

**MINUTES
BOROUGH COUNCIL MEETING
JANUARY 18, 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, Simpson, Derrickson, Williamson and Tyson. Also present were Borough Manager Smith, Treasurer Dimond, Engineer Walton and Assistant Solicitor Scott.

President Daly called the meeting to order at 8:00 p.m. and led the salute to the flag and observed a moment of silence for the passing of Corporal Carl Keller, who was employed by the Media Police Department for many years as an investigator, and Mr. Trusty, who served on various boards/commissions within the Borough.

Approval of the Minutes

Councilwoman Simpson made a motion to approve the minutes from the December 18, 2006 Special Meeting, December 21, 2006 Public Hearing and December 21, 2006 Council meeting. Vice-President Hall seconded the motion. The motion carried unanimously.

Public Comment & Privilege of the Floor

Sean Crane, 331 W. 2nd Street, indicated his opposition to the proposed sex offender legislation based on his experiences.

Nicole Quinn, 4 Lakeview Circle, Ridley Park, PA, mentioned that as a victim of sexual abuse she is supportive of the proposed legislation.

Kim Audrer, 331 W. 2nd Street, noted that Mr. Crane stepped out of the room to give others a chance to speak.

Paul Cavanagh, 24 W. 5th Street, indicated his support for the proposed sex offender legislation.

Letitia Jeavons, 216 N. Monroe Street, inquired about the number of individuals that would be impacted by this ordinance.

Mayor's Report – Mayor McMahon

Mayor McMahon reported the Police Department received and investigated 890 complaints during the month of December. There was one (1) reported burglary on December 21, 2006 at an apartment within the 100 block of West Franklin Street.

Mayor McMahon reported the Police Department handled a total of 10,932 complaints during 2006.

Council Committee Reports

Health, Historic Preservation & Library – Mr. Tyson

Councilman Tyson made a motion to reappoint Joseph Ferrante and Barbara Domingos to the Board of Health for a term of five (5) years each, expiring December 31, 2011.

Councilman Alyanakian seconded the motion. The motion carried unanimously.

Councilman Tyson made a motion to reappoint Alan Warfield to the Historical Architectural Review Board for a term of five (5) years, expiring December 31, 2011.

Councilman Alyanakian seconded the motion. The motion carried unanimously.

Recreation, Technology, Media Business Authority & Lighting –

Mrs. Simpson

Councilwoman Simpson made a motion to reappoint Harry Havnoonian and Andrew Arata to the Media Business Authority for a term of three (3) years each, expiring December 31, 2009. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Councilwoman Simpson made a motion to reappoint Donald Trusty and Wendy Allen to the Recreation Board for a term of five (5) years each, expiring December 31, 2011.

Councilman Derrickson seconded the motion. The motion carried unanimously.

Councilwoman Simpson made a motion to hire Earl Evans as the Summer Camp Director for the Recreation Board with an annual salary of \$5,500. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Public Safety, Media Arts Council & Streetscape – Mr. Hall

Vice-President Hall noted that the first item on the agenda, a stop sign request at Third and Monroe Street, will be deferred until next month.

Vice-President Hall made a motion to approve the hanging of Red Dress flags along State Street in support of the American Heart Association's "National Wear Red Day" campaign. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Personnel, Public Properties, 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	\$1,322,200.74
Recreation Fund	\$ 903.31
Capital Fund	<u>\$ 4,232.33</u>
Total	\$1,327,336.38

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

President Daly made a motion to draft and advertise amendments to the Pension Ordinance pertaining to the Non-Uniform Employee Pension Plan. Councilwoman Simpson seconded the motion. The motion carried unanimously.

President Daly made a motion to draft and advertise amendments to the Residential Parking District Ordinance to allow for residential parking along portions of the unit blocks of E. Front, E. Second, East and West Third Streets. Councilman Williamson seconded the motion. The motion carried unanimously.

President Daly made a motion to award Barbacane, Thorton & Company auditing services for the fiscal year 2006. President Daly mentioned that letters will be sent to Media based accounting firms next time in an attempt to solicit more proposals. Councilman Alyanakian seconded the motion. The motion carried unanimously.

President Daly made a motion to reappoint Tina Poletta Smith to the Vacancy Board for a term of one (1) year, expiring December 31, 2007. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Code Enforcement and Community Development – Mr. Williamson

Councilman Williamson made a motion to adopt Ordinance No. 1017 pertaining to the abandonment of a portion of North Avenue, off of Fourth Street, in between Olive and Orange Streets. Councilwoman Simpson seconded the motion. The motion carried 6-1, with Councilman Derrickson casting the dissenting vote.

Councilman Williamson made a motion to approve the Minor Land Development/Change of Use Application for 211 S. Orange Street with the comments from the Planning Commission and Borough Engineer. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Councilman Williamson made a motion to approve the Minor Land Development/Change of Use Application for 415 E. Baltimore Avenue with the comments from the Planning Commission and Borough Engineer. Councilman Tyson seconded the motion. The motion carried 6-0, with Councilman Alyanakian abstaining.

Councilman Williamson recommends that Borough Council not oppose the Zoning Hearing Board Application for the conversion of a duplex at 111-113 W. Third Street.

Councilman Williamson made a motion to authorize the Solicitor to draft and advertise an ordinance amending the Zoning and Subdivision & Land Development Ordinances with regard to the Baltimore Avenue Overlay District. This is a result of the recently adopted comprehensive plan recommendation to enhance Baltimore Avenue. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Councilman Williamson made a motion to authorize the Solicitor to draft and advertise amendments to the Noise Ordinance. Specifically, to adjust the times from 10:00 p.m. to 8:00 p.m. for construction and loading & unloading. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Councilman Williamson made a motion to authorize the Borough Manager to advertise a Request for Proposals (RFP) for electrical review and inspection services. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Councilman Williamson made a motion to reappoint Robert Yosua to the Planning Commission for a term of four (4) years, expiring December 31, 2010. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Councilman Williamson made a motion to reappoint Robert Linn and Ray Titter to the ICC/Life Safety Appeals Board for a term of five (5) years each, expiring December 31, 2010. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Councilman Williamson made a motion to reappoint William Martin and Todd Gibian to the Zoning Hearing Board for a term of three (3) years each, expiring December 31, 2009. Councilwoman Simpson seconded the motion. The motion carried unanimously.

Highway, Recycling & Emergency Management – Mr. Derrickson

Councilman Derrickson made a motion to reappoint Peggy Levesque to the Civil Service Commission for a term of six (6) years, expiring December 31, 2012. Councilman Alyanakian seconded the motion. The motion carried unanimously.

Councilman Derrickson made a motion to appoint Edward Gallagher to Don Fredericks' unexpired term on the Civil Service Commission, which will expire on December 31, 2008. Councilwoman Simpson seconded the motion. The motion carried unanimously.

Shade Tree Commission & Environmental Advisory Council – Mr. Alyanakian

Councilman Alyanakian mentioned that Ordinance No. 1018 pertaining to sex offenders is up for adoption this evening. This ordinance would restrict the areas in which registered sex offenders could reside (250 feet) in relation to schools, playgrounds, churches, etc. Councilman Alyanakian made a motion to adopt Ordinance No. 1018 pertaining to sex offenders. Councilman Tyson seconded the motion. President Daly handed the gavel to President Pro Tem Derrickson to allow him and Vice-President Hall to participate in the discussion on the ordinance. President Daly and Vice-President Hall stated their opposition to the ordinance based on their belief that the Borough does not have the statutory authority to adopt such an ordinance. Councilman Alyanakian believes Borough Council has the authority under its police power to protect the health, safety and welfare of its citizens. After a lengthy discussion, President Pro Tem Derrickson called for a vote in the form of a roll call. Borough Manager Smith took roll call on the motion. The motion to adopt Ordinance No. 1018 was defeated 4-3, with President Daly, Vice-President Hall, Councilwoman Simpson and Councilman Derrickson casting the majority votes.

Councilman Alyanakian made a motion to reappoint Marcia Tate to the Environmental Advisory Council for a term of three (3) years, expiring December 31, 2009. Councilman Tyson seconded the motion. The motion carried unanimously.

Councilman Alyanakian mentioned the Borough issued a letter of support for Nether Providence and Springfield Townships' TreeVitalize Grant Application, which is proposing greenery enhancements to the Route 476 Swarthmore/Media entrance/exit area.

Public Comment & Privilege of the Floor

Paul Cavanagh, 24 W. 5th Street, expressed his concern with the fact that Council defeated Ordinance No. 1018 pertaining to sex offenders.

Sean Crane, 331 W. 2nd Street, noted that he was pleased Council defeated the Ordinance No. 1018 pertaining to sex offenders and mentioned that he believes Media Borough to be an innovator in local government.

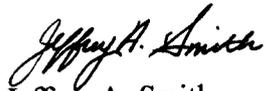
Letitia Jeavons, 216 N. Monroe Street, mentioned that Borough Council may want to consider other measures pertaining to protecting children (i.e. helmet law and other risky behavior).

Councilman Tyson made a motion to authorize Mayor McMahon to approach State Senator Pileggi and Representative Killion regarding legislation to protect children from sex offenders. Councilman Williamson seconded the motion. The motion carried 6-0, with Councilman Alyanakian not voting due to the fact that he was absent for this portion of the meeting.

Adjournment

Vice-President Hall motioned to adjourn the meeting at 10:10 p.m. Councilman Derrickson seconded the motion. The motion carried unanimously.

Respectfully submitted,



Jeffrey A. Smith
Borough Manager/Secretary