

REGULAR MEETING
BOROUGH COUNCIL
MALVERN BOROUGH

MARCH 18, 2014
7:30 P.M.

PRESIDING: David G. Bramwell, President

INVOCATION: David B. Burton, Mayor

PLEDGE OF ALLEGIANCE TO THE FLAG

1. ROLL CALL: Council President Bramwell
Council Vice-President Raymond
Council Member Lexer
Council Member Meisel
Council Member Oswald
Council Member Radano
Council Member Van Sciver
Mayor Burton

2. PUBLIC FORUM:

Eric Beauregard – 153 Woodland Avenue, stated that approximately 1 ½ years ago the builders that received permission to build two (2) twins on Church Street have not paved up to the northern edge of his property line, as directed. He stated he was wondering if once the weather improves if the builders plan to still pave.

Council President Bramwell stated he will look into the matter further and report back at an upcoming meeting once the facts are compiled.

3. APPROVAL OF MINUTES:

A motion was made by Council Member Van Sciver, seconded by Council Member Oswald and unanimously carried by a vote of 7-0 to approve the minutes, as submitted, of the Regular Meetings held on Tuesday, February 4, 2014 and February 18, 2014.

4. APPROVAL OF REPORTS:

A motion was made by Council Vice-President Raymond, seconded by Council Member Radano and unanimously carried by a vote of 7-0 to approve the February 2014 Reports, as submitted, of the Treasurer, the Chief of Police, the Code Enforcement and Zoning Officer (i.e. Building Inspector, Housing and Property Maintenance, and Zoning), the Superintendent of Public Works, and the Borough Manager, as well as, the Committee Reports for Finance and Administration Committee, Public Safety, and Public Works.

Council Member Oswald requested that all future Reports contain a closing statement, “Respectfully Submitted” and the report preparers sign their name to further promote greater ownership and accountability.

All council members agreed that the request was reasonable and Ms. Sandra Kelley, Borough Manager, agreed to instruct the report prepares to comply with the request.

5. APPOINTMENTS – PLANNING COMMISSION:

A motion was made by Council Member Radano, seconded by Council Member Lexer and unanimously carried by a vote of 7-0 to approve the appointments of Thomas Burns, 135 Carters Grove, and Dana Carosella, Esq., 115 Charleston Greene, to the Planning Commission for a term to expire January 1, 2016, as recommended by the Planning Commission.

6. PROPOSAL ACCEPTANCE – IES CONSTRUCTION (INGRAM ENGINEERING SERVICES, INC.):

A motion was made by Council Vice-President Raymond, seconded by Council Member Meisel and unanimously carried by a vote of 7-0 to approve IES Construction, in the amount of \$50,000, to provide professional construction services for 24–26 Daisey Lane. The scope of the work is inclusive of completion of demolition of the existing wall and erection of a new wall.

Council President Bramwell stated the \$50,000 was placed in escrow by the properties' owner, as stipulated in a legal decision, and as such the Borough is not allocating any of its own funds towards the demolition and construction project.

Council Member Oswald stated that Borough Council selected IES Construction, Inc. for the following two (2) reasons: 1. Lowest Bidder (i.e. 2 bids were submitted), and 2. Borough Engineer's Recommendation.

7. AMENDMENT TO LEASE AGREEMENT – BASKETBALL COURT:

A motion was made by Council Member Van Sciver, seconded by Council Vice-President Raymond and unanimously carried by a vote of 7-0 to approve the lease agreement extension with Marian Herzak for use of the Basketball Court until July 16, 2014.

Council Member Van Sciver stated the reason for a short lease extension is due to the property where the basketball court resides is for sale by the owner.

8. OTHER BUSINESS:

a. Malvern Blooms and Harvest Festival Events Requests -

A motion was made by Council Member Van Sciver, seconded by Council Member Lexer and unanimously carried by a vote of 7-0 to approve the Malvern Blooms to allow wine sampling by the sponsoring vineyards and for the Harvest Festival sponsors to dispense beer to attendees who are over 21 years of age.

b. Act 167 Stormwater Management Ordinance

A motion was made by Council Member Meisel, seconded by Council Member Lexer and unanimously carried by a vote of 7-0 to approve the advertisement of the Act 167 Stormwater Management Ordinance in the Daily Local newspaper.

c. Woodland Avenue Streetscape Project (Dan Daley)

Council President Bramwell stated the purpose of the Woodland Avenue Streetscape Project agenda item is to approve the Borough Staff to submit a county grant application by the Friday, March 28, 2014 deadline. He stated Dan Daley, Borough Engineer, will review the proposed scope of work. Further engineering and Borough review will take place at future Borough Council and Planning Commission meetings.

Dan Daley stated the scope of the work as defined here in the plans and preliminary cost estimate for the grant application include the removal and replacement of the curbs and sidewalks. The sidewalk would be a combination of the standard plain concrete sidewalk with the stamped brick pattern concrete every twelve-feet, which is identical to what was done on Church Street, installation of Victorian streetlights, installation of handicap ramps at all crosswalks, and mill and overlay of the roadway. Woodland Avenue has a fifty-foot public right-of-way (ROW) and all construction work would be within said ROW. Mr. Daley stated he will meet with individual property owners to discuss potential impact on their properties, if any.

Mr. Daley stated a section of sidewalk along St. Pat's is in need of replacement due to the old bricks heaving and becoming a trip hazard. Mr. Daley stated cost estimates will be adjusted to repair this cross-section of sidewalk. Mr. Daley summarized the project scope of the grant application is constructing sidewalks on both sides of Woodland Avenue, consisting of curb, a two-foot grass strip, and four-foot concrete sidewalk, and installing handicapped accessible ramps at all crosswalks.

Council Member Van Sciver requested Mr. Daley to clarify the definition of cartways as it relates to the Woodland Avenue Streetscape project.

Mr. Daley stated the cartway for Woodland Avenue is the center of the right of way (i.e. 50 feet wide). Therefore, 25 feet on either side from centerline is considered the public right-of-way. The cartway is approximately 28-29 feet wide.

Mrs. Joan Smallwood, 126 Woodland Avenue, St. Patrick's Parish, asked if the houses on Woodland Avenue were going to be assessed as a means to cover the cost of the project?

Council President Bramwell stated that the property owners would not be assessed.

Mr. Zeyn Uzman, 305 Charleston Green, asked if the Borough Engineer would coordinate with the East King Street Partners, Inc. regarding the resurfacing of Woodland Avenue where it connects with East King Street to ensure the Borough does not duplicate paving.

Mr. Daley stated the paving on Woodland Avenue will stop just south of the East King Street Partners, Inc. repaving activity scheduled for this spring; therefore there should be no overlap or conflicts.

Mr. Carroll Sinquett , 223 Green Street, stated that when a developer for a Church St. development presented its land development plan before the Malvern Borough Planning Commission there was a concern among the residents on Woodland Avenue that stormwater was going to sheet flow into their properties. What engineering has been designed to accommodate the future stormwater issues on Woodland Avenue?

Mr. Daley responded that there is more than adequate amount of existing storm sewer piping that the awarded contractor will be able to tap into. In addition, one (1) or two (2) stormwater inlets may be installed to limit the amount of surface water that could wash onto properties and other roadways.

9. ADJOURNMENT:

All business having been discussed, a motion was made by Council Member Oswald, seconded by Council Member Lexer, and unanimously carried by a vote of 7-0 to adjourn the meeting at 8:22 p.m.

Respectfully submitted,

Sandra L. Kelley, Secretary/Manager