

**MINUTES  
BOROUGH COUNCIL MEETING  
MAY 20, 2004**

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

President Hagan called the meeting to order at 8:00 p.m. and led the salute to the flag. President Hagan observed a moment of silence for the passing of Arthur Smith, who was a very active member of the community. Arthur Smith previously served on Council, the Historic Archives Commission and the Vacancy Board. He was also very active with Media Little League, Media Hoops and was recently appointed Constable in 2004.

**Approval of the Minutes**

Vice-President Robinson made a motion to approve the minutes of the April 15, 2004 Council Meeting. Councilperson Whitaker seconded the motion. Motion carried unanimously.

**Privilege of the Floor**

Bud Hendrick and Ed Buffman thanked the Borough for their participation in making the Veterans' trip to see the World War II Memorial in Washington, D.C. a great time. The Media Theatre served a continental breakfast to approximately 380 people and the Police Department did a great job in coordinating the large crowd onto their buses. Bud Hendrick mentioned he is writing a letter to the editor of The Philadelphia Inquirer thanking Representative Curt Weldon for his part in coordinating the trip.

Bob Dimond, 134 E. Third Street announced the annual Memorial Day Parade will be held on Monday, May 31, 2004 beginning at 10:00 a.m. with a ceremony in front of New Orleans Café.

Jane Rowland, E. Second Street, thanked the Borough for requiring the owner of Horizon Plumbing to close the entrance/exit from/to Monroe Street at the Five Points intersection. Vice-President Robinson mentioned landscaping will be added to the area in the near future.

**Mayor's Report – Mr. McMahon**

Mayor McMahon thanked Bob Dimond for his support with the coordination of the Memorial Day Parade.

Mayor McMahon reported the Police Department received and investigated 970 complaints during the month of April. There were two (2) reported burglaries in April. The first occurred during Easter weekend at a law office in the 300 block of West Baltimore Avenue. The second occurred on April 29, 2004 in the 800 block of North Olive Street.

## **Council Committee Reports**

### **Recreation, Code Enforcement & Properties** – Mr. Tyson

Councilperson Tyson made a motion to adopt Ordinance No. 988 pertaining to neglected/abandoned vehicles. Vice-President Robinson seconded the motion. Motion carried unanimously. Councilperson Tyson indicated this ordinance will allow the Borough to enforce the removal of neglected vehicles left upon a public and/or private street, as these may be a health hazard and eye sore.

Councilperson Tyson mentioned that the Borough is currently at a point to decide whether to opt in or out of the administration and enforcement of the Uniform Construction Code (UCC). The Borough has decided to opt in and continue administer codes internally. Councilperson Tyson made a motion to authorize the Council President to notify our State Legislators and Governor regarding our concerns with the UCC. Vice-President seconded the motion. Motion carried unanimously.

Councilperson Tyson commented that two (2) properties within the Borough of Media received honors from the Delaware County Heritage Commission. The first is the commercial property at Baltimore and Manchester Avenue, whereby LRS Construction remodeled a former (bungalow) residential property. The second is a residential property at Front and West Streets owned and renovated by Michael Campbell and Susan Garrison. This historic home was built in the 1860's and occupied at one time by John Broomall.

Councilperson Tyson announced the Rotary Soap Box Derby will be held on Saturday, May 22, 2004 from 8:00 a.m.-1:00 p.m. There are currently 32 entrants registered.

Councilperson Tyson is working with the fire company along with other organizations pertaining to a Public Safety fair to be held on Saturday, June 5, 2004 from 11:00 a.m.-3:00 p.m. at the Penn State (Delaware County) Campus.

Councilperson Tyson thanked the Shade Tree Commission and the Public Works Department for the spring plantings at Borough Hall.

### **Public Safety** – Ms. Whitaker

Councilperson Whitaker noted that the Child Identification Program (CHIP) held on Saturday, May 1, 2004 was a huge success, bringing in close to 300 children for fingerprinting, DNA, CD with audio and photo of minor children.

Councilperson Whitaker made a motion to authorize the Solicitor to advertise a traffic ordinance amendment on Church Street, making the street one-way between Baltimore Avenue and Baker Street. Vice-President Robinson seconded the motion. Motion carried unanimously.

### **Community Development – Mr. Robinson**

Vice-President Robinson made a motion to approve the Minor Land Development/Change of Use Application for 111 West State Street. The applicant proposes to change a former hair salon to a retail toy store. Councilperson Whitaker seconded the motion. Motion carried unanimously. Applicants, Greg Lamonica and James Berdette, announced their store LB Toys should be open in approximately one (1) month.

Vice-President Robinson made a motion to adopt Ordinance No. 989 pertaining to providing regulations concerning construction in an existing non-conforming sideyard. This ordinance is designed to assist property owners who would like to build a deck on their property by providing relief from the Planning Commission and Zoning Hearing process. Councilperson Whitaker seconded the motion. Motion carried unanimously. President Hagan added that a Public Hearing was held earlier this evening to discuss the adoption of this ordinance as well as the ordinance pertaining to neglected/abandoned vehicles.

Vice-President Robinson announced the resignation of Gordon Grimditch as a member of the Planning Commission. Mr. Grimditch will provide guidance to the Planning Commission on an as-needed basis. Vice-President Robinson mentioned that Mr. Grimditch will be missed.

Vice-President Robinson mentioned that anyone interested in serving on the Comprehensive Plan Task Force should send a letter of interest and resume to Borough Manager Smith.

Vice-President Robinson announced the Media Five Mile Run will be held on Friday, June 18, 2004 at 7:00 p.m. Proceeds of the race will go to the Media-Upper Providence Library and the Media Fellowship House. Volunteers are needed to serve as marshals during the race. If you are interested, please contact the Borough office. President Hagan noted that the Borough sent a letter to the race coordinator requesting they end the race on State Street. Unfortunately, they were unable to accommodate the request for a variety of reasons. Perhaps we can request this for next year's race to provide more time for planning. Councilperson Alyanakian suggested we make a formal request now so race organizers have one (1) year to prepare for the race next year. President Hagan responded that we should wait until this year's race is over before making a formal request.

### **Personnel & Highway – Ms. Hagan**

President Hagan mentioned she would entertain a motion to adopt Resolution #2004-04, which accepts and adopts the Delaware County Act 537 Sewage Facilities Plan Update. Engineer Mulvena mentioned this will apply to existing sewer treatment facilities and this plan has been prepared by the Delaware County Planning Department. Councilperson Whitaker made a motion to adopt Resolution #2004-04. Councilperson Krull seconded the motion. Motion carried unanimously.

President Hagan mentioned she would entertain a motion to adopt a revised towing agreement with our four (4) local service providers that are on call for police towing (accidents, etc.). This agreement has not been updated for a number of years. Councilperson Whitaker made a motion to adopt the updated towing agreement. Vice-President Robinson seconded the motion. Motion carried unanimously.

President Hagan mentioned she would entertain a motion to appoint an interested individual to the Historical Architectural Review Board (HARB). Councilperson Whitaker made a motion to appoint Barbara Domingos to the HARB until December 31, 2008. Vice-President Robinson seconded the motion. Motion carried unanimously.

President Hagan mentioned she would entertain a motion to hire Marissa Lego to the part-time Facilities Usage Coordinator position. Councilperson Whitaker made a motion to hire Marissa Lego as a part-time Facilities Usage Coordinator. Vice-President Robinson seconded the motion. Motion carried unanimously.

President Hagan announced the Walk of Fame ceremony will be held on Wednesday, May 26, 2004 at 4:00 p.m. This year's inductees are Lewis "Jumbo" Johnson and James Loughran.

**Finance, Insurance & MBA** – 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	1,175,704.98
Liquid Fuels Fund	<u>23,568.92</u>
<b>Total</b>	<b>1,199,273.90</b>

Councilperson Krull seconded the motion. Motion carried unanimously.

Councilperson Sherwin made a motion to appoint Don Lomas, new Commerce Bank Branch Manager, to the Media Business Authority until December 31, 2005. Councilperson Whitaker seconded the motion. Motion carried unanimously.

Councilperson Sherwin mentioned the 8<sup>th</sup> annual Wachovia Amateur Bike Challenge will be held on Saturday, May 22, 2004 from 8:30 a.m. until noon. Please call the Media Business Authority for registration forms.

Councilperson Sherwin announced a Business Mixer will be held at the Flagship Building, 2 W. Baltimore Avenue, on May 25, 2004 from 5:00 – 7:00 p.m.

Councilperson Sherwin mentioned the State Street Blues Stroll will be held on Saturday, June 12, 2004 at 7:00 p.m. There are 12 participating restaurants. Tickets are \$12 in advance and \$15 at the door.

**Recreation, Grants, Recycling & Streetscape** – Mrs. Krull

Councilperson Krull read Proclamation #2004-05, which proclaims Friday, May 21, 2004 to be Bike to Work Day within the Borough of Media.

Councilperson Krull mentioned the following Recreation Commission announcements:

- Phillies vs. Braves (Media residents only) - Saturday, July 10, 2004 (Tickets: \$15)
- Blue Rocks Game (Media residents only) – Wednesday, June 23, 2004 (Tickets: \$5 includes transportation)
- Summer Camp is filled. They are no longer accepting registration forms.
- No teen night will be held this month. They will be held on the last Friday of each month beginning in June.

**Health & Shade Tree Commission** – Mr. Alyanikian

Councilperson Alyanikian reminded residents on behalf of the Shade Tree Commission to call the Borough Hall pertaining to questions regarding sidewalk repair or replacement as it relates to a question about a tree located within the right of way.

Councilperson Alyanikian mentioned that the spring plantings prepared by the Shade Tree Commission and Public Works Department are a great asset and serve to beautify many public areas, including the Baltimore Pike side of the Highway Garage.

Councilperson Alyanikian reported that the Borough intends to apply for a Pennsylvania Energy Harvest Grant to develop a cluster of solar panels as an energy source on government-owned buildings within the Borough. This will include partnering with other government offices as well as the elementary school pertaining to an education kiosk, which could be placed in the new Visitors' Center at the Armory.

**Privilege of the Floor**

President Hagan mentioned there was a positive feature pertaining to the Media Borough in the May 19, 2004 edition of The Philadelphia Inquirer. President Hagan thanked the Inquirer for the positive article.

Jane Rowland, E. Second Street, inquired as to if a list for road resurfacing has been completed. President Hagan responded that a list of priority roads is being completed and will be presented next month. Mrs. Rowland asked if Second Street from Haldeman to Monroe be placed on the list. Borough Manager Smith mentioned it is on the list. Mrs. Rowland also mentioned Monroe Street and areas of Fifth and Sixth Streets that should be checked for sinking patchwork in the road.

Kitty McFarland, N. Lemon Street, indicated there is a sinking area within Hickory Valley. Borough Manager Smith mentioned that the sewer company is expected to come back and complete the work.

Kitty McFarland inquired as to whether anything was decided pertaining to her request for no parking on Lemon Street. Ms. McFarland indicated there is a truck and trailer parking on Lemon Street as well as a school bus, which obstructs vision for vehicles traveling on Lemon Street. Ms. McFarland also mentioned vines are obstructing the view while on Lemon Street heading towards Fifth Street.

Kitty McFarland announced that Manna, an organization that delivers sustenance and care to individuals living with HIV and Aids, is hosting an open house within a new housing development in Upper Providence Township. Tickets for the tour are \$20 per person.

**Adjournment**

Vice-President Robinson made a motion to adjourn the meeting at 8:45 p.m. Councilperson Krull seconded the motion. Motion carried unanimously.

Respectfully submitted,



Jeffrey A. Smith  
Borough Manager/Secretary

**BOROUGH OF MEDIA  
PUBLIC HEARING MINUTES  
MAY 20, 2004**

A Public Hearing was held on the above date with the following officials present: Mayor McMahon, President Hagan, Vice-President Robinson, Councilpersons Alyanakian, Krull, Sherwin, Tyson and Whitaker. Also present were Borough Manager Smith, Solicitor Middlebrooks and Engineer Mulvena.

President Hagan called the Public Hearing to order at 7:30 p.m.

**PUBLIC HEARING**

**NEGLECTED / ABANDONED VEHICLES ORDINANCE**

President Hagan mentioned there is a neglected/abandoned vehicles ordinance, which is up for adoption this evening. President Hagan deferred to Councilperson Tyson to highlight the particulars of the ordinance. Councilperson Tyson mentioned that as a request from the Code Enforcement Department, the Borough of Media's neglected vehicle ordinance is being amended to provide more strict guidelines with respect to vehicles on private property that are not mobile due to a flat tire, broken windows, raised up off its wheels by mechanical or other means, etc.

There were no further comments from Borough Council or the audience.

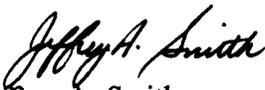
**NON-CONFORMING SIDEYARDS & SETBACKS ORDINANCE**

President Hagan reported that a non-conforming sideyards and setbacks ordinance is also up for adoption this evening. President Hagan deferred to Vice-President Robinson to highlight the particulars of the ordinance. Vice-President Robinson noted this ordinance amendment will provide for regulations concerning the construction of decks in non-conforming sideyards and setbacks. This will alleviate having to go before the Zoning Hearing Board. Solicitor Middlebrooks mentioned for a deck with an enclosure, the applicant must submit renderings and pay a fee to the Code Enforcement Department. Also, this does not apply to encroachment on the rear yard setbacks.

There were no further comments from Borough Council or the audience.

Vice-President Robinson made a motion to adjourn the Public Hearing. Councilperson Whitaker seconded the motion. Motion carried unanimously. The Public Hearing adjourned at 7:45 p.m.

Respectfully submitted,



Jeffrey A. Smith  
Borough Manager/Secretary