

**MINUTES
BOROUGH COUNCIL MEETING
MARCH 18, 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, Sherwin and Whitaker. Also present were Treasurer Gioggia, Solicitor Middlebrooks, Engineer Mulvena, Borough Manager Smith and Administrative Assistant Chester. Councilperson Krull was absent from the meeting.

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

Approval of the Minutes

Vice-President Robinson made a motion to approve the minutes of the February 19, 2004 Council meeting. Councilperson Whitaker seconded the motion. Motion carried unanimously.

Privilege of the Floor

Jeff Henry, Administrator and representative of Sterling Health Care & Rehab Center located at 318 S. Orange Street requested that Borough Council consider amending Chapter 311-119 of the Zoning Ordinance. He particularly requested that the following language be deleted: "to an extent of not more than 50% of a structure." Mr. Henry mentioned that without this amendment to the Zoning Code, Sterling Health Care will be unable to secure financing due to the fact that the financing company does not look favorably on the fact that they could not fully rebuild if they suffered a casualty loss. Mr. Henry believes they are a good neighbor and asset to the Borough. Sterling Health Care employs 179 individuals. Vice-President Robinson noted that Council is looking at the request and will respond in the near future. Solicitor Middlebrooks mentioned that she intends to have a recommendation for next month's Council meeting. Vincent Mancini (attorney) mentioned they have a time limit of 45 days with the financing company. Solicitor Middlebrooks mentioned that we could speed up the process on our end, however, it will also have to go before the Delaware County Planning Commission and Media Planning Commission. Perhaps Mr. Mancini could request an extension of the loan commitment and the Borough may even provide a letter stating that the amendment is in process. Councilperson Tyson inquired as to how we would regulate this in the separate zoning districts. Solicitor Middlebrooks replied that this addresses the provision in the zoning code where it relates to non-conforming uses or structures and does not target specific zoning districts. Solicitor Middlebrooks also recommends not targeting specific zoning districts. Solicitor Middlebrooks also mentioned that according to a survey prepared by the Borough office, surrounding municipalities have similar stipulations in their zoning code and very few address rebuilding in kind.

Mayor's Report – Mr. McMahon

Mayor McMahon reported the Police Department received and investigated 841 complaints during the month of February. There was one (1) reported burglary of tools at the Amory on

February 7, 2004. Also, two (2) arrests were made in reference to a burglary that occurred at the Flagship building in December 2003.

John McDermott, Irish Tenor, will be coming back to the Media Theatre from April 1 through April 4. There will be a Special Benefit Concert for the Pennsylvania Veterans Museum on April 1.

Council Committee Reports

Recreation, Code Enforcement & Properties – Mr. Tyson

Councilperson Tyson made a motion to authorize the Solicitor to draft and advertise an ordinance pertaining to junk/abandoned vehicles on private property. Vice-President Robinson seconded the motion. Motion carried unanimously.

Councilperson Tyson reported that there is a vacancy on the Historic Archives Commission created by Judy Fowler's resignation. Anyone interested in serving should submit a letter of interest and resume to Borough Manager Smith's attention.

Councilperson Tyson reported that since the state allotment to public libraries has recently been cut, the Media-Upper Providence Library will request financial assistance from Council for minor capital projects.

Councilperson Tyson noted that while there are some exciting high profile projects going on within the Borough, he does not want to forget some of the small organizations that may need the Borough's help (i.e. Fellowship House, Media-Upper Providence Library, Media Fire Company, etc).

Councilperson Tyson announced that Riddle Auxiliary is starting a program called "File of Life." This program allows individuals who periodically need medical attention to place their information on their refrigerator within a red plastic sleeve. This will hopefully catch the attention of an ambulance crew needing information in case the victim is not coherent at the time. Councilperson Tyson noted that he will drop off a box of these red plastic sleeves to the Borough Office.

Councilperson Tyson announced the annual Media Fire Company Banquet will be held on Saturday, March 20, 2004. Chief Ed Gibson, Jr. will be recognized for his 50 years of service to the Media Borough Fire Company.

Public Safety – Ms. Whitaker

Councilperson Whitaker mentioned that there are two (2) applicants for the vacant position within the Civil Service Commission. Councilperson Whitaker established contact with the first and will speak with the second applicant and make a recommendation at the next Council meeting.

Councilperson Whitaker mentioned an inquiry that Councilperson Tyson made last month regarding pedestrian safety. Councilperson Whitaker noted that for the past six (6) to nine (9)

months the Borough has made concentrated efforts to improve pedestrian safety by performing the following:

- Placement of stop signs on N. Orange Street at 5th Street.
- Parking spaces were also reduced in this area to improve site distance.
- The Police Department has stepped up stop sign enforcement by concentrating on patrolling certain areas.
- The Borough purchased a speed-timing device that is placed in various locations.
- Bill Lovejoy of the County of Delaware (at the request of the Police Department) published safety tips pertaining to walking or driving in the Borough. This information was published in the County's newsletter to benefit their employees. The Media Business Authority also published these tips as well in their Business Briefs.
- Yield to pedestrian posters have been distributed as an extension of a pedestrian awareness program.
- Officer Friendly has spoken to employee groups, school groups and other residential groups regarding safety issues.
- The Borough has made an effort to improve signage, including pedestrian crossings signs, school zone and children at play signs.
- Flashing lights were added to various stop signs throughout the Borough.
- Reflective material was added to stop sign poles.
- The Borough will experiment with speed humps by placing them on E. Jefferson Street and determine if humps are warranted in other areas.

Councilperson Whitaker mentioned that the pedestrian safety program will continue to be a team effort. Councilperson Whitaker thanked Borough Manager Smith; Public Works Director, Ralph DeRosa, and the entire Highway Department; the Borough Engineer; and the Police Department. Councilperson Tyson commended Councilperson Whitaker for a thorough public safety report.

Community Development – Mr. Robinson

Vice-President Robinson made a motion to approve the Change of Use/Minor Land Development Application for 22 S. Plum contingent upon the applicant complying with the comments mentioned in the February 27, 2004 NDI memo. Councilperson Whitaker seconded the motion. Motion carried unanimously.

Vice-President Robinson made a motion to deny the Preliminary Subdivision/Land Development Application for the 300 block of East State Street based on the fact that the application does not meet the requirements of the Borough's zoning and subdivision & land development ordinances. Also, the Borough Engineer, Media Planning Commission and Delaware County Planning Commission recommended denial of this application as well. Councilperson Whitaker seconded the motion. Motion carried unanimously.

Vice-President Robinson made a motion to authorize the Council President and Borough Manager to enter into an agreement with Founders Bank with regard to their sign changes. Councilperson Whitaker seconded the motion. Motion carried unanimously.

Vice-President Robinson mentioned his concern with his colleagues not mentioning a letter from Senator Pileggi's office regarding the Elm Street Project, which is a new state program that allows for improvements and enhancements to residential areas in close proximity to main street

projects. Vice-President Robinson is requesting that he and Councilperson Krull take a leadership role with regard to this project. Borough Manager Smith will circulate copies of this correspondence to all members of Council.

Vice-President Robinson announced that the 25th anniversary Media Five Mile Run will take place on Friday, June 18 at 7:00 p.m. The Committee is looking for volunteers to marshal the race, including the children's race that will take place prior. Please contact the Borough Hall if you are interested in volunteering.

Personnel & Highway – Ms. Hagan

President Hagan announced that we are happy to have Ed Fullmer back from active military duty.

President Hagan mentioned she would entertain a motion to adopt the Personnel Committee memo from the meeting of February 11, 2004. Councilperson Alyanakian made a motion to adopt the Personnel Committee memo as submitted. Vice-President Robinson seconded the motion. Motion carried unanimously. President Hagan noted that the memo is available for public inspection.

President Hagan reported that no bids were received for the sale of our mechanical parking meters. We have placed an ad in the April PSAB magazine to determine if any other municipalities are interested.

President Hagan announced a Special meeting will be held on Wednesday, March 24, 2004 at 7:00 p.m. to award the construction of the parking lot at 15-17 E. Baltimore Avenue. The meeting will also be open for any other public discussion.

President Hagan mentioned she would entertain a motion to adopt ordinances pertaining to residential parking on Citron Street. Councilperson Whitaker made a motion to adopt Ordinances No. 986 and 987. Ordinance No. 986 creating a residential parking on Citron Street between Second and Amber Streets. Ordinance No. 987 designates the hours for residential parking to be 24 hours per day/7 days per week. Vice-President Robinson 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	522,782.95
Liquid Fuels Fund	<u>8,266.32</u>
Total	531,049.27

Councilperson Whitaker seconded the motion. Motion carried unanimously.

Councilperson Sherwin made a motion to award the insurance renewal bid to Hibberd Brothers in the amount of \$174,479 for a term of one (1) year. The renewal represents a 5% increase and

we will be bidding again in one (1) year to obtain more competitive quotes. Councilperson Krull seconded the motion. Motion carried unanimously.

On behalf of Councilperson Krull, Councilperson Sherwin noted that the expected start date for the Streetscape Project is August 2004.

Health & Shade Tree Commission – Mr. Alyanakian

Councilperson Alyanakian made a motion to authorize the Borough Manager to advertise bids for solar panels at the Media Armory. Vice-President Robinson seconded the motion. Motion carried unanimously.

Councilperson Alyanakian mentioned that the Department of Conservation and Natural Resources (DCNR) will potentially come to Media to celebrate Arbor Day on April 30 with the Governor. The Borough is proud of our Shade Tree Commission for all of the work they perform.

Councilperson Alyanakian mentioned the following individuals who will serve on the Environmental Advisory Committee (EAC): Walt Cressler, Brian Tussig-Lux and Richard Bilson. On a related topic, Councilperson Alyanakian congratulated Upper Providence Township for the purchase of 40 acres along the Lavin Tract to preserve open space.

On the health front, Councilperson Alyanakian mentioned that Health Officer, Bill Taylor, performed an inspection on Rita's Water Ice and they are now open for business.

Privilege of the Floor

President Hagan mentioned that all recreation events are available online via the Media Borough's website at www.mediaborough.com.

Jane Rowland, E. Second Street, inquired on the status of the Third Street Bridge. President Hagan responded that this was a topic for discussion during Executive Session on Tuesday evening and the project is moving along. There are meetings scheduled between the Borough, County and Broomall's Lake (owners of the Third Street Dam). A letter will be drafted to the State by the end of the month.

Kitty McFarland, N. Lemon Street, is requesting Borough Council consider a four-way stop sign on Lemon Street at Third Street. She mentioned the inability to see oncoming traffic due to a hedge and fence on a corner property. She also mentioned traffic will increase tremendously when the Third Street Bridge is finally open. President Hagan responded that there may be things that the Borough can do to improve site distance. Borough Manager Smith mentioned there was discussion pertaining to a mirror at that location and perhaps we can follow up on this issue.

Kitty McFarland requested Borough Council consider prohibiting parking on Lemon Street near Fifth Street. There are many large vehicles (buses, etc.) that park in this location that block site distance.

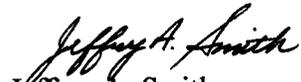
Kitty McFarland inquired about the Elm Street Program (grant). Vice-President Robinson mentioned that it mirrors the efforts of the Streetscape Project, but in the residential districts. Kitty McFarland indicated that she is concerned with lighting in the town. She believes we need better lighting in town in order to make residents feel safe to walk in the evenings.

Vice-President Robinson mentioned that he spoke to Tom Killion's office regarding amending the state statute to allow the Borough's Recreation Commission to charge admission for events even if alcohol is served at the event via special permit if it proves to be beneficial for the community. Vice-President Robinson indicated that there is a possibility this could be amended. Councilperson Tyson inquired as to whether this will require a resolution. Vice-President Robinson mentioned a resolution can be prepared for adoption at next month's meeting.

Adjournment

Vice-President Robinson made a motion to adjourn the meeting at 8:55 p.m. Councilperson Whitaker seconded the motion. Motion carried unanimously.

Respectfully submitted,



Jeffrey A. Smith
Borough Manager/Secretary