

**MINUTES
BOROUGH COUNCIL MEETING
AUGUST 19, 2010**

Media Borough Council met in Council Chambers on the above date with the following officials present: Mayor McMahon, President Alyanakian, Vice-President Rehoric, Councilwomen Simpson and Roe, Councilmen Williamson, Cunningham and Stein. Also present were Borough Manager Smith, Treasurer Deitch, Solicitor Scott and Engineer Walton.

President Alyanakian called the meeting to order at 7:30 p.m. and led the salute to the flag.

Vice-President Rehoric asked for a moment of silence for Lynne Green, a well-respected businesswoman, who passed away in July.

Approval of the Minutes

Councilman Cunningham made a motion to adopt the July 1, 2010 Special meeting minutes. Vice-President Rehoric seconded the motion. The motion carried unanimously.

Councilwoman Roe made a motion to adopt the July 1, 2010 Workshop meeting minutes. Vice-President Rehoric seconded the motion. The motion carried unanimously.

Councilman Cunningham made a motion to adopt the July 15, 2010 Council meeting minutes. Vice-President Rehoric seconded the motion. The motion carried unanimously.

Public Comment and Privilege of the Floor

President Alyanakian mentioned that if anyone had a comment on the issue of the property at Manchester Avenue and Radnor Streets to please address Council.

Miles Blair, E. Lincoln Street, mentioned that he was speaking on behalf of all his neighbors on E. Lincoln Street concerning Cocco's Pizza going into the property at Manchester Avenue and Radnor Streets. Mr. Blair commented on the trash and parking problems that will happen as a result of this proposal. Councilman Williamson mentioned that special exceptions were approved years ago for a sandwich shop for this property. Solicitor Scott mentioned that this exception is still in place and approved. Councilman Cunningham mentioned that Upper Providence Township will not be holding a meeting on this matter because of the approved permit.

Bob Dimond of E. Third Street commented that he felt that Council worked well together at one time but not now and is disgusted with the way the change in leadership took place.

Caroline Knox of Gayley Street commented that she is a new resident and she felt that the change in roles on Council was a minor issue and that Council members should shake hands and get on with the duties that they were elected to carryout.

Bill Sabatino of Holly House commented that petty politics have been here for 17 years and this change should be explained in more detail.

Rich Stabinski of Holly House commented that the Democrats should be leading Council and if any Council members are not happy with the party ticket they should run next time on the Independent ticket.

Jane Valdes-Dapena of S. Jackson Street mentioned her disbelief that this has happened on Council and for everyone to remember this when Election Day comes around.

Kent Davis of West Street commented that he was concerned with the perceived secrecy of the change in leadership. Mr. Davis commented that he wanted a public statement from Councilwoman Roe and Vice-President Rehoric on their reason for the changes.

Vice-President Rehoric commented that it took her quite a bit of time to make this decision because she did not want to hurt anyone. Vice-President Rehoric felt that a lot of issues were not being addressed/resolved and this change would bring new energy to Council.

Councilwoman Roe commented that she believes that the new group will work in a more positive way. Councilwoman Roe mentioned that she puts her mission first and votes for the good of the town and not the party line. Councilwoman Roe also commented that she will continue to work hard for Media Borough.

Councilwoman Simpson commented that she was very unhappy with the way the change was implemented.

Councilman Stein commented that he was absent from the July 15, 2010 Council meeting and he would have voted no on changes in leadership. Councilman Stein commented that he received an e-mail from Councilman Cunningham and was not happy with the comments in the e-mail.

Chris Pavlou of E. Fifth Street commented that the public felt their interests weren't served. Mr. Pavlou believes the process of the change is the issue. Mr. Pavlou also commented that some of the Council members disregarded how the public felt and you need the backing of the community to be most effective.

Liala Khan, Monroe Street commented that she is a business owner and resident and is concerned about the possible elimination of the Mercantile Tax. She commented that she felt this would be a bad idea.

Tina Mason of W. Fourth Street commented that she has respect for the people serving on Council and she is upset that residents are harassing Councilwomen Roe and Vice-President Rehoric for voting their mind. Ms. Mason commented that she hoped that Council members would vote for the best interest of the community.

David Palmer of N. Olive Street commented that he was appalled that trust was destroyed on Council and that it was not right to steal power in the night. Mr. Palmer also commented that Media Borough was a jewel in the Pennsylvania crown.

Susan Palmer of N. Olive Street commented that it should have been a more democratic process. Ms. Palmer commented that Council works hard and Media is a wonderful place to live.

Paul Cavanagh of W. Fifth Street commented that he represents Broomall's Lake and he believes that past councils have held up the progress with the 3rd Street Bridge not the current Council.

Kathleen Paul, of N. Orange Street commented on the change in Council and would it be possible to have an election recall.

Councilman Stein mentioned that Council can reorganize at any time and could call for a vote right now.

Jan Gibian of South Avenue commented that she was on the Planning Commission at one time and a 40 year resident of the Borough and that she disagrees with the process in the way the change was made and does not understand why the change was necessary.

Bryan Wren of Allen Lane commented that the Council should focus on the more important items and move on.

Miles Blair of E. Lincoln Street questioned why other people on Council were not notified of the leadership changes.

Councilman Cunningham mentioned that it has been talked about for the last six months on Council. Councilman Cunningham mentioned the issues/concerns with previous leadership and that it was time to take a new direction and move on.

Mayor McMahan mentioned his belief that no other town has more positive publicity.

Brian Hall of N. Edgmont Street commented that he served as Vice President on the previous Council and is not satisfied with the way this happened. Mr. Hall commented that Council needs an effective leader and Councilman Williamson is the best person to lead the Council. He mentioned that some of the current Council members nominated Mr. Williamson for President previously.

Councilman Williamson mentioned that he attempted to give out committee assignments based on experience and expertise. Councilman Williamson also commented that everyone is frustrated by the slow process on Council with some issues but it is in the best interest of the town for each issue to be discussed and deliberated by Council with the input of the community. Councilman Williamson mentioned that Council may disagree on topics but Media Borough is in good financial shape. Councilman Williamson also mentioned that the taxes are relatively low, services are incredible, the library is nice, and the budget has been balanced since he has been on Council. Council Williamson mentioned 1 W. State Street and how hard Councilwoman Simpson worked on that project, how Council did not want to saddle the town with responsibility on the 3rd Street Dam/Bridge and the empty lots on Baltimore Pike are a result of the economy not Borough Council. Councilman Williamson commented that leadership matters.

Carol Glover of South Avenue commented that she was upset from the letter that was sent and that trust is diminishing fast. She enjoys being in Media but things are not quite what they should be.

Engineer's Report

There was nothing to report.

Solicitor's Report

Solicitor Scott mentioned that Hampton Inn received the variances and will get back to the Planning Commission in September. Councilman Cunningham questioned why this is not a new application because of all the changes that were made. Solicitor Scott will look into this matter. Councilman Cunningham commented that Council should be considerate of the residents on Allen Lane, Jefferson Street and Pennock Place. Councilman Cunningham commented that Council's first responsibility is good development and to protect residential neighborhoods.

Mayor's Report- Mayor McMahan

Mayor McMahan mentioned Proclamation #2010-05 commemorating September as Ovarian Cancer Awareness Month.

Mayor McMahan mentioned Proclamation #2010-06 concerning Suicide Awareness Week.

Mayor McMahan reported that the police department received and investigated 826 complaints during the month of July.

Mayor McMahan reported that the police department performed 31 traffic details during the month of July.

Mayor McMahon reported that there were three (3) burglaries during the month of July. One burglary was reported on the 700 block of Centennial Avenue and the other burglaries were at the A+ Mini Mart and Citizens Bank on Baltimore Pike.

Mayor McMahon mentioned the removal of credit cards from a businesswoman in the Borough. Mayor McMahon mentioned that the stolen credit cards were used at various locations in the Borough. Mayor McMahon mentioned that some businesses did not contact the police department when this happened. Mayor McMahon mentioned that victims should contact the police department.

Vice-President Rehoric commented that she was concerned that all the businesses in the Borough were not aware of the stolen credit cards being used at local businesses.

Councilman Stein commented that he was hoping for full compliance on receiving e-mail addresses of all the Businesses in Media Borough so everyone can be notified when there is a problem like this.

Mayor McMahon mentioned the recent car break-ins and urged every resident to lock their cars.

Mayor McMahon mentioned that the police department is in need of part-time turnkeys and part-time fill-in crossing guards.

Council/Committee Reports

Public Safety, Lighting & Shade Tree - Mr. Cunningham

Although Councilman Cunningham stated that he will not vote in favor of this ordinance, Councilman Cunningham made a motion to adopt Ordinance No. 1075, amendment to Mass Gathering Ordinance for the Food Festival in October. Councilwoman Simpson seconded the motion. The motion carried 6-1, with Councilman Cunningham casting the dissenting vote.

Councilman Cunningham mentioned a Mass Gathering Permit Application for the Media Business Authority's New Year's Eve Celebration "Ball Drop" (Friday, December 31, 2010) to be located at Veterans Square and Baker Street. Councilman Cunningham commented that the Public Safety Committee, Police Chief Wusinich and Borough Council have specific concerns regarding vehicle access, the bank parking lot in the vicinity of the area and pedestrian protection along Baltimore Avenue. Councilman Stein made a motion to table the application. Councilwoman Simpson mentioned that there is no reason to table as no motion has been made, however, she suggested that the Public Safety Chair go back to the applicant and ask that they resubmit with concerns addressed. Councilwoman Roe mentioned that it is her understanding that Zubair Khan was going to go back to the Media Business Authority on this matter. Councilman Cunningham mentioned that Council will revisit this application once it has been resubmitted.

Councilman Cunningham made a motion to approve the stop sign request for Third & Lemon Streets. Councilwoman Roe seconded the motion. The motion was defeated 5-2, with President Alyanakian, Vice-President Rehoric, Councilman Stein, Councilman Williamson, and Councilwoman Simpson voting against the motion. Councilman Cunningham commented that he was concerned for the residents in the area.

Councilman Cunningham made a motion to nominate Michael Rivera of E. Second Street to the Shade Tree Commission to serve out the unexpired term of Jane Valdes-Dapena, which will expire on December 31, 2013. Vice-President Rehoric seconded the motion. The motion carried unanimously. Councilman Williamson questioned Michael Rivera's background and knowledge of tree related matters.

Library, Media Business Authority & Recreation- Mr. Stein

Councilman Stein made a motion to nominate Christine Sharbaugh to the Media Business Authority to serve out the unexpired term of Kathleen McGehean, which will expire on December 31, 2011. Vice-President Rehoric seconded the motion. The motion carried unanimously. Vice-President Rehoric commented that Ms. Sharbaugh would be a great asset to the Media Business Authority.

Public Property & Economic Development, Health & Historic- Mrs. Rehoric

Vice-President Rehoric made a motion to release funds for concept documents, working drawings, bidding & contract award for enhancements to Media Theatre. Councilwoman Roe seconded the motion. The motion carried unanimously. Megan Kennedy of the Board of Directors introduced herself to Council and commented that she was looking forward to working with the Media Business Authority and Borough Council. Ms. Kennedy commented that Media Theatre is a gem in the Borough.

Councilman Williamson questioned whether Bob Linn could find \$200,000 worth of work on the Media Theatre to be able to get a \$16,200 grant. Borough Manager Smith stated Mr. Linn believes he can find \$200,000 worth of work. Councilman Cunningham questioned what the limits to our fiscal responsibility were. President Alyanakian commented that the Theatre needs improvements. Vice-President Rehoric commented that the Borough will need more money in the long run for repairs. Councilwoman Simpson made a motion to table the release of funds. Councilman Williamson seconded the motion. The motion carried 6-1 with Councilman Cunningham voting against. Councilman Williamson questioned whether the grant money would be gone if we table it for now. Borough Manager Smith stated that the grant money would be available, however, Mr. Linn believes Borough Council should decide as soon as possible.

Vice-President Rehoric made a motion to issue a Certificate of Appropriateness for 335 W. State Street. Councilman Williamson seconded the motion. The motion carried unanimously. Vice-President Rehoric mentioned that this application was for painting the façade.

Vice-President Rehoric made a motion to issue a Certificate of Appropriateness for 110 W. Front Street for the installation of new windows. Councilman Williamson seconded the motion. The motion carried unanimously. Vice-President Rehoric mentioned that this application would return to the HARB next month to discuss colors of paint for the façade.

Code Enforcement, Environmental Advisory Council & Parking- Mr. Alyanakian

President Alyanakian commented that the four (4) Big Belly solar trash/recycling receptacles from Advanced Enviro Systems have been placed in the Borough.

President Alyanakian made a motion to authorize the handicapped-parking request for 132A E. Second Street. Councilman Cunningham seconded the motion. The motion carried unanimously.

President Alyanakian made a motion to authorize the removal of a metered parking space on S. Monroe Street at Baker Street. Councilman Cunningham seconded the motion. The motion was defeated 4-3. Councilwoman Roe, Councilwoman Simpson, Councilman Stein and Councilman Williamson voted against the motion. Vice-President Rehoric commented that losing another parking space in Media Borough is not solving the parking problem throughout the Borough. Mayor McMahon commented that he and Police Chief Wusinich were in favor of removing the parking space

Community Design, Finance, Public Works & Infrastructure- Mr. Williamson

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

General Fund	\$ 246,756.58
Recreation Fund	\$ 4,757.68
Liquid Fuels Fund	\$ (9,666.00)
Capital Funds	\$ <u>26,278.90</u>
Total	\$ 268,127.16

Councilman Williamson made a motion to approve the payment of bills for July as outlined by Treasurer Deitch. Vice-President Rehoric seconded the motion. The motion carried 6-1 with Councilman Cunningham voting against.

Councilman Williamson made a motion to approve Resolution #2010-09 – Midyear Budget Update. Councilwoman Roe seconded the motion. The motion carried 6-1 with Councilman Cunningham voting against. Councilman Williamson commented that there would be some small changes but the biggest change in the Capital Budget would be the new backhoe, which Council approved previously.

Fair Trade, Fire, Media Arts Council & Special Projects- Mrs. Roe

Councilwoman Roe commented that the Media Arts Council will meet next Tuesday.

Personnel, Technology & Emergency Management – Mrs. Simpson

Councilwoman Simpson made a motion to accept the hiring of two (2) part-time turnkeys (John Fitzsimmons and Dave Bennett) for the Police Department. Vice-President Rehoric seconded the motion. The motion carried unanimously. Councilwoman Simpson commented that these positions are for the safety of prisoners after hours and will be on an as needed basis.

Councilwoman Simpson mentioned the upcoming contract negotiations with SEIU for the Public Works employees and Public Information Officers.

Vice-President Rehoric congratulated Councilwoman Simpson and Councilman Stein on the work they have done with the Global Connect Emergency Notification System.

Public Comment & Privilege of the Floor

Debbie Krull of Centennial Avenue questioned the change in leadership, specifically asking why.

President Alyanakian commented that in the 10 years he has been on Council no one has ever called him and asked him who he supported on Council for President or Vice-President or which committee/liason he would like to undertake. President Alyanakian commented that Mayor McMahan called Councilwoman Roe and Vice-President Rehoric to ask them who they supported on Council as the next President.

Bob Dimond of E. Third Street stated his belief the Hampton Inn would be an asset for the Borough. Mr. Dimond has stayed at Hampton Inn's on vacation and felt that they were clean and professionally managed. Councilman Cunningham commented that he was more sensitive to the residents that would be impacted by the Hampton Inn.

Howard Ohline of E. Sixth Street questioned whether the residents that would be impacted by the Hampton Inn were compensated. Solicitor Scott mentioned the Borough was not a party to the proceedings; however, he would obtain a copy of the settlement agreement.

Tina Mason of W. Fourth Street commented that she was not against the Hampton Inn, but the applicant should follow the appropriate process. Ms. Mason also questioned whether the Borough was reimbursed for EMS calls outside of Media Borough.

Councilman Cunningham commented on Philip Green Park located at Lincoln Street & Olive Street, which was donated by Barry Green, Lynne Green's husband. Councilman Cunningham commented that the park needs to be cleaned and have some basic maintenance done.

Councilwoman Simpson mentioned that Philip Green Park has a high volume of unique plant species and the Friends of the Park Committee are looking for help with maintenance of the park.

Addie Ciannella of S. Edgmont Street commented that she wanted to thank the Media Theatre and Borough Council for allowing the Farmers Market to use the parking lot at State Street & Gayley Street on Thursdays from 3:00 p.m. to 7:00 p.m. and they are looking forward to next year.

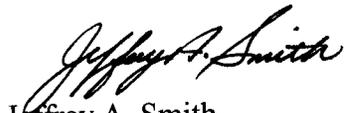
Bill Martin of E. Front Street commented that he felt hurtful comments were made tonight and mentioned that he believes the Council President should use the gavel to stop that in the future.

Adjournment

President Alyanakian mentioned that Council will adjourn to Executive Session to discuss a litigation matter.

President Alyanakian made the motion to adjourn the meeting at 10:50 p.m. Councilman Cunningham seconded the motion. The motion carried unanimously.

Respectfully submitted,



Jeffrey A. Smith
Borough Manager/Secretary