Set For Burke Park

Amy Finkbiner, 121 Woodland Avenue, presented her proposal for Council to consider installing a swing set at Burke Park that would accommodate infants and children.

Borough Manager Bashore stated that the Parks & Recreation Committee reviewed the concept and is supportive of this addition to Burke Park. Walter Davis, Assistant Superintendent of Public Works, is a certified playground inspector and can inspect installation if Council decides to move forward with the project. In addition the Borough’s insurance company was contacted and insured Borough Manager Bashore that the swing set would not have any impact on the Borough’s liability coverage. The only insurance cost would be related to property coverage, which is based on the cost of the total project.

Borough Council agreed to have Borough Manager Bashore move forward with finalizing project costs and to present the finding at a future Council Meeting for consideration in approving the installation of the swing set for the 2017 Calendar Year.

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b) Parks & Recreation – Proposed Free Library In Burke Park

Borough Manager Bashore stated at the April 19th meeting, Borough Council heard a proposal for a free library in Burke Park by Michelle McLain Troha. She wishes to install a “Free Library” in Burke Park as a memorial to Ms. Linda Barnes, who currently runs the preschool at Great Valley High School and is retiring after 30 years. The Parks & Recreation Committee reviewed this concept and is in support of the installation.

A motion was made by Council Member Lexer seconded by Council Member Arena and carried by a vote of 6-0, to authorize Borough Manager Bashore to coordinate with Michelle McLain Troha in the installation of a “Free Library” in Burke Park.

c) PRPS Membership

At the April 5th meeting, Borough Council reviewed a proposal to become members of the Pennsylvania Recreation & Park Society (PRPS). The membership fee is either \$120 for an individual member or \$300 for an agency membership. An agency membership includes three (3) employee members. Either options offers the same benefits. The primary reason for joining would be to participate in PRPS’s discount ticket program. This program is conducted by our neighboring municipalities and would offer a commission to the Borough based on the number of tickets sold. Attached is a list of participating vendors. Funds received through sales could be used to offset the cost of some of the Parks & Recreation Committee functions throughout the year. Having worked with this program in the past, I can say that it is very easy to administer. PRPS also offers various training opportunities throughout the year and information on parks-related grants.

A motion was made by Council Member Lexer seconded by Council Member Meisel and carried by a vote of 6-0, to authorize Borough Manager Bashore to register the Borough as an “Agency” with the three (3) Borough Officials elected as members to be the Borough Manager, Assistant Manager, and the Assistant Superintendent of Public Works at an annual costs of \$300.

d) Appointment of New Committee Member

Borough Manager Bashore summarized that the Parks & Recreation Committee is recommending that Borough Council appoint Jennifer Benson to one of the newly created positions. Through the adoption of Ordinance 2016 – 3, Council approved the expansion of the Committee to nine (9). Two (2) of the newly created positions were filled at the April 19th meeting. If Council were to appoint Ms. Benson, there would be one (1) remaining vacancy on the Committee. The term would run through December 31, 2020.

A motion was made by Council Member Arena seconded by Council Member Sinquett and carried by a vote of 6-0, to appoint Jennifer Benson to the Malvern Borough Parks & Recreation Committee, with terms to expire on December 31, 2020.

e) Traffic Calming Improvement Installation

Council Members Lexer and Meisel summarized the proposed construction of nine (9) speed humps on Monument Avenue per the recommendation of McMahan and Associates, Inc. traffic analysis study, dated January 28, 2016. In addition, both Council Members read statistics

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from the Study in which it presented higher values to address Monument Avenue over other highly travelled roads.

Council Member Grossman stated the installation of the speed humps are the most cost-effective traffic calming recommendation. She further stated that the McMahon and Associates, Inc. traffic study is available for public viewing at the Borough Hall during normal business hours.

Council Member Sinquett inquired as to whether or not the Malvern Fire Chief had an opportunity to review the speed hump proposal. Borough Manager Bashore stated the Fire Chief has reviewed the proposal and did express concern about possible delayed response times, approximately 1-10 seconds per speed hump and type of fire apparatus. The Public Safety Committee came to a consensus, that overall daily public safety takes priority over a lower number of possibly delayed response times.

Borough Manager Bashore stated the proposed speed humps will be consistent with the PA Traffic Calming Handbook, as well as, with the newer speed humps installed on Monument Ave near Sugartown Road.

Michael Martinez, 142 West First Avenue, expressed his concerns regarding the increase vehicle traffic and speeds that will occur on First Avenue as a means for commuters to detour around Monument Avenue.

Council Member Arena asked Police Chief Marcelli if police officer presence could be increased on First Avenue when the speed humps are installed on Monument Avenue. Police Chief Marcelli stated he will address the issue to the best of the Police Department's capabilities, however, to effectively enforce traffic stops the police force needs to be expanded with more full-time police officers.

Frank Ortner, 144 Griffith Avenue, questioned Council if parking regulations will be adopted for enforcement on First Avenue. Borough Manager Bashore stated that the Borough Solicitor is coordinating with Council on adopting parking regulations of First Avenue.

Michael Martinez, 142 West First Avenue, stated that the Borough poorly communicated the installation of the temporary "No Parking" signage. Council Member Lexer stated the information was contained within the Spring Borough Broadcaster newsletter, borough website, and via an email blast from Constant Contact. Police Chief Marcelli stated he knocked on every home's front door to request permission to install a sign before placing them in the ground.

A motion was made by Council Member Meisel seconded by Council Member Lexer and carried by a vote of 6-0, to authorize McMahon and Associates, Inc. at a total cost of \$4,850 to draft a detailed layout of the speed humps to be installed along Monument Avenue, pursuant to PennDOT specifications and to be used by a contractor to follow during the installation process.

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A motion was made by Council Member Meisel seconded by Council Member Arena and carried by a vote of 6-0, to award Willistown Contractors, the lowest responsible proposal, a contractor to install nine (9) speed humps along Monument Avenue at a total cost of \$8,100.

f) Borough-Owned Property Along Old Lincoln Highway

Borough Solicitor Christakis recommended Council Members individually state their option regarding the status of parcel in question. The following summaries each Council Members' position:

Council Member Sinquett:	Sell
Council Member Arena:	Retain, Do not sell
Council Vice-President Uzman:	Retain until 153 and 155 Old Lincoln Highway properties are rehabilitated as to raise the parcel's value
Council Member Lexer:	Agreed with Council Vice-President Uzman
Council Member Meisel:	Keep
Council Member Grossman:	Keep

Council agreed to retain the parcel until 153 and 155 Old Lincoln Highway properties are rehabilitated as to raise the parcel's value.

g) Malvern Fire Company Request For Fundraiser Support

Borough Manager Bashore stated the Malvern Fire Company will hold its annual Pig Roast on August 20, 2016 from 2:00 p.m. to 7:00 p.m. This event serves as a fundraiser for the Fire Company. As part of the event, they would like to serve alcoholic beverages and the Borough will need to send a letter to the PA Liquor Control Board supporting the request for a fundraiser that includes the serving of alcoholic beverages. Borough Council has approved this request in the past.

A motion was made by Council Member Lexer seconded by Council Member Arena and carried by a vote of 6-0, to authorize Borough Manager Bashore to draft a support letter on behalf of Borough Council backing the Malvern Fire Company during its annual Pig Roast on August 20, 2016 from 2:00 p.m. to 7:00 p.m. to serve alcoholic beverages and to forward to the PA Liquor Control Board.

6. ADJOURNMENT:

Council Vice-President Uzman stated Council will adjourn to Executive Session to discuss litigation matters.

All business having been discussed, a motion was made by Council Member Grossman, seconded by Council Member Lexer and unanimously carried by a vote of 6-0 to adjourn the meeting at 9:53 p.m.

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Respectfully submitted,

Neil G. Lovekin
Assistant Secretary