

APRIL 20, 2016
WAYNESBORO, PA 17268
REGULAR MEETING

Council President C. Harold Mumma called the regularly scheduled meeting of the Waynesboro Borough Council to order at 7:30 p.m. with the following in attendance:

Borough Council Members – Delmos Oldham, Patrick Fleagle, Niccole Rolls, C. Harold Mumma, Chad Rooney and Michael Cermak

Mayor Richard Starliper

Borough Staff – Jason Stains, Borough Manager
Denny Benshoff, Maintenance Superintendent
Dan Sheffler, Zoning-Code Enforcement Officer
Kevin Grubbs, Head of Engineering Services
Sam Wisner, Borough Solicitor (Salzmann Hughes, PC)
Jim Sourbier, Police Chief
Jody Sanders, Deputy Fire Chief

PLEDGE OF ALLEGIANCE: Mayor Starliper led those present in the Pledge of Allegiance.

PRESENTATIONS/PROCLAMATIONS/RECOGNITIONS: Matthew Fogal, Franklin County District Attorney, gave a presentation similar to that given at the recent Drug Task Force Breakfast, for Council members who were unable to attend. He noted that Waynesboro is the second highest municipality in Franklin County in terms of drug purchases by the Drug Task Force. He provided various other statistics and information regarding significant drug prosecutions and overdose data, as well as changes in enforcement/treatment methods. Mayor Starliper noted his appreciation for the Drug Task Force's efforts in Waynesboro.

Mayor Starliper presented a Proclamation to Ginny Ingels, who accepted on behalf of the Shade Tree Committee, regarding the designation of 04/29 as Arbor Day in Waynesboro. Ms. Ingels thanked Council for their continued support.

PROCLAMATION

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, Arbor Day is now observed throughout the nation and the world, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal.

Complete copy on file at Borough Hall.

Mayor Starliper also presented the following Proclamation regarding the designation of 04/21 as Power Talk Day.

PROCLAMATION

WHEREAS, the City of Waynesboro, PA recognizes the importance of parents talking with their teens about alcohol in order to reduce the risks and dangers posed to teens and communities, and

WHEREAS, high school students who use alcohol or other substances are five times more likely to drop out of school or believe good grades are not important, and

WHEREAS, 27 percent of middle school students try alcohol before graduating from eighth grade, significantly increasing the risk that they will develop alcohol problems later in life, and

WHEREAS, PowerTalk 21 Day started by Mothers Against Drunk Driving in 2011, is to encourage parents and caregivers to embrace their important role in influencing America's youth, and

WHEREAS, I urge all citizens to join in the local and national efforts to raise awareness of the importance of talking together about alcohol to reduce the risks and dangers posed to teens, and

Complete copy on file at Borough Hall.

EXECUTIVE SESSION: President Mumma noted that Council members will hold an executive session at the end of the meeting.

COMMITTEE REPORTS AND VOTING ON ITEMS FROM COMMITTEE REPORTS (AS NEEDED)

PERSONNEL COMMITTEE: Councilman Cermak noted that he received a favorable performance evaluation for Tom Simmers, however no action was required.

Councilman Cermak made a motion to approve an increase for Tyler Grove to salary level 8A, effective 04/21/2016. Councilman Rooney seconded; the motion passed unanimously.

Councilman Cermak made a motion to approve a reclassification of Melinda Knott to the position of Office Supervisor, at a salary level 14D, effective 04/21/2016. Councilman Rooney seconded; the motion passed unanimously.

Councilman Cermak made a motion to re-evaluate Doug Mouer in six (6) months. Councilman Rooney seconded; the motion passed unanimously.

PROPERTY AND PUBLIC SAFETY COMMITTEE: No report. Councilman Rooney noted that the next Property Committee meeting will be held on 04/21 at 6:00 p.m.

STREET COMMITTEE: No report. Councilwoman Rolls noted that the next Street Committee meeting will be held on 04/27 at 9:00 a.m.

INTERGOVERNMENTAL COMMITTEE: No report.

DOWNTOWN REVITALIZATION COMMITTEE: Councilman Fleagle noted that the Downtown Revitalization Committee met on 04/12 and discussed the following –

- UPDATE ON DOWNTOWN MANAGER SEARCH - Bob Correll gave an update on the search for a new Downtown Manager. An advertisement was placed in *The Record Herald* and several replies have been received. They are hoping to decide on a replacement by 05/01.
- UPDATE ON PLAZA PROJECT - Mainstreet Waynesboro purchased the adjacent building, which will be a welcome addition to the plaza. At the MSW meeting earlier this day, Greg Duffey gave an update on his aspirations for that property, including an office space or café downstairs and apartments upstairs. Demolition is set to occur as soon as the tenants have moved out.
- STREET LIGHT UPGRADE – Ideas regarding the street light upgrades will be passed on to the Street Committee for review.
- HEALTH BOARD INSPECTION UPDATE – The Downtown Revitalization Committee would like to look at the use of administrative search warrants, under the Borough Solicitor's guidance, and would like to know the parameters.
- UPDATE ON ARCHITECTURAL HISTORICAL DESIGNATION – It was noted that the application for architectural historical designation of the downtown will be submitted by 06/01, and a determination should be made by fall.

The Downtown Revitalization Committee's next meeting will be held on 05/03 at 10:00 a.m.

FINANCE COMMITTEE: Council members received copies of the General Fund report for March. Questions should be directed to Jason Stains.

RECREATION BOARD: No report. Councilman Rooney noted that the Recreation Board meeting scheduled for 04/27 may be rescheduled, due to a conflict of schedules. He thanked Council for their approval to place a book house at Northside Pool.

MAYOR'S REPORT: The Mayor's Report was as follows –

“On April 10th, I had the privilege of attending and presenting to Richie Gilford recognition for attaining his Eagle Scout award. If you recall, Scout Gilford made and donated handicapped tables to the Borough for use at Memorial Park.

On April 13th, I was invited to the groundbreaking ceremony at the Middle School for their expansion project.

On April 14th, along with Chief Sourbier and Councilman Fleagle, I attended the YMCA's Community Leaders Forum.

On April 15th, along with Councilmen Fleagle and Oldham, I attended the ribbon cutting ceremony and open house for the new Wayne Gardens Housing Complex.

On April 20th, I attended the annual meeting of Mainstreet Waynesboro, along with Councilpersons Fleagle and Rolls.

Also on the 20th, I presented to the Borough two (2) Proclamations recognizing Arbor Day and Power Talk Day.”

SOLICITOR'S REPORT: No report.

PUBLIC COMMENTS – AGENDA ITEMS: Visitors desiring to comment on a particular agenda item will be recognized by the President to speak when the topic is being discussed.

PUBLIC COMMENTS – NON-AGENDA ITEMS:

Deb Rager, 419 W. Fifth Street – Ms. Rager again noted her concern that entering into an inter-municipal agreement with the Borough of Chambersburg in order for health inspections to be performed on a local basis (vs. the current State Department of Agriculture) will result in additional costs to the business owners, which will then be

passed on to the customers. She asked Council to consider the matter before proceeding further.

Sheree Green, Christine's Café – Ms. Green again asked Council to consider an independent contractor for residential inspections only, and allowing the Department of Agriculture to continue restaurant inspections in the Borough.

When asked what the status of this matter was, Solicitor Wisner noted he was directed by Council to draft an agreement and transmit that to the Borough of Chambersburg. The agreement is just to address the legal relationship between the Borough of Waynesboro and the Borough of Chambersburg; and at some point, the Borough of Waynesboro has to select the host of services they would like the Health Official to perform on their behalf. He suggested to Council that a special meeting be held at some point in order to devote a sufficient amount of time to discussing this matter.

Discussion continued regarding the requirements to be a Health Official. Mr. Wisner explained that the Borough Code mandates certification by the Department of Health. The Department of Health has a *Local Officer Handbook* that outlines the training requirements and process/procedure for the certification of Local Health Officials; but there is no one local that serves as a Local Health Official.

CONSENT AGENDA: Councilman Fleagle made a motion to approve the Consent Agenda, as follows –

A. Award of Contracts – None.

B. Routine

(1) Approval of Minutes – March 23, 2016 (regular meeting)

(2) Pay Bills – Check Details dated 04/08 and 04/15

(3) Accept Reports of the Code Enforcement Officer, Police Chief and Fire Chief for the month of March, 2016

C. Previously Discussed Items – None.

Councilwoman Rolls seconded; the motion passed unanimously.

UNFINISHED BUSINESS: None.

NEW BUSINESS

MODIFICATIONS TO 2014 CDBG PROGRAM (RESOLUTION NO. 2016-12): Jason Stains presented proposed Resolution No. 2016-12 to reallocate funding in the 2014

CDBG program budget from Street Improvements/Demolition to Curb Ramps. Councilman Cermak made a motion to approve Resolution No. 2016-12, as presented. Councilman Oldham seconded; the motion passed unanimously.

RESOLUTION NO. 2016-12

RESOLUTION OF THE COUNCIL OF THE BOROUGH OF WAYNESBORO MODIFYING THE FISCAL YEAR 2014 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

Complete copy on file at Borough Hall.

REQUEST TO VACATE GREEN STREET: Kevin Grubbs presented a request from Mark Taylor, owner of MBT Product Design & Manufacturing, Inc., who recently purchased the property at 218 W. Fifth Street and will be moving from his current location in Washington Township to the Borough. To plan for future expansion on the property, Mr. Taylor is requesting that Council consider abandoning an unimproved portion of Green Street between Park Street and Hamilton Avenue. A Land Development Plan will be presented to the Planning Commission at their meeting in May.

Mr. Grubbs noted that, if Council elects to vacate, there will be required notifications, postings, advertisements and a public hearing. Solicitor Wisner stated that Council has considered such vacations in the past ... most recently, a portion of Myrtle Avenue. In these instances, the Borough gives up any claim in the street or alley; and the adjoining property owners would each get to the center line. Traditionally, the requester is asked to provide the Borough with a Release and Indemnification Agreement, and Mr. Wisner stated that should be a requirement.

Councilman Cermak made a motion indicating that Council is willing to consider vacating the portion of Green Street, as requested. Councilman Oldham seconded; the motion passed unanimously.

DESTINATION ARTS! OUTSIDE MUSIC SCHEDULE: Mr. Stains noted he has been informed that Destination ARTS! will begin their outside music schedule on 05/27. Weather permitting, they would continue to present music and other activities (magic shows, occasional dance, etc.) through 09/04. The projected schedule will be: Fridays, 5:30 – 8:00 p.m.; Saturdays, 2:00 – 6:00 p.m.; and Sundays, 2:00 – 4:00 p.m. Mayor Starliper asked that they be reminded to keep the sidewalks open for pedestrian travel.

FOR INFORMATION ONLY

UPDATE ON C2P2 GRANT APPLICATION FOR MEMORIAL PARK REHABILITATION: Mr. Stains reported that the C2P2 grant application for the Rehabilitation of Memorial Park was submitted by the deadline. Letters of support for the project were received from many local organizations (Waynesboro Recreation

Board, Tri-County Church Softball League, Memorial Park Association, Waynesboro Youth League Baseball, Combined Veterans Council, YMCA, Waynesboro Area Girls Softball League and Waynesboro Hospital). A decision on the application should be made by November.

UPDATE ON USDA GRANT APPLICATION FOR POLICE CARS: Mr. Stains also reported that the USDA grant application for police cars was submitted late last week. They anticipate an answer within 60 days.

REMINDER OF CFCBA MEETING (APRIL 27, 2016) IN CHAMBERSBURG: Mr. Stains noted that all members of Council will be attending the upcoming CFCBA meeting on 04/27 in Chambersburg.

TOUR OF WASTEWATER TREATMENT PLANT, WELL #2 AND WATER TREATMENT PLANT (JUNE 1, 2016 AT 6:00 P.M.): Anticipating that Council will desire to continue with the practice of holding only one (1) monthly meeting during the summer, Mr. Stains has arranged for Council to attend a tour of the Borough's water and sewer facilities on 06/01 at 6:00 p.m. WBA members will be invited and may also attend.

PRESS QUESTIONS: None.

COUNCIL AND STAFF COMMENTS:

Mr. Stains reported that he met on 04/12 with PEMA officials regarding reimbursement for Winter Storm Jonas. The reimbursement requests have been approved through PEMA, and a meeting will now be held with FEMA officials on 05/09. They have decided, however, that they will only reimburse 75%.

Councilman Rooney thanked Deb Rager and Sheree Green for their comments.

Councilman Cermak thanked the public for their attendance.

Police Chief Sourbier reported that the entry-level examination for Police Officer is scheduled for 05/13 and applications are currently being accepted. The Sergeant's promotional examination is scheduled for 05/20, and the Corporal's promotional examination is scheduled for 06/03. At this point in time, everything appears to be "on-track" to fill vacancies, make necessary promotions and at least begin to try to get back up to strength.

Councilman Oldham noted his appreciation to the public for their attendance and comments.

Councilwoman Rolls reminded the public of the "Spring Clean Our Town" event on 05/07. Participants may obtain vests, gloves and bags for the collections at Memorial Park, Mt. Airy Park, Rotary Park and Northside Pool parking lot that morning beginning

at 8:45 a.m. After the clean-up event, a community picnic/potluck will be held (at approximately 12:30 p.m.) at Rotary Park. Pre-registration is requested to ensure sufficient supplies – they are available at Borough Hall, on the Borough's website, at www.niccolerolls.com and on the Be In the Know Waynesboro FaceBook page.

Mayor Starliper announced that the Waynesboro Fire Police will be assisting at a Camp Penn event on 05/21. He also reminded the public that if they see something, don't ignore it ... contact the Police Department.

Council President Mumma echoed previous comments.

Having no further business to discuss, Council adjourned to executive session at 8:50 p.m. to discuss code enforcement, real estate and personnel issues. Council reconvened to regular session at 9:21 p.m. and adjourned the meeting at 9:22 p.m.

Respectfully Submitted,

Melinda S. Knott
Borough Secretary