

**MINUTES
BOROUGH COUNCIL MEETING
FEBRUARY 19, 2004**

The Media Borough Council met in Council Chambers on the above date with the following officials present: Mayor McMahon, President Hagan, Vice-President Robinson, Councilpersons Tyson, Alyanakian, Krull and Sherwin. Also present were Treasurer Gioggia, Solicitor Middlebrooks, Engineer Mulvena and Borough Manager Smith and Administrative Assistant Chester. Councilperson Whitaker was absent from the meeting.

President Hagan called the meeting to order at 8:00 p.m. President Hagan led the salute to the flag and requested a moment of silence for the passing of Mary Otto, a Borough resident who was not only a social worker but was involved in many organizations throughout the Borough.

Approval of the Minutes

Vice-President Robinson made a motion to approve the minutes of the January 12, 2004 Public Hearing and the minutes of the January 15, 2004 Council meeting. Councilperson Krull seconded the motion. Motion carried unanimously.

Presentation of Awards

Mayor McMahon announced the presentation of the Media Borough 2003 Police Department awards from the Knights of Columbus as follows:

Dispatcher of the Year Award

Police Chief Wusinich and Knights of Columbus member, Tom Flynn, presented the Dispatcher of the Year Award for 2003 to Elaine Fullmer in recognition of her dedicated service. Ms. Fullmer was grateful for the recognition and mentioned she would accept the award on behalf of the other members of the department.

Supervisor of the Year Award

Police Chief Wusinich and Tom Flynn presented the Supervisor of the Year Award for 2003 to Sergeant Keith Prorock. Sergeant Prorock thanked everyone for the award and noted that he enjoys working with great individuals within the Police Department.

John J. Davidson Police Officer of the Year Award

This award is sponsored by Nativity B.V.M. Knights of Columbus and is presented as a memorial for John Davidson, a former Sergeant within the Criminal Investigation Division (CID) for Delaware County. John's wife, Nancy, presented this award to Patrolman Richard Leight for 2003. Patrolman Leight thanked everyone and mentioned this was a great honor.

Recognition Plaque

Councilperson Tyson presented a plaque to Wesley Nieweg for his nearly 25 years of service to the Recreation Commission. Donald Trusty and Phil Demioni mentioned how much they enjoyed working with Wes Nieweg over the years. Mr. Nieweg thanked everyone for the recognition and mentioned that he truly enjoyed working with everyone on the Commission on various activities/projects. He especially recognized Donald Trusty, the late Lewis "Jumbo" Johnson, Todd Gibian and others.

Mayor's Report – Mr. McMahon

Mayor McMahon reported the Police Department received and investigated 835 complaints during the month of January. There was one (1) reported burglary of a jewelry store on January 11, 2004.

Proclamation #2004-01

Mayor McMahon read Proclamation #2004-01 which declares February 2004 to be Black History Month, urging all residents of the Borough of join together in observing this time set aside in recognition of Black History and to make this a period of rededication to the principles of justice and equality for all people.

Council Committee Reports

Recreation, Code Enforcement & Properties – Mr. Tyson

Councilperson Tyson made a motion to authorize the Civil Service Commission to prepare an eligibility list for the position of Sergeant within the Media Borough Police Department. Vice-President Robinson seconded the motion. Motion carried unanimously.

Councilperson Tyson made a motion to appoint Zack Hall to a five (5) year term, expiring December 31, 2008, on the Recreation Commission. Councilperson Krull seconded the motion. Motion carried unanimously.

Councilperson Tyson made a motion to appoint Ayse Kouroutzh to a two (2) year term, expiring December 31, 2005, on the Recreation Commission. Councilperson Krull seconded the motion. Motion carried unanimously.

Councilperson Tyson made a motion to appoint Tedman O'Hara to the one (1) year term, expiring on December 31, 2004, on the Recreation Commission. Councilperson Alyanikian seconded the motion. Councilperson Krull inquired as to why Council was not following the recommendations for appointments as laid out by the Recreation Commission. Councilperson Tyson mentioned that he is not aware of any commissions making recommendations to Council regarding appointees. The motion to appoint Tedman O'Hara was defeated 4-2 by President Hagan, Vice-President Robinson, Councilpersons Krull and Sherwin. Councilperson Krull made a motion to appoint Linda Gibian to the Recreation Commission for the one (1) year term. Vice-President Robinson seconded the motion. Councilperson Tyson made a motion to table the

appointment. Councilperson Alyanakian seconded the motion. Motion to table was defeated 4-2 by President Hagan, Vice-President Robinson, Councilpersons Krull and Sherwin. Motion to appoint Linda Gibian to the Recreation Commission for one (1) year carried 4-2 with Councilpersons Tyson and Alyanakian casting dissenting votes.

Although Council appointed the three (3) vacancies to the Recreation Commission, Councilperson Tyson encouraged all individuals interested in serving on the Commission to send a letter of interest and resume to Borough Manager Smith.

Councilperson Tyson mentioned the creation of a committee to address making Media Borough a more pet-friendly environment. Residents with an interest in this area are encouraged to join the committee and share their ideas and input. For more information, please contact Councilperson Tyson through Borough Hall or at his home.

Councilperson Tyson reported on the importance of having carbon monoxide detectors at home. Since carbon monoxide is a colorless, odorless gas, Councilperson Tyson recommends that everyone purchase one for their home. They are becoming as important as smoke detectors.

Councilperson Tyson announced Ed Gibson as the new Fire Chief of the Media Fire Company. Councilperson Tyson thanked former Chief Mark Fellenbaum for his dedicated service.

Councilperson Tyson reported on the following upcoming Recreation Commission events:

- Mardi Gras Party - February 21, 2004
- Teen Night (11-17 year olds) @ Borough Hall - February, 27, 2004, 7-10pm
- Flower Show – March 10, 2004, 11am
- Rotary Soap Box Derby will be held on Saturday, May 22, 2004 at 7:30 a.m. The Trials will be held on May 15, 2004.

In relation to the Mardi Gras Party, Councilperson Tyson reported that the Recreation Commission should not charge admission for this event due to the fact that alcohol will be served. The admission charge indicates that the Borough is selling alcohol, which we are not allowed to do. Councilperson Krull responded that she will work with the Solicitor on this issue and do whatever is proper to correct the situation.

Councilperson Tyson made a motion to direct all proceeds from the Media Five Mile Run back to the Borough. Councilperson Alyanakian seconded the motion. Vice-President Robinson noted that if we do this for the Five Mile Run then perhaps we should do this for other events as well. Councilperson Alyanakian mentioned runners in this event pay a fee to participate, which is different from such events as the Halloween Parade, Veterans Day Parade, etc. Councilperson Tyson commented that he believes it is not proper for a political group to receive these funds. Vice-President Robinson noted that the Delaware County Road Runners Association is a non-profit organization and it is their main fundraiser for the year. President Hagan believes this was an initial campaign fundraiser, but has since become a largely popular community event and that a large portion of the proceeds go back to the community. Councilperson Tyson proceeds to read an article, which appeared in the Philadelphia Inquirer pertaining to what he believes to be the interesting activities of State Senator Vincent Fumo. President Hagan called Councilperson Tyson out of order. Vice-President Robinson made a motion to call for a vote. Seconded by Councilperson Krull. Motion carried 4-2, with Councilpersons Tyson and Alyanakian casting the dissenting votes. The motion to request that the Media Five Mile Race organizers direct

proceeds of the race back to the Borough was defeated 4-2 by President Hagan, Vice-President Robinson, Councilperson Krull and Sherwin.

Councilperson Tyson mentioned the Borough received a letter regarding traffic safety concerns in the vicinity of Eighth and Jackson streets. Councilperson Tyson made a motion to review the current traffic and enforcement safety plan and report back to Borough Council with recommendations within 90 days. Councilperson Alyanakian seconded the motion. Vice-President Robinson mentioned that while this is a good idea, the 90-day window does not seem to be a sufficient amount of time to review the plan and urged Councilperson Tyson to revise his motion to reflect a longer timeline. Councilperson Tyson noted that he would let the motion stand "as is." The motion was defeated 4-2 by President Hagan, Vice-President Robinson, Councilpersons Krull and Sherwin. President Hagan added that she would feel more comfortable revisiting this motion when Councilperson Whitaker is back next month.

Councilperson Tyson urged Council to support funding to help the Media-Upper Providence Library since their funding has been recently decreased through other sources. Councilperson Sherwin responded that the Borough actually provides more funding than Upper Providence Township.

Community Development – Mr. Robinson

Vice-President Robinson read Proclamation #2004-02 recognizing Richard Lockwood for his outstanding efforts and leadership serving on the Zoning Hearing Board. Due to a job transfer, Mr. Lockwood resigned from the Zoning Hearing Board. Vice-President Robinson noted that Mr. Lockwood will be missed.

Vice-President Robinson made a motion to authorize the President of Council and Secretary to sign the 15-year cable franchise agreement with Comcast Cable, Inc. upon the satisfaction of the Borough Solicitor. Councilperson Krull seconded the motion. Motion carried unanimously. Upon signing the agreement, the Borough will receive a technology grant, which will be used to upgrade the cable channel computer, Council Chambers sound system and purchase equipment to re-run events on the cable channel. Vice-President Robinson thanked Solicitor Middlebrooks and Tony DiTomasso and Todd Silbergeld from Comcast Cable for their efforts.

Vice-President Robinson made a motion to approve the final land development application for 122 Manchester Avenue contingent upon the NDI memo of January 27, 2004. Councilperson Krull seconded the motion. Motion carried unanimously.

Vice-President Robinson made a motion to approve the final land development application for 31 E. Front Street as submitted. Councilperson Krull seconded the motion. Motion carried unanimously.

Vice-President Robinson made a motion to appoint Todd Gibian to a three (3) year term on the Zoning Hearing Board. Councilperson Krull seconded the motion. Councilperson Alyanakian made a motion to amend the nomination to appoint David Daniel. President Hagan noted that Councilperson Alyanakian's amendment was out of order. Councilperson Tyson called for an overrule of the chair. Seconded by Councilperson Alyanakian. Motion to overrule the chair was defeated 4-2 by President Hagan, Vice-President Hagan, Councilpersons Krull and Sherwin. Councilperson Tyson made a motion to table the appointment. Seconded by Councilperson

Alyanakian. Motion to table was defeated 4-2 by President Hagan, Vice-President Robinson, Councilpersons Krull and Alyanakian. The motion to appoint Todd Gibian to the Zoning Hearing Board for a three (3) year term carried 4-2, with Councilpersons Tyson & Alyanakian casting dissenting votes.

Vice-President Robinson made a motion to authorize the President of Council and Secretary to execute the agreement for an inter-municipal transfer of a liquor license at 37 E. State Street, Quotations Restaurant upon the satisfaction of the Borough Solicitor. Councilperson Krull seconded the motion. The motion carried 5-1, with Councilperson Tyson casting the dissenting vote.

Vice-President Robinson mentioned that the Pennsylvania State Association of Borough is sponsoring the Robert C. Edwards Scholarship. The deadline for submitting the application is May 15, 2004. More information can be obtained through the Borough office.

Personnel & Highway – Ms. Hagan

President Hagan reported on the following committee appointments for 2004:

- Highway/Personnel – President Hagan
- Community Development – Vice-President Robinson
- Finance/Insurance/MBA – Councilperson Sherwin
- Public Safety – Councilperson Whitaker
- Recreation/Grants/Recycling/Streetscape – Councilperson Krull
- Environmental/Health/Shade Tree – Peter Alyanakian
- Code Enforcement/Properties/Comprehensive Plan/Historic Preservation/Library – Bill Tyson

Councilperson Tyson commented that it is his belief these committee appointments should have been assigned during the 2004 Reorganization meeting in the beginning of January and asked Councilperson Krull what projects she was working on that held up the announcement of the committee assignments. President Hagan responded that the committee appointments were delayed due to the pending zoning issues/map.

President Hagan mentioned she would accept a motion to authorize the Solicitor to advertise an ordinance for the creation of residential parking on Citron Street, extending the hours to 24 hours per day/seven days a week. Vice-President Robison made the motion to authorize the Solicitor to advertise such an ordinance. Councilperson Krull seconded the motion. Motion carried unanimously.

President Hagan noted she would entertain a motion to authorize the sale of mechanical meters. Vice-President Robinson made a motion to authorize the Borough Manager to advertise the sale of mechanical parking meters. Councilperson Krull seconded the motion. Motion carried unanimously.

Finance & Insurance – Mr. Sherwin

Councilperson Sherwin read the finance report. The Finance Committee reported checks drawn on the Central Disbursement account for the following funds:

General Fund	324,593.79
Liquid Fuels Fund	<u>6,838.40</u>
Total	331,432.19

Councilperson Krull seconded the motion. Motion carried unanimously.

MBA, Grants & Recycling – Mrs. Krull

Councilperson Krull announced the following upcoming events:

- Great Media Easter Egg Hunt – To be held on April 3, 2004 at 11:00 a.m. in Glen Providence Park
- Americana/Roots Music Festival – To be held on April 24, 2004 from 8pm-1am throughout the business district.

Health & Shade Tree Commission – Mr. Alyanakian

Councilperson Alyanakian made a motion to approve the Energy Cooperative Proposal for the purchase of wind energy throughout 2004. Councilperson Tyson seconded the motion. Motion carried unanimously.

Councilperson Alyanakian announced the Borough received a grant award notice from the Department of Environmental Protection to install solar panels at the Media Armory. Councilperson Alyanakian thanked Governor Rendell for his support.

Councilperson Alyanakian reported that the Borough is looking for five (5) volunteers to serve on the newly created Environmental Advisory Committee (EAC) to investigate stormwater education; promotion of practices which reduce generation of air pollution and solid waste, including promoting and recognizing a higher level of recycling; promotion of property maintenance practices by interfacing with the Shade Tree Commission; wind energy, solar energy and anything related to the environment. He requested Borough residents interested in serving on the Committee to forward a letter of interest and resume to Borough Manager Smith.

Privilege of the Floor

Kitty McFarland, N. Lemon Street, mentioned that Todd Gibian is a highly qualified candidate but the wrong appointment to the Zoning Hearing Board and is disappointed that Council made this appointment. She believes he is too close to Borough Council and that there should have been a longer period between his service on Borough Council and the Zoning Hearing Board.

Jane Rowland, E. Second Street, noted that she is in favor of the new stop sign reflectors, which have been appearing on various intersections throughout the Borough.

Jane Rowland inquired about the parking in front of the post office. It was determined that the metered parking in this area is designated as short-term (15-minute) parking.

Patrick Breslin, 300 block of E. State Street, inquired about the status of the construction at the Armory. The Borough expects to turn the Armory over to Trader Joe's during the last week in May 2004. If the project stays on schedule, Trader Joe's will open in July 2004.

Patrick Breslin inquired about the status of the Manchester House. Vice-President Robinson reported that a Delaware based company has shown interest in purchase the property from Media Real Estate. The Borough expects the plans to come before the Zoning Hearing Board in April 2004.

Patrick Breslin inquired about the status of the apartment complex planned for the 300 block of E. State Street. Vice-President Robinson reported that the applicant will submit another plan for this proposal and is expected to come before the March Planning Commission. Residents in the vicinity will be notified if zoning variances are requested.

Adjournment

Vice-President Robinson made a motion to adjourn the meeting at 9:35 p.m. Councilperson Krull seconded the motion. Motion carried unanimously.

Respectfully submitted,

Jeffrey A. Smith
Borough Manager/Secretary