

**MINUTES
BOROUGH COUNCIL MEETING
MARCH 15, 2007**

The Media Borough Council met in Council Chambers on the above date with the following officials present: Mayor McMahon, President Daly, Vice-President Hall, Councilpersons Alyanakian, Williamson, Tyson and Derrickson. Also present were Borough Manager Smith, Treasurer Dimond, Engineer Walton and Assistant Solicitor Scott. Councilwoman Simpson was absent from the meeting.

President Daly called the meeting to order at 8:00 p.m. and led the salute to the flag.

President Daly announced that Councilmen Tyson and Williamson will arrive late to the meeting.

Approval of the Minutes

Vice-President Hall made a motion to approve the minutes from the February 15, 2007 Public Hearing and the February 15, 2007 Council meeting. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Fair Trade Raffle Award

President Daly introduced Hal Taussig and Elizabeth Killough of Untours to announce and introduce Kate and Gary White as the winners of the grand prize trip to Switzerland from the Fair Trade Raffle. Mr. Taussig explained the difference between fair trade and free trade and the importance of the sale of Fair Trade products.

Cable Franchise Ordinance

Vice-President Hall noted that a Public Hearing was held prior to the meeting this evening to discuss proposed amendments to the Cable Franchise Ordinance and execute a cable franchise agreement with Verizon, Inc. Vice-President Hall deferred to Assistant Solicitor Scott, who mentioned that the Verizon agreement will allow for cable competition within the Borough, enable the Borough to receive a \$12,000 grant from Verizon and give the Borough five percent (5%) of the franchise fees. Borough Manager Smith added that this is a 12 year agreement with Verizon.

With that said, President Daly made a motion to adopt Ordinance No. 1024 pertaining to amendments to the Cable Franchise Agreement and execute a cable franchise agreement with Verizon, Inc. Councilman Alyanakian seconded the motion. The motion carried unanimously. Councilmen Tyson and Williamson were absent for this portion of the meeting.

Engineer's Report

Engineer Walton mentioned NPDES Phase II (stormwater management) will close out on March 9, 2007. Subsequently, the NPDES Phase II report is due on June 9, 2007. The application for the next five (5) years will be due in September 2007.

Appointment of Borough Solicitor

Councilman Williamson mentioned that the Borough advertised the position of Solicitor with an annual salary of \$24,000. A separate hourly rate is negotiable and will be paid for legal representation on cases at the Court of Common Pleas level and those legal matters pertaining to subdivision/land development applications when fees are reimbursable. The Borough received resumes from 12 strong candidates and interviewed four (4) individuals. Councilman Williamson made a motion to appoint Robert Scott to the position of Borough Solicitor. Vice-President Hall seconded the motion. The motion carried unanimously. Councilman Tyson noted that Councilman Alyanakian suggested putting the Solicitor on a retainer a few years ago and that he is pleased that the Borough is now moving in that direction.

Mayor's Report – Mayor McMahon

Mayor McMahon read Proclamation #2007-02, proclaiming March 2007 to be Women's History Month in the Borough of Media.

Mayor McMahon read Proclamation #2007-03, proclaiming Saturday, April 14, 2007 to be Charlie Gracie Day in the Borough of Media.

Mayor McMahon reported the Police Department received and investigated 845 complaints during the month of February. There were no reported burglaries for the month of February.

Council Committee Reports

Health, Historic Preservation & Library – Mr. Tyson

Councilman Tyson mentioned that the Media-Upper Providence Library will host the following events:

- Children's Puppet Show on Sunday, April 1, 2007
- Investment Fraud & Scams Seminar for Seniors on Thursday, April 19, 2007
- Book Sale at Media Borough Municipal Center from Saturday, April 21, 2007 through Monday, April 23, 2007

Councilman Tyson announced that Media Borough residents who have an interest in pets and pet-related issues are invited to attend the first meeting of the "Pet-Friendly Media" committee on Tuesday, April 10 at 7 p.m. in the Parlor Room at Borough Hall. The committee will discuss ways to foster the pet community and provide opportunities for pet owners to share their common interests. The committee will also advise Borough Council on pet-related issues. The guest speaker at the meeting will be Bill Vernon, Managing Director of the Delaware County SPCA.

With regard to Library announcements, Councilman Alyanakian mentioned that the Friends of the Media Upper Providence Library will host a book signing event featuring Ray Didinger, NFL Hall of Fame Writer and author of The Eagles Encyclopedia. The book signing will take place at the Media-Upper Providence Free Library on April 14, 2007 from 5:30 – 7:00 p.m. Councilman Tyson noted that the winner of the Friends of the Library Logo Contest will be announced during the event as well.

Recreation, Technology, Media Business Authority & Lighting – Mrs. Simpson

In Councilwoman Simpson's absence, Vice-President Hall made a motion to regretfully accept the resignation of Ayse Kouroutzh from the Recreation Board, whose term expires on December 31, 2010. Councilman Derrickson seconded the motion. The motion carried unanimously.

Code Enforcement, Media Arts Council, Streetscape & Litter Task Force – Mr. Hall

Vice-President Hall made a motion to adopt Ordinance No. 1023 amending Section 291-31 (Commercial Vehicles) to clarify the definition of commercial vehicles. Councilman Derrickson seconded the motion. The motion carried unanimously.

Vice-President Hall made a motion to award the Electrical Code Review and Inspection Proposals to United Inspection. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Vice-President Hall made a motion to approve the request from Community Action Agency to display flags along State Street during the month of May. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Vice-President Hall made a motion to authorize the Borough Manager to advertise a Request for Proposals (RFP) for Handicapped Accessibility Reviews/Inspections and Energy Reviews/Inspections. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Vice-President Hall made a motion to regretfully accept the resignation of Christopher Schmid as part-time Code Inspector. Councilman Williamson seconded the motion. The motion carried unanimously.

Public Properties, Fire Committee, Personnel, Finance & Insurance – Mr. Daly

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

General Fund	\$ 308,234.86
Recreation Fund	\$ 2,985.66
Liquid Fuels Fund	\$ 156.24
Capital Fund	\$ <u>27,791.50</u>
Total	\$ 339,168.26

President Daly motioned that bills be paid when properly approved for all funds. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Community Development – Mr. Williamson

Councilman Williamson made a motion to authorize the Solicitor to draft and advertise Fence Ordinance amendments, which will allow for flexibility as it pertains to the height of fences around dumpsters. Councilman Derrickson seconded the motion. The motion carried unanimously.

Councilman Williamson made a motion to approve the Preliminary/Final Land Development for 318 W. Baltimore Avenue with all of the appropriate comments from the Planning Commission and Borough Engineer. Councilman Alyanakian seconded the motion. The motion carried with President Daly abstaining due to prior communication with the applicant.

Highway, Recycling, Emergency Management & Police Committee – Mr. Derrickson

Councilman Derrickson made a motion to adopt Resolution #2007-03 pertaining to the County of Delaware Liquid Fuels application in the amount of \$8,000. Councilman Williamson seconded the motion. The motion carried unanimously.

Shade Tree Commission, Homeowners Association (HOA) & Environmental Advisory Council – Mr. Alyanakian

Councilman Alyanakian made a motion to appoint Susan Shively Palmer to the Shade Tree Commission to fill the unexpired term of Jan Nieweg. Her term will expire on December 31, 2007. Councilman Williamson seconded the motion. The motion carried unanimously.

Councilman Alyanakian made a motion to appoint Ronald Clark to the Environmental Advisory Council for a term of one (1) year, expiring December 31, 2007. Vice-President Hall seconded the motion. The motion carried 5-1, with Councilman Tyson casting the dissenting vote.

Public Comment & Privilege of the Floor

Kitty McFarland, 332 W. State Street, inquired if flags displayed on State Street could be extended down to Lemon Street.

Letitia Jeavons, 216 N. Monroe Street, thanked Council for adopting the Proclamation pertaining to Women's History Month.

Adjournment

Vice-President Hall motioned to adjourn the meeting at 9:25 p.m. Councilman Alyanakian seconded the motion. The motion carried unanimously. The meeting adjourned to Executive Session to discuss a personnel matter.

Respectfully submitted,


Jeffrey A. Smith
Borough Manager/Secretary