

**MINUTES
BOROUGH COUNCIL MEETING
SEPTEMBER 20, 2007**

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

President Daly called the meeting to order at 8:00 p.m. and led the salute to the flag. President Daly observed a moment of silence for the passing of Ken Myers.

President Daly reminded viewers watching the meeting at home they can e-mail any questions/comments for Borough Council to questions@mediaborough.com and they will be addressed during the meeting.

Approval of the Minutes

Councilman Williamson made a motion to approve the minutes from the August 16, 2007 Public Hearing and August 16, 2007 Council meeting. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Proclamation #2007-07 – 100th Birthday of Dorothy White

Mayor McMahan read Proclamation #2007-07, honoring Mrs. Dorothy White on the occasion of her 100th birthday. Mrs. White's family was in attendance to accept the proclamation on her behalf. Jeanne Harper, daughter of Mrs. White, thanked Council for honoring her mother and noted that she is very proud of her.

Proclamation #2007-09 – Recognition of Richard Hoffman

Councilman Alyanakian read Proclamation #2007-09, recognizing Richard Hoffman for the great impact he has made on our community with the creation of a video promoting Media Borough. Councilman Alyanakian noted that Mr. Hoffman did a great job capturing the character of the town with the video and appreciates his hard work. Mr. Hoffman thanked Council for the proclamation.

Clean Energy Competition

Councilman Alyanakian introduced Molly Tsongas from SmartPower. Ms. Tsongas is assisting with the Pennsylvania Clean Energy Communities Campaign. Ms. Tsongas noted that Media Borough and Swarthmore Borough have distinguished themselves as clean energy leaders. Both communities need approximately 130 customers to sign up for clean energy, hence the Clean Energy Competition between the boroughs. Representatives from Swarthmore Borough and the Media Borough Environmental Advisory Council were in attendance. Swarthmore Borough Councilman, Geoff Semenuk, mentioned that Swarthmore is looking forward to the competition and hopes that this will compel other communities to follow suit. Eck Gerner, Mayor of Swarthmore Borough, noted that he is also looking forward to the competition and accomplishing the goal of reducing energy. Walt Cressler, Chairman of Media's Environmental Advisory Council, mentioned that Clean Energy program information and sign-up forms are located on the Borough's website within the Environmental section. Ms. Tsongas noted that signing up for Clean Energy costs an additional \$7.62 per month and is well worth it.

Public Comment & Privilege of the Floor

Christy Dick, 113 Pennock Place, inquired if the possibility of single-family homes for the property located at Lincoln and Vernon Streets is off the table. It was determined that single-family homes will not be presented as part of their application. More discussion will take place during Councilman Williamson's committee report.

Engineer's Report

Engineer Walton reported that the Borough's NDPES Phase II permit has been extended for one (1) year. Mr. Walton believes that the level of pollutants have not been agreed upon as of yet and we are approximately five (5) years away from a testing program. There needs to be significant improvement with regard to educating the public on this issue along with public participation on projects. Subsequently, we have another year to gain compliance with this unfunded mandate.

Mayor's Report – Mayor McMahon

Mayor McMahon reported the Police Department received and investigated 921 complaints during the month of August. There was one (1) reported burglary within the 400 block of N. Providence Road.

Mayor McMahon announced the opening of Miss Saigon at the Media Theatre, which will run from September 19 through October 14, 2007. Mayor McMahon noted that during the shows individuals who came to the United States under adverse conditions will be introduced and honored.

Mayor McMahon read Proclamation #2007-08 recognizing October 1-7, 2007 as Financial Planning Week within the Borough of Media.

Council Committee Reports

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

Councilman Alyanakian mentioned that the Homeowners Association held a meeting this month in order to discuss common interests; in particular the main topic of conversation was fire safety.

Councilman Alyanakian mentioned that the Shade Tree Commission will look at the trees throughout the Borough. Please advise the Borough of dead branches. Councilman Alyanakian mentioned that the Borough will be moving forward with a tree-planting endeavor through grant funding along Baltimore Avenue and around the Court House area.

Councilman Alyanakian noted that there is a bid award on Councilman Williamson's agenda for the installation of solar panels, which Councilman Alyanakian will recuse himself. With that, Councilman Williamson noted that the Borough received two (2) bids to install solar panels on four (4) buildings within the Borough. The four (4) buildings were presented as alternatives in the bid so the Borough has the option to move forward as grant funding is received. Councilman Williamson made a motion to award the bid for the installation of solar panels to SunTechnics Energy Systems not to exceed \$182,576. Councilman Derrickson seconded the motion. The motion carried 6-0, with Councilman Alyanakian abstaining.

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

Councilman Derrickson announced the road-resurfacing list for the fall including N. Olive Street, E. Second Street, W. Third Street, W. Fifth Street, W. Jefferson Street and Fussell Street, which will cost approximately \$100,000.

Councilman Derrickson noted that the Police Department intends to become more aggressive with regard to compliance with pedestrian safety and obeying other regulations.

Councilman Derrickson announced the next household hazardous waste collection event, which will take place on Friday, October 12, 2007 at Rose Tree Park.

Councilman Derrickson announced the leaf collection schedule, which will begin on October 9, 2007 and will alternate weeks depending on the trash collection schedule.

Councilman Derrickson announced that the NAACP Health Fair will be held on October 6, 2007 from 11:00 a.m.-4:00 p.m. at Campbell AME Church, 3rd & Olive Streets. This event is free and open to the public.

Councilman Derrickson mentioned that the Fellowship House has made significant upgrades throughout their building and invites the public to stop by for a visit.

Councilman Derrickson reported that the Domestic Abuse Center recently received an award for public housing.

President Daly read an e-mail from Greyson Franklin regarding youth loitering at the Media Elementary School playground. Councilman Derrickson reported that curfew times are posted at the playground. Councilman Derrickson suggested that anyone witnessing any loitering at the playground should contact the Police Department non-emergency number at 610-565-6655. Mayor McMahon and Councilman Derrickson will bring Mr. Franklin's concerns to the attention of Police Chief Wusinich.

Community Development – Mr. Williamson

Councilman Williamson made a motion to adopt Ordinance No. 1038, Baltimore Avenue Overlay District Ordinance Amendment to the Build-to Line. Councilman Tyson seconded the motion. Mr. Williamson mentioned a Public Hearing was conducted earlier this evening and that the amendment is a follow-up to public comments received when the Overlay District was adopted in July 2007. The motion carried unanimously.

Councilman Williamson highlighted a Zoning Hearing Board application for Lincoln and Vernon Streets, which is in an R1 district. The application proposes five (5) twin homes on approximately 1.2 acres. Councilman Williamson mentioned that this application requires review by the Zoning Hearing Board for multiple variances. Councilman Williamson noted that Robert Linn, a local architect, worked on the site plan. Robert Linn presented a rendering of the five (5) twin homes, which depicts three (3) twins on Vernon Street and two (2) on Lincoln Street. The surrounding homes are mostly twins. Mr. Linn mentioned the re-zoning of this area in 1989. Mr. Linn mentioned that five (5) parking spaces would be dedicated to the Borough with this development. Stacey Benson, 413 E. Lincoln Street, asked for clarification on the parking issue. Mr. Linn explained that there are currently nine (9) parking spaces on Lincoln Street and that there will be eight (8) after this development, in essence losing one (1) space. Councilman Williamson recommends not opposing the variances for this particular development. Councilman Tyson mentioned that he believes that this is not the appropriate density for the neighborhood and made a motion to oppose the Zoning Hearing Board application for Lincoln and Vernon Streets. Councilman Derrickson seconded the motion. Borough Manager Smith took roll call on the vote. The motion was defeated 4-3, with Vice-President Hall, Councilwoman Simpson, Councilman Williamson and Councilman Alyanakian casting the majority votes.

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

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

General Fund	\$ 285,318.08
Recreation Fund	\$ 7,815.81
Liquid Fuels Fund	\$ 7,807.90
Capital Fund	<u>\$ 9,741.15</u>
Total	\$ 310,682.94

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

Borough Manager Smith explained the 2008 Minimum Municipal Obligation (MMO) for non-uniformed employees and the police pension plans. Borough Manager Smith noted that he is required to present the numbers to Council in September based upon figures that have been laid out by the actuary. It was noted that the police pension plan is \$313,862 and the non-uniformed pension plan is \$94,445. The Borough receives approximately \$190,000 in state aid and \$115,000 from employee contributions. The Borough will budget accordingly for 2008.

President Daly made a motion to authorize the execution of an addendum to the agreement with the Central Tax Bureau for Act 511 tax collection services. This will extend the Borough's current contract with Central Tax for one (1) year, expiring December 31, 2008, at a reduced fee of 1½%.

President Daly made a motion to ratify Council's decision to retain Brokerage Professionals, Inc. to handle health insurance brokerages services. Councilman Alyanakian seconded the motion. The motion carried unanimously. Borough Manager Smith explained that the Borough's health insurance carrier (Independence Blue Cross) will remain the same. The Borough is switching brokers in order to save approximately \$86,000 over a two (2) year period.

President Daly noted that next month a schedule will be presented regarding the 2008 budget. It is anticipated that Council will adopt a preliminary budget in November and a final budget in December.

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

Vice-President Hall mentioned that the Hotel/Motel Ordinance was tabled last month due to concerns raised by a property owner within the Borough. Vice-President Hall made a motion to authorize the Borough Solicitor to re-advertise the amended Hotel/Motel Ordinance. Councilwoman Simpson seconded the motion. The motion carried unanimously.

Vice-President Hall made a motion to adopt Ordinance No. 1037, Establishing Standards for Efficiency Apartments at 375 square feet. Councilwoman Simpson seconded the motion. Vice-President Hall reported that a Public Hearing was held earlier in the evening to receive public comment on this topic and noted that all current efficiency apartments will be grandfathered as this ordinance only applies to new efficiency apartments. The motion carried unanimously.

Vice-President Hall made a motion to execute an agreement with United Inspection Agency, Inc. for electrical services with a 30-day notice to terminate. Councilwoman Simpson seconded the motion. The motion carried unanimously.

Vice-President Hall announced that the next Media Arts Council Second Saturday event will be held on October 13, 2007.

Vice-President Hall announced that the Media Arts Council will host a Gala Event at the Media Theatre on Saturday, October 27, 2007.

Vice-President Hall mentioned a photo contest is underway. Please visit the Media Arts Council website or www.visitmediapa.com for more information.

Councilman Derrickson reported that he was approached by a resident regarding cigarette butt litter and wanted to bring it to Council's attention. Vice-President Hall mentioned an upcoming aggressive advertising campaign regarding this topic. Approximately 25 cigarette butt receptacles have been installed throughout town.

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

Councilwoman Simpson announced the following for the Recreation Board:

- Tai Chi classes have begun. Ten (10) sessions costing \$50 for Borough residents and \$55 for non-Borough residents.
- Yoga classes have begun. Ten (10) sessions costing \$50 for Borough residents and \$55 for non-Borough residents.
- Senior Aerobics continue every Wednesday afternoon for \$1.00 per session.
- September 29, 2007 – Spirit of Philadelphia Bus Trip. The cost is \$55 per ticket, which includes transportation to the Spirit of Philadelphia, lunch and the excursion.
- October 27, 2007 – Halloween Extravaganza from 10:30 a.m.-12:30 p.m., which may be adjusted due to the fact that the parade has been moved to 2:00 p.m.
- November 3, 2007 – Senior Appreciation Luncheon at the Towne House Restaurant.

Councilwoman Simpson announced the following for the Media Business Authority:

- October 7, 2007 – 27th annual Media Food & Crafts Festival from 12:00-5:00 p.m.
- October 20, 2007 – 5th annual Jazz by Night event from 7:30 p.m.-1:00 a.m.

Councilman Alyanakian inquired if outside vendors are differentiated from local Borough vendors with regard to the Media Food & Crafts Festival. Councilwoman Simpson responded that she will follow-up on this question.

Health, Historic Preservation & Library – Mr. Tyson

Councilman Tyson made a motion to execute the PhillyCarShare agreement, pending Solicitor Scott's review, in order to enroll the Borough into their car share program. Councilman Alyanakian seconded the motion. The motion carried 6-0, with Councilman Derrickson abstaining.

Councilman Tyson announced a benefit concert for the Delaware County SPCA on November 3, 2007, featuring Robert Hazard.

Councilman Tyson announced the upcoming children's series at the Media Theatre, featuring Rumpelstiltskin, every Saturday in October at 11:00 a.m.

Public Comment & Privilege of the Floor

Stacey Benson, 415 E. Lincoln Street, voiced her concerns about the amount of development within the Borough and urged Council to consider applications very carefully in order to monitor progress. Ms. Benson would like Media Borough to retain the small town feel. President Daly mentioned that he appreciates Ms. Benson's comments and noted that it is a difficult job to maintain the balance between retaining the small town feel and the push for economic growth. Councilman Tyson mentioned that he believes the Borough should follow the Comprehensive Plan and Zoning Code.

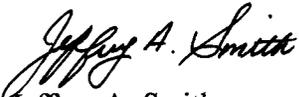
Letitia Jeavons, 216 N. Monroe Street, noted that it appears there is a zoning variance at every meeting that gets granted and wondered why this is happening. Councilman Williamson mentioned that variances are supposed to be extraordinary in nature and that the Comprehensive Plan recommend that the Borough retain the character of the neighborhood. The next task for the Planning Commission will be to look at all of the zoning districts within the Borough. All zoning variances are reviewed on a case-by-case basis. Councilman Tyson inquired if the Borough sets a precedent with decisions by the Zoning Hearing Board. Solicitor Scott responded that it is a not binding precedent as they look to see if the variance they are seeking is similar to other requests in the neighborhood. Vice-President Hall relayed his own personal experience with a zoning application to construct an addition to his home so his family could stay within the Borough. Councilman Tyson noted that there is a significant difference between minor residential adjustments versus large projects that can be built with a use-by-right plan but the applicant chooses not to go that route.

Christy Dick, 113 Pennock Place, mentioned that she has been vigilant about zoning issues for over a year now and relayed to Council that she does not want to keep fighting zoning matters in order to protect her neighborhood.

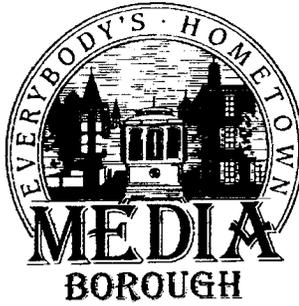
Adjournment

Councilman Derrickson motioned to adjourn the meeting at 9:45 p.m. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Respectfully submitted,



Jeffrey A. Smith
Borough Manager/Secretary



MEDIA BOROUGH COUNCIL
ABSTAIN FROM VOTE

COUNCIL MEMBER: Pete Alyanckian

DATE OF MEETING: 9-20-07

MOTION ON THE TABLE (Please describe): _____
Solar Energy Bid Awards

REASON FOR ABSTAINING: _____
Company awarded contract is owned by
the same international company I work for.

SIGNATURE: Pete Alyanckian
Council Member

SIGNATURE: Jeffrey A. Smith
Borough Manager



YEAR 2007 ROLL CALL

MOTION: _____ To Oppose Zoning Hearing Board Application for
Lincoln/Vernon Streets _____

DATE OF MEETING: __September 20, 2007 Council Meeting_____

COUNCILPERSON	YES	NO
TYSON	X	
SIMPSON		X
HALL		X
WILLIAMSON		X
DERRICKSON	X	
ALYANAKIAN		X
DALY	X	

Motion to oppose the Zoning Hearing Board Application for Lincoln/Vernon Streets was defeated 4-3.

Council President should be last during roll call.



MEDIA BOROUGH COUNCIL
ABSTAIN FROM VOTE

COUNCIL MEMBER: Demakson

DATE OF MEETING: 9/25/07

MOTION ON THE TABLE (Please describe): I will cover share.

REASON FOR ABSTAINING: Personal reasons about
Vote. Did not want to vote against.

SIGNATURE: Demakson
Council Member

SIGNATURE: Frank W. Doly
Borough Manager

Jeffrey A. Smith