

REGULAR MEETING  
BOROUGH COUNCIL  
MALVERN BOROUGH

August 20, 2013  
7:30 P.M.

PRESIDING: Woody J. Van Sciver, President

INVOCATION: Gerard J. McGlone, Mayor

PLEDGE OF ALLEGIANCE TO THE FLAG

1. ROLL CALL:
  - Council President Van Sciver
  - Council Vice President Raymond
  - Council Member Coughlin
  - Council Member Giandonato - ABSENT
  - Council Member Macaleer
  - Council Member Sponenbergh
  - Council Member Uzman
  - Mayor McGlone

2. PUBLIC FORUM:

Council President informs all present that copies of the agenda are available at the front desk. This is a Public Session of Council. Should any citizen/taxpayer wish to offer comments on any item on the agenda, now is the time to bring those comments before Council. Are there any citizens/taxpayers who wish to bring before Council any item not on the agenda?

- a. Frank Reynolds, Malvern Bible Chapel, Roberts Lane – reported that the Malvern Bible Chapel will be hosting a welcoming picnic on September 21<sup>st</sup> for the new residents of Eastside Flats and all of greater Malvern is invited to attend to show the new residents they are living in a community where they can walk to a number of churches and be part of an extended family. Mr. Reynolds reported that there will be food, games for the children and music and the new residents will have a chance to know their neighbors. That is the idea of the event. Hopefully it will gel with the Farmers Market in the Park where people will be walking around and signs will guide them to the Bible Chapel.

Mr. Reynolds felt that maybe if this event is successful, next year they can be part of another event in August that will be part of the Borough's Anniversary celebration.

- b. John Buckley, 165 Church Street, asked about sidewalks on the east side of Bridge Street as it is very difficult to cross the street at Bridge Street and Broad Street to access the sidewalk on the west side. Council President Van Sciver responded that pedestrians should cross the street at Old Lincoln Highway and walk up the sidewalk on the west side of Bridge Street to King Street. Because of the sight distance issues coming over the bridge, we are aware that it is difficult to cross at Broad St. and Bridge St.

Mr. Buckley also commented about the parking on Woodland Avenue and Roberts Lane and that sometimes the school buses have to back out onto King Street at Woodland Avenue and

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at Roberts Lane and Church Street the trash haulers cannot make the turn because of the cars parked near the intersection. He feels that there should be no parking across the street from the Old Fire House and yellow lines should be painted across from the fire hydrant. He also feels that school buses should not be backing up into King Street at Woodland and King.

Chief Marcelli stated that the Police Department has ticketed residents' cars at the Roberts Lane and Church Street location. By law, you cannot park within fifteen feet from a Stop Sign and it is being enforced by ticketing. The Chief stated that if there is no parking, he would rather install signs instead of painting the curb yellow. He will drive all through the Borough to make sure these issues are handled.

c. Jim Christ, Paoli Battlefield Preservation Fund, announced two upcoming events – September 21<sup>st</sup> will be a military timeline event. All past and present members of the armed forces will be invited and a special ceremony will be held in front of the Revolutionary War gravesite.

On the second Monday of every month starting September 2013 through April 2014, the PBPF will host a Revolutionary Lecture Series at the General Warren Inne. The cost of the event will include food, beverage, tax and gratuity. A portion of the proceeds will go to help with upkeep of the Battlefield.

3. APPROVAL OF MINUTES:

A motion was made by Council Vice President Raymond, seconded by Council Member Uzman and unanimously carried by a vote of 6-0 to approve the minutes of the Regular Meetings held on Tuesday, July 2 and Tuesday, July 16, 2013, as submitted.

4. APPROVAL OF REPORTS:

A motion was made by Council Member Uzman, seconded by Council Member Sponenbergh and unanimously carried by a vote of 6-0 to approve the Treasurer's Report, the Committee Reports for Finance and Administration, Public Safety, Public Works and the Chief of Police Report, the Code Enforcement Officer's 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 July 2013, as submitted.

5. OTHER BUSINESS:

a. Proposed Ordinance No. 2013-6 regarding Attorney Fees and Court Costs – Council President Van Sciver explained the purpose of the proposed Ordinance and Council agreed to advertise for adoption.

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b. Letter from Borough Engineer regarding a Trash & Recycling Station for Building B, Eastside Flats – Council Vice President Raymond questioned a possible issue with smell from the trash area and wondered if the ten foot distance will be enough.

Council President Van Sciver responded that that was a good question. The people living right above the trash area will be the East King Street residents and the East King Street developers do have an interest in having satisfied tenants. He would think the management group would be on top of it.

Council Member Sponenbergh stated the odor would be impacted by how often the container is emptied and he would think this would be done by the development. They will determine whether it is an issue or not.

Chief Vaughn, Malvern Fire Company, was asked to comment on the location of the dumpster. Council agreed that they would approve the location contingent on approval by the Fire Chief, Neil Vaughn.

c. Proposed Guidelines – PBPF – Standards for Historic Weapons Use – Council President Van Sciver read the attorney's e-mail response regarding the proposed ordinance request from the PBPF. The Borough Solicitor felt the Guidelines should not be adopted as a Borough Ordinance. She feels that the Borough doesn't have the ability to enforce it and the guidelines will probably change from time to time. She looked at the East Goshen Ordinances and they have not adopted any such ordinance. The Borough can, in their contract with the PBPF, require them to have such guidelines and, as the special events are approved, they should reaffirm that they are going to adhere to these guidelines.

d. Community Revitalization Program Grant Award – the Manager reported that the Borough did receive a grant award from the County for the streetscape project on Channing Avenue and South Warren Avenue, in the amount of \$500,000. We are very grateful for this award. Regarding the sidewalks on Second Avenue, the Public Works Committee was asked to review and work out the sidewalk issues.

e. Volunteer Picnic – the Manager asked that since the Farmers Market is set-up in Burke Park every Saturday from 9:00-1:00, if it would be acceptable to host the Volunteer Picnic on a Sunday. She was looking at Sunday, October 13<sup>th</sup> as a possible date. Council felt that Sunday would be a good day for the picnic.

f. Council President Van Sciver asked that a discussion be held at the next Council meeting about the possible sale of two parcels of land that are owned by the Borough – one on Woodland Avenue and one adjacent to the Malvern Fire Company Private Drive off Ruthland Avenue. He reported that the parcel on Woodland Avenue is a single family lot and given that we have acknowledged the E. King Street demand, it might be a good time to put it up for sale. The other parcel is adjacent to the fire station that runs between First Avenue and the back side of the old Burns property. That property is, again, one that possibly could be developed and it is

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a large parcel next to a vacant parcel. We have to be sensitive if we need restrictions next to the fire house and we want to be sure it doesn't impinge on their operations. That would have to be sorted through.

Council Member Uzman asked about converting the land next to the fire house as a skateboard park.

Council President Van Sciver responded that it is a good time to be selling land in the Borough.

The Manager was asked to provide packets to Council on the properties and to obtain the solicitors opinion if we wanted to restrict something on the properties and how feasible it would be to work through it. Everything must be a public auction. The following Committee was formed to discuss the sale of these properties:

Zeyn Uzman, Chair  
Bill Macaleer  
Dick Sponenbergh  
Neil Vaughn, Fire Chief  
Mayor McGlone

Council President Van Sciver stated that the owners of the vacant lot may be interested in the purchase of the lot adjacent to the private drive by the fire house.

g. Regarding the E. King Street development, Council President Van Sciver stated their approved plan required concrete pavers. We have a 2001 PennDOT Traffic Calming Handbook that at one point we have discussed. That is still the latest version. That document embodies so many things that we need to do in the Borough that we ought to consider as a Policy Statement. After Mr. Bramwell came and talked about the parked cars on Monument Avenue, Council President Van Sciver consulted the Handbook and it says that parked cars are considered a traffic calming measure.

Council President Van Sciver stated to Chief Vaughn that raised tables may be considered near the E. King Street development and asked if they impacted emergency vehicle arrival times. Chief Vaughn responded that they would not so much impact response times but he would be more concerned about wear and tear of the vehicles as they are always going in and out of their driveway onto King Street.

Council Member Coughlin stated that raised tables are easier to plow than speed humps.

Council Member Uzman stated the raised tables really work with traffic calming and are not as intrusive as speed humps. E. King Street wants to use a stamped asphalt and we want Chief Vaughn's input on them. Chief Vaughn responded that traffic in that area is an issue.

Council Member Coughlin felt that the wear and tear would be nothing like that of a speed hump.

Chief Vaughn was asked to provide some input about the raised tables and any impact they may have to the Fire Company.

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8. ADJOURNMENT:

All business having been discussed, a motion was made by Council Member Uzman, seconded by Council Member Sponenbergh and unanimously carried by a vote of 6-0 to adjourn the meeting at 8:26 p.m.

Respectfully submitted,

Sandra L. Kelley  
Secretary/Manager