

**MINUTES
BOROUGH COUNCIL MEETING
DECEMBER 18, 2008**

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, Simpson, Cunningham, Williamson and Derrickson. Also present were Borough Manager Smith, Treasurer Deitch, 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 Sylvio "Babe" D'Ignazio, JoAnn Trusty and Catherine Baker Knoll.

President Daly reminded viewers watching the meeting at home they can e-mail any questions/comments to Borough Council at questions@mediaborough.com and they will be addressed during the Public Comment & Privilege of the Floor segment of the meeting.

Presentation of Donation Checks

Councilman Alyanakian presented a donation check to the Media Fire Company, which was accepted by Chief Ed Gibson. Chief Gibson thanked Council for their continued support.

Councilman Alyanakian mentioned that a donation check will be mailed to the Delaware County S.P.C.A.

Vice-President Hall mentioned that donation checks will be mailed to Mercy Home Health and the Center for Resolutions.

Councilwoman Simpson mentioned that a donation check will be mailed to the Media Fellowship House.

Councilman Cunningham mentioned an appropriation to the Media Historic Archives Commission and a donation to the Media Historic Society.

Approval of the Minutes

Vice-President Hall made a motion to adopt the November 18, 2008 Special Meeting minutes, November 20, 2008 Public Hearing minutes, November 20, 2008 Council meeting minutes and December 4, 2008 Public Hearing minutes. Councilwoman Simpson seconded the motion. Councilman Cunningham suggested a revision on the November 20, 2008 Council meeting minutes. It should be noted that Councilman Cunningham voted against executing the consolidated agreement between Delaware County Lodge #27 Fraternal Order of Police and the Borough of Media in lieu of Councilman Williamson. The motion carried unanimously to adopt all meeting minutes as stated above.

Engineer's Report

Engineer Walton mentioned that the contractor has completed the milling and paving of various Borough streets. Engineer Walton also mentioned that the sealing of these roadways is yet to be completed.

President Daly inquired about the Front and West Streets stormwater matter. Engineer Walton responded that he is waiting on the contractor at this point and that it is anticipated the work will begin by the end of the month.

Councilman Cunningham commented that he believes the contractor did an excellent job with regard to the milling and paving of various roadways throughout the Borough.

Councilman Cunningham inquired if the process of cleaning the storm drains has begun. Engineer Walton responded that the Public Works Director has begun this task.

Councilman Cunningham inquired about traffic light signalization at the intersections of Providence Road/Jackson Street/Monroe Street and Providence Road/State Street. Councilman Cunningham noted that he has noticed traffic back-ups and wondered if the cycling of these traffic lights has changed since their installation. Engineer Walton said that he does not have any records of such, but mentioned that he could check the permit and also with the electrical contractor. Engineer Walton noted his belief that traffic patterns have changed over the years due to the Blue Route, Route 1 by-pass and from individuals attempting to avoid congested areas. Engineer Walton cited an example of a traffic signalization cycle change in Brookhaven that actually caused a larger back up over an extended period of time. Councilman Cunningham suggested that the Public Safety Committee review the traffic signal cycle changes at the above referenced intersections.

Mayor's Report – Mayor McMahan

Mayor McMahan reported that the Police Department received and investigated 894 complaints during the month of November. There was an armed robbery on November 29, 2008 at Wendy's. The investigation is continuing.

Mayor McMahan mentioned a candidate for the part-time dispatcher position. Councilman Derrickson mentioned that he will make a motion on this matter during his report. It was determined that the Police Department would like to hire an individual for the position and advertise for an additional part-time dispatcher.

Mayor McMahan mentioned that an economic plan is being developed for the business district in the event there is a severe downturn in the economy as expected in 2009. Councilwoman Simpson noted that the stores in the business district are not in trouble at this point in time, but are thriving.

Council Committee Reports

Shade Tree Commission, Historic Preservation & Lighting – Mr. Cunningham

Councilman Cunningham mentioned that the Historic Archives Commission would like to relocate the archives to the Media Municipal Center in 2009.

Councilman Cunningham mentioned a shade tree on Monroe Street in the vicinity of Cavanagh Funeral Home, which is lifting up the sidewalk and creating a hazardous condition for pedestrians. Councilman Cunningham mentioned that the Funeral Home repaired the sidewalk twice within the past two (2) years. The Shade Tree Commission inspected the tree and determined that it is healthy and should not be removed. Councilman Cunningham made a motion to make emergency repairs to the sidewalk at the Borough's expense due to the extensive foot traffic in this area. Councilman Williamson seconded the motion. The motion carried unanimously.

Councilman Cunningham announced that two (2) qualified candidates have expressed interest in the one (1) Historic Archives Commission vacancy. Councilman Cunningham expressed interested in taking steps to add the second individual as an ad hoc (non-voting) member of the Historic Archives Commission. Councilman Cunningham will discuss amending the Historic Archives Commission Ordinance during the January 2009 Workshop meeting.

Media Business Authority, Technology & Fair Trade Committee – Mrs. Simpson

Councilwoman Simpson mentioned the following for the Media Business Authority:

- The horse drawn carriages during the holiday season were a success.
- Santa's Village is located within the Franklin Mint Federal Credit Union.
- The New Year's Eve celebration will be held on December 31, 2008, midnight, in front of Brodeur's on State Street.
- Thanked everyone for the Second Saturday event support.

Councilwoman Simpson mentioned that the Fair Trade Committee meets on a weekly basis. Various initiatives are discussed such as: ongoing education for community and outreach to schools and businesses, several fund raising events and promoting and engaging Fair Trade.

Councilwoman Simpson mentioned that a Public Hearing will be held regarding the Houtman Park Master Plan during the third week in January 2009.

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

Vice-President Hall mentioned that Media Arts Council's December Second Saturday event went well. The next Second Saturday event will be on January 10, 2009.

Vice-President Hall mentioned that the Media Arts Council will host a film festival in Media during the last weekend in February 2009.

Vice-President Hall noted that a Second Saturday event map is published in Town Talk Newspapers the Wednesday prior to the event.

Vice-President Hall mentioned that the Environmental Advisory Council purchased additional recycling bins for the Borough.

Councilman Cunningham inquired about the possibility of installing a trash can at State and Edgmont Streets in the vicinity of Media Elementary School. Vice-President Hall responded that he will follow-up on this matter.

Properties, Personnel, Finance & Insurance – Mr. Daly

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

General Fund	\$ 176,826.28
Recreation Fund	\$ 4,570.38
Liquid Fuels Fund	\$ 13,030.87
Capital Fund	\$ <u>8,271.00</u>
Total	\$ 202,698.53

President Daly motioned that bills be paid when properly approved for all funds. Councilwoman Simpson seconded the motion. Councilman Cunningham inquired if CMAQ and Third Street Bridge project invoices were included with the bills. Treasurer Deitch responded that invoices for these projects are included this month for CMAQ and for the Third Street Bridge. The motion carried 4-2, with Councilmen Cunningham and Alyanakian casting the dissenting votes.

President Daly mentioned that a Public Hearing was held earlier this evening to discuss the final 2009 budget. Borough Manager Smith summarized the 2009 General Fund, Capital Fund, Liquid Fuels Fund and Recreation Fund Budgets as follows:

• General Fund	\$ 7,332,475
• Capital Fund	\$ 2,066,000
• Recreation Fund	\$ 75,500
• Liquid Fuels Fund	\$ 108,000
TOTAL	\$ 9,581,975

Borough Manager Smith mentioned the following anticipated increases in the 2009 operating budget:

- 8.85% increase in health insurance resulting in additional \$70,000 in premiums
- Salary increases for personnel:
 - 3.00% salary increase for Public Works
 - 3.50% salary increase for the Police Department
 - 3.75% salary increase for Dispatchers
 - 3.45% for non-union personnel
 - The total cost is approximately \$97,000 higher in 2009.

Borough Manager Smith explained that most of the operating expenditures will remain essentially the same throughout 2009 with the exception of the following:

- With regard to the Police pension plan, \$21,000 more is budgeted to meet MMO requirements.
- There is a non-recurring expense of \$17,500 for a parking study, with a corresponding revenue line item of \$35,000. \$7,500 will come from the Borough.
- The Library contribution was increased \$5,000 to \$82,000.
- The Media Business Authority donation was reduced \$5,000 to \$70,000.
- The Delaware County Solid Waste Authority has assessed a tipping fee of \$15.90 per ton for residential trash, which will result in approximately \$43,000 in 2009. The fee will increase to \$23.45 per ton in 2010 and rise to approximately \$62,500.

With regard to the Capital Fund, Borough Manager Smith noted that 2009 will be the third year that capital revenues and expenditures will be segregated from the operating budget (General Fund). The following is a list of anticipated non-recurring grants/revenue for 2008:

- CMAQ (Traffic Signal Enhancements) - \$1,500,000
- DCED Grant/RTM contribution for Barrall Park enhancements - \$21,400
- DEP Grant (Solar Panels) - \$40,000

It is anticipated that \$443,100 will be transferred from the General Fund to the Capital Fund to help cover the costs of these projects.

Borough Manager Smith noted that expenditures in the Liquid Fuels Fund will consist of road resurfacing and that the 5 Mile Race revenues and expenditures will be taken out of the Recreation Fund in 2009.

With the items highlighted above by Borough Manager Smith, President Daly made a motion to adopt Ordinance No. 1053 setting the 2009 millage rate at 3.0 mills. Councilman Williamson seconded the motion. The motion carried unanimously.

President Daly made a motion to adopt the final 2009 General Fund, Capital Fund, Liquid Fuels Fund and Recreation Fund budgets as summarized by Borough Manager Smith. Councilman Williamson seconded the motion. Councilman Alyanakian mentioned that while he appreciates the hard work of the Finance Committee and Borough staff in putting together this final budget, he does not intend to vote in favor of adoption due to the fact that he feels it does not address such issues as Borough assets and personnel. Councilman Cunningham mentioned that the Borough is doing its best to avoid raising taxes. Councilman Cunningham mentioned the following points to consider going forward with regard to the budget: continue repairing deteriorating road conditions, allocating funds to repair sinking sidewalks, lowering costs for police overtime and the need to cover the cost of events (police, highway, etc.). Councilman Cunningham mentioned that if Council decides to sell 1 W. State Street, they should consider the loss of monthly rental revenue. President Daly mentioned that this budget is not based on the sale of 1 W. State Street. The motion to adopt the final 2009 General Fund, Capital Fund, Liquid Fuels Fund and Recreation Fund budgets carried 6-1, with Councilman Alyanakian casting the dissenting vote.

President Daly made a motion to adopt Resolution #2008-12 pertaining to a commercial trash fee increase from \$150 to \$200. Councilman Williamson seconded the motion. The motion carried unanimously.

President Daly made a motion to authorize the solicitor to draft and advertise an ordinance amending the Joinder Amendment for the Media Borough Police Pension Plan. Councilman Derrickson seconded the motion. The motion carried unanimously.

President Daly announced that Borough Council met in Executive Session this evening in order to discuss a medical insurance issue. President Daly made a motion to switch the employee prescription plan resulting in one (1) co-payment per 100-pill dosage. Councilman Derrickson seconded the motion. The motion carried unanimously.

Community Development – Mr. Williamson

Councilman Williamson made a motion to adopt Ordinance No. 1054, Perpendicular Sign Ordinance, as an amendment to the Borough's Zoning Code to permit projecting signs to be installed on properties fronting on the blocks of Orange Street, Veterans Square, Olive Street, Jackson Street and Monroe Street between Jasper Street and Baker Street. Councilman Williamson mentioned that a similar ordinance was adopted previously for properties fronting on the Plum Street Mall. Councilwoman Simpson seconded the motion. The motion carried unanimously.

Councilman Williamson made a motion to authorize the solicitor to draft and advertise an ordinance amendment to allow for the enlargement of non-conforming structures (i.e. porches). Councilman Cunningham seconded the motion and mentioned that this was a step forward by the Community Development Committee. The motion carried unanimously.

Councilman Williamson made a motion to approve the Preliminary/Final Minor Land Development for 140 E. Baltimore Avenue for a two-story addition in the back of the Court Diner. Councilwoman Simpson seconded the motion. The motion carried unanimously. Councilman Williamson commended the property owner for the many enhancements over the last few months.

Councilman Williamson mentioned that the Borough received three (3) quotes to purchase fence material for the Third Street Bridge. The low quote in the amount of \$4,265 was from Cavalier Fence Co. It is recommended that the Borough use JMC Contractors to install the fence after the material is purchased. Councilman Williamson made a motion to approve the purchase of the fence material and install as stated above not to exceed \$10,000. Councilman Alyanakian inquired if the purchase of the fence material and the cost of installation exceed \$10,000. President Daly responded that this project must be bid at that point. Councilman Cunningham would like to amend the motion to have the Solicitor prepare an abandonment ordinance for Third Street (west of West Street) and that the property be returned to the adjoining property owners. Councilman Williamson mentioned that he will not accept the amendment to the motion. Councilman Cunningham motioned to table the purchase and installation of the Third Street Bridge fencing. Councilman Alyanakian seconded the motion. The motion was defeated 4-3, with President Daly, Vice-President Hall, Councilman Williamson and Councilwoman Simpson casting the majority votes. Councilman Derrickson mentioned that he does not believe the bridge is safe for emergency vehicles to go over if need be.

Vice-President Hall mentioned he believes that pedestrians can safely use the bridge. Councilman Williamson's original motion to purchase fence material from Cavalier Fence Co. and have JMC Contractors install the fence not to exceed \$10,000 carried 4-3, with Councilmen Cunningham, Alyanakian and Derrickson casting the dissenting votes.

Public Safety, Highway & Emergency Management – Mr. Derrickson

Councilman Derrickson made a motion to adopt Resolution #2008-13 pertaining to applications for FY2009 Community Development Block Grant request for various road resurfacing improvements and stormwater management enhancements. Vice-President Hall seconded the motion. Councilman Cunningham mentioned that he would like to amend the motion to add \$81,000, which is the Borough's share of the design cost for the Third Street Bridge. Councilman Derrickson mentioned that he would not accept the amendment to the motion. Councilman Cunningham withdrew the motion as long as Council agrees to ask for these funds in 2009 as part of the Community Development Block Grant turn back program. The motion to adopt Resolution #2008-13 as stated above carried unanimously.

Upon the recommendation of the Public Safety Committee, Councilman Derrickson made a motion to hire Francis Bruder as a part-time dispatcher within the Police Department. Councilman Cunningham seconded the motion. The motion carried unanimously.

Councilman Derrickson made a motion to advertise for an additional part-time dispatcher within the Police Department. Councilman Cunningham seconded the motion. The motion carried unanimously.

Councilman Cunningham inquired about the status of pedestrian sign stenciling in the north/south crosswalks. Councilman Derrickson responded that this is planned for the spring 2009.

Councilman Cunningham noted his disappointment with PennDOT's recommendation to keep Providence Road at 35 miles per hour. PennDOT is, however, recommending additional 35 miles per hour signage along this roadway, which will be handled by the Highway Department.

Councilman Cunningham made a motion to erect a four-way stop sign at West Third Street and North Lemon Street and amend the traffic code accordingly. Councilman Alyanakian seconded the motion. The motion was defeated 5-2, with President Daly, Vice-President Hall, Councilwoman Simpson and Councilmen Williamson and Derrickson casting the majority votes.

Councilman Cunningham recommended that the Borough continue with no enforcement of parking meters on Saturdays along the central business district in 2009. Council agreed to continue this practice in 2009.

Recreation, Fire, Parking, Library & Homeowners Association (HOA) – Mr. Alyanakian

Councilman Alyanakian mentioned that the Recreation Board will partner with the Media Youth Center for the 2009 summer camp program. The Media Youth Center will offer a more diverse program. More details will be provided during the January 2009 meeting.

Councilman Alyanakian made a motion to authorize the designation of Veterans Square from Baltimore Avenue to Baker Street as “Babe’s Way.” Councilman Cunningham seconded the motion. The motion carried unanimously. A sign will added to the top of the existing street sign in the near future.

Councilman Alyanakian mentioned that the Media Fire Company handled 33 fire calls and 173 EMS calls during the month of November.

Councilman Alyanakian mentioned that a second mailing went out to residents regarding the Media Fire Company annual fund drive.

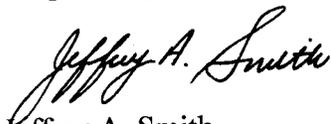
Public Comment & Privilege of the Floor

Councilman Cunningham inquired if the developer at Vernon and Lincoln Streets will apply material to the bare ground in order to prevent runoff of dirt and mud. Engineer Walton responded that the developer has agreed to apply straw and that the Code Enforcement Department is on top of the matter.

Adjournment

Councilman Cunningham motioned to adjourn the meeting at 10:17 p.m. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Respectfully submitted,



Jeffrey A. Smith
Borough Manager/Secretary