

AUGUST 17, 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:

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  
Mary Beth Shank, Borough Solicitor (Salzmann Hughes, PC)  
Jody Sanders, Deputy Fire Chief  
John Beck, Assistant Fire Chief

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

**EXECUTIVE SESSION:** President Mumma noted that Council 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 favorable performance evaluations for Michael Benshoff and Robert Cole. No action was required.

**PROPERTY AND PUBLIC SAFETY COMMITTEE:** No report. Councilman Rooney announced that the Property Committee meeting scheduled for 08/18 has been canceled, due to no new business. The next meeting will be held on 09/15 at 6:00 p.m.

Councilman Fleagle asked for an update on the new playground equipment to be installed at the Rotary Park (purchased through a grant by the Rotary Club). There was no recent information.

**STREET COMMITTEE:** Councilwoman Rolls noted that the Street Committee met on 08/11. The following items were discussed –

- Request from St. Andrews School – The Street Committee tentatively approved their request (as school starts on 08/18) to utilize Alley #1 North, N. Broad Street, E. North Street and the alley beside the Parish Office to reroute traffic for parents dropping off and picking up students during their construction project. School personnel were directed to contact Don Eshleman to arrange certified flagger training, and to notify residents in the area of the traffic pattern as a courtesy. Mayor Starliper noted that the Police Department should be provided with a list of those certified for traffic control and they will monitor the traffic situation. Councilwoman Rolls made a motion to affirm approval of this request. Councilman Rooney seconded; the motion passed unanimously.
- Request for Handicapped Parking Space – Councilwoman Rolls made a motion to approve the installation of a handicapped parking space at 96 W. Sixth Street. Councilman Cermak seconded; the motion passed unanimously.
- Request to Remove Handicapped Parking Space – Councilwoman Rolls made a motion to remove the handicapped parking space at 232 Hamilton Avenue, as it is no longer needed. Councilman Oldham seconded; the motion passed unanimously.
- Relocate Handicapped Parking Space – Councilwoman Rolls made a motion to relocate the handicapped parking space in front of Borough Hall one space to the east to provide safer access to the handicapped ramp at the building. Councilman Rooney seconded; the motion passed unanimously.
- Modify No Parking Area on Fairview Avenue – Councilwoman Rolls made a motion to approve a change in the no parking area on the west side of Fairview Avenue between W. Third Street and W. Fourth Street from “No Parking, Stopping or Standing 8:00 a.m. to 4:00 p.m.” to “No Parking, Standing or Stopping”. Councilman Rooney seconded; the motion passed unanimously.
- Establish No Parking Area on E. Sixth Street – Councilwoman Rolls made a motion to establish a “No Parking Anytime” area along the north side of E. Sixth Street beginning 40’ from the west curb line of Clayton Avenue and extending 604’ to the west. Councilman Rooney seconded. After discussion regarding the diagonal parking on the south side, a vote was called and the motion passed unanimously.
- Prohibiting Truck Traffic on E. and W. Ninth Street – Councilwoman Rolls made a motion to prohibit all truck traffic on E. and W. Ninth Street between Old Mill Road and S. Potomac Street for eastbound and westbound lanes of travel. Councilman Cermak seconded; the motion passed unanimously.

The Street Committee’s next meeting will be held on 09/28 at 9:00 a.m.

**INTERGOVERNMENTAL COMMITTEE:** No report.

**DOWNTOWN REVITALIZATION COMMITTEE:** Councilman Fleagle reported that the Downtown Revitalization Committee met on 08/09 and discussed the following –

- 137 W. Main Street – Leon Adler came to Council several meetings ago with a proposal to redevelop the property. He is working with the Franklin County Area

Development Corporation and Franklin County Redevelopment Authority. It is a slow process, but it is continuing.

- Update on Plaza – The stormwater pipe will be installed in early-September and MSW has made arrangements to return the bricks in good order.
- Brick Imprints – Mr. Fleagle asked Councilwoman Rolls for an update, as these are in great need of repair. She responded that they are looking into the current budget for a way to fund the approximate cost of \$10,000 for replacement of the brick imprints with asphalt.
- Downtown Lighting – Mr. Fleagle also asked for an update on the downtown lighting. Councilwoman Rolls noted that the Street Committee continues to have discussions regarding the matter with West Penn Power.
- Health Board Update – It was noted that this matter will be discussed later in the meeting.

The Downtown Revitalization Committee's next meeting will be held on 09/06 at 10:00 a.m.

**FINANCE COMMITTEE:** President Mumma noted that Council members received the financial statements for the month ending July 31<sup>st</sup>. He noted that Manager Stains will check with Amy Kaufman (GMS Funding Solutions) regarding submission of the closeout documents to PENNVEST, which would result in a reimbursement payment of \$77,000; and several line items are showing expenditures higher than anticipated, which will be investigated.

**RECREATION BOARD:** No report. Councilman Rooney noted that the next Recreation Board meeting is scheduled for 08/24 at 6:30 p.m. at the Rotary Park.

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

“On July 21<sup>st</sup>-24<sup>th</sup>, I attended the PSMA's 45<sup>th</sup> Annual Conference in Gettysburg. Colonel Blocker of the PSP spoke on 21<sup>st</sup> Century Policing, Mayor Panto on Eliminating Blight in the Community, Gary Tennis on Drug Crisis in PA, Commissioner of State Fire Office on Future of Volunteers, and Tim Solobay and Pat McConnell on Environmental Protection.

On August 2<sup>nd</sup>, along our police force, Fire Department, Fire Police, Council members and EMS, the attendance at the National Night Out was very good. Many thanks to Kim Green for putting it all together. Donations will be accepted for next year's event.

On August 4<sup>th</sup>, along with Chief Sourbier, I attended the YMCA's Advocacy Week in PA.

On August 15<sup>th</sup>, along with Chief Sourbier and Officer Rowe, I swore in Officer Shawn Tuthill.

On August 17<sup>th</sup>, I attended the Waynesboro Beneficial Fund's Board meeting.”

Mayor Starliper also noted that a letter of congratulations was received from Senator Robert Casey on Waynesboro's 2015 Tree City award.

In addition, he added that the Fire Police will be assisting the Marion Volunteer Fire Company with their event on 08/26.

He also mentioned that the Washington Township Supervisors have approved a policy for residents outside of the Township for electronic recycling (\$25 minimum or \$.45/lb., whichever is greater, on Tuesdays and Wednesdays from 8 a.m. to 4 p.m.)

**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:** None.

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

A. Award of Contracts – None.

B. Routine

(1) Approval of Minutes – June 15, 2016 (CDBG 1<sup>st</sup> public hearing and regular meeting), July 6, 2016 (special meeting), July 20, 2016 (regular meeting), August 3, 2016 (special meeting) and August 10, 2016 (CDBG 2<sup>nd</sup> public hearing)

(2) Pay Bills – Check Details dated 07/26, 08/01, 08/08 and 08/15

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

C. Previously Discussed Items – None.

Councilwoman Rolls seconded; the motion passed unanimously.

### **UNFINISHED BUSINESS**

**CONSIDER ORDINANCE RE: ALLOWABLE TENDER FOR ADOPTION:** Manager Stains reviewed the intention and specific details of the proposed ordinance, which was authorized by Council for advertisement and consideration at this meeting. Councilman Cermak made a motion for adoption. Councilwoman Rolls seconded; the motion passed unanimously.

ORDINANCE NO.

AN ORDINANCE ESTABLISHING ALLOWABLE TENDER FOR DEBTS, CHARGES, FINES, FEES OR OTHER DEBTS OWED TO THE BOROUGH OF WAYNESBORO, FRANKLIN COUNTY, PENNSYLVANIA AND PROHIBITING PAYMENT IN COINS FOR PAYMENT OF OBLIGATIONS IN EXCESS OF FIVE DOLLARS.

Complete copy on file at Borough Hall.

**RFP FOR TREE TRIMMING SERVICES:** Mr. Stains noted that Council's authorization is requested to advertise an RFP for tree trimming along Main Street; as well as hourly rates for other tree trimming in the park, over the Borough's right-of-way, or in emergency situations. He requested authorization from Council for management and the solicitor to complete (after consulting with the Shade Tree Commission) and advertise the RFP. Councilman Fleagle made a motion as such. Councilman Cermak seconded; the motion passed unanimously.

**UPDATED WEED ORDINANCE:** Mr. Stains noted that the Code Enforcement Officer brought suggestions to Council previously regarding updates required to the current Grass and Weed Ordinance. Working in conjunction with the solicitor, a document has been developed which will be more beneficial for enforcement. Council's authorization was requested for advertisement. Councilman Cermak made a motion as such. Councilman Rooney seconded; the motion passed unanimously.

**UPDATED NUISANCE ORDINANCE:** Council members were provided with a proposed update to the current Nuisance Ordinance, which was discussed by Council previously. Mr. Stains reviewed highlights of the proposed ordinance and Councilman Rooney made a motion to authorize advertisement of the ordinance for consideration at Council's next meeting. Councilman Oldham seconded.

Discussion then ensued regarding certain properties where there is limited space for the storage of trash cans, and it was noted that they need to be removed from the public right-of-way (except for the 24 hours immediately prior to the regularly scheduled collection of trash). As additional review was in order, Councilmen Rooney and Oldham withdrew their motion/second.

**JUNIOR COUNCILPERSON(S):** Councilman Rooney noted that, pursuant to discussions held at previous Council meetings and Resolution No. 2016-03 being adopted to create the Junior Councilpersons Program, applications were received/reviewed and interviews held. Mr. Rooney provided background information on both candidates and then made a motion to appoint Arianna Taylor as the Borough's first Junior Councilperson. Councilman Cermak seconded; the motion passed unanimously. Councilman Rooney made a further motion to appoint Sophia Van Gilder as the first Alternate Junior Councilperson. Councilman Cermak seconded; the motion passed unanimously. Both were welcomed by Council members.

## **ZONING ORDINANCE AND SUBDIVISION/LAND DEVELOPMENT ORDINANCE**

**HEARINGS:** Kevin Grubbs reported that Council members will soon receive copies of the proposed revised Zoning Ordinance and Subdivision/Land Development Ordinance for review. Questions should be directed to a member of the Planning Commission or Mr. Grubbs. A public hearing will then be scheduled. He commended the Planning Commission for their painstaking efforts to review and revise these documents. It was suggested that Mr. Grubbs also provide Council members with a list of the major changes made.

## **SIDEWALK AT BROAD AND WALNUT STREET PROPERTY (JOHN INGELS):**

Virginia Ingels, 503 Clayton Avenue and David Eaton (contractor) were present to answer any questions. Mr. Grubbs explained that the Ingels' intend to install sidewalk along their property on Walnut Street, however they are asking if they will also be required to install it along the Broad Street side of their property. When this matter was discussed at a previous meeting, discussion arose regarding sidewalk being placed along the Borough's adjoining property, and estimates were provided to Council for review.

Ms. Ingels noted they understand the need for sidewalk in front of their property at 250 S. Broad Street, however they don't feel it is appropriate to require sidewalk along the side of their property (adjacent from Memorial Park). If they install such sidewalk, the Borough should also install sidewalk along their property ... to alleviate both parties' added expense, they are asking that it not be required. Mr. Eaton added that the Ingels' would also like the portion north of their newly-constructed house to be exempt from installing sidewalk until it is rezoned (which they will be pursuing at some time in the near future), and they would be willing to provide a bond to cover the expense, if necessary.

Councilwoman Rolls noted her concern for pedestrians accessing Memorial Park; and although she doesn't feel that "their side" of the street is how they would access, she believes that by having the sidewalk extended on Walnut Street, there could potentially be more individuals walking in the street to get down to the lower part of S. Broad Street to access the park. As there is a slight swale at the corner of Walnut and Broad Streets, pedestrians could come down the sidewalk they plan to install, cross over Broad Street and access the park via a future pathway connected to the existing pathway in the park. This concept would give access to the park for individuals with strollers or in wheelchairs, and reduce the expense to the Borough in having to extend sidewalk around their vacant property to the east of the Ingels' property.

Discussion was also held regarding regulations (if any) that require sidewalk to be installed other than where the property fronts. Mr. Grubbs noted there are no such regulations that apply.

Councilman Fleagle made a motion to exempt the requirement for sidewalk installation on the northern portion of the Ingels' property along Walnut Street until a subdivision is completed (no later than 08/17/2017) and on the Broad Street portion of the Ingels' property until such time that the entire plot (including the Borough's portion) is

subdivided or developed. Councilman Cermak seconded; the motion passed unanimously.

**INTER-MUNICIPAL AGREEMENT FOR BOARD OF HEALTH:** Mr. Stains noted that Chambersburg's Borough Manager confirmed he has not yet received the inter-municipal agreement from his assistant solicitor, however he requested that Waynesboro make a decision regarding the scope of services to be included before Chambersburg will entertain pursuing this matter further.

Accordingly, Mr. Stains recommended that Council move forward with an inter-municipal agreement with the Borough of Chambersburg for the purpose of investigation and enforcement of: (1) public health complaints, (2) communicable disease investigations and control, (3) food service inspection training and consultation at Borough-owned concession stands only, and (4) local health administration and enforcement to include tattoo parlors. He clarified that local restaurants would not be included in this agreement. Councilman Fleagle made a motion as such. Councilman Rooney seconded.

Peggy Weller, 512 S. Potomac Street – Ms. Weller noted, with regard to restaurants and food service establishments, she supports the present system.

Deb Rager, 419 W. Fifth Street – Ms. Rager thanked Council for listening to the restaurant owners.

Barry McNew, 304 N. Grant Street – Mr. McNew asked if churches and schools are included. President Mumma noted that all food services (except those operated at Borough properties) are exempt, but clarified that they will still be required to be inspected/licensed by the Department of Agriculture.

Dudley Keller, 110 Myrtle Avenue – Ms. Keller asked for further clarification. To simplify matters, Councilman Cermak noted that those included will be Northside Pool, Renfrew Park, Memorial Park and Clayton Avenue. She also thanked Council for exempting the restaurants.

Bob Zimmerman, 11883 Crestwood Circle – Mr. Zimmerman also noted his appreciation for Council's motion on this matter.

A vote was then called and the motion passed unanimously.

**BOROUGH GARAGE DEMOLITION:** Mr. Stains noted there has been much discussion over the last several years regarding the condition of the garage to the rear of Borough Hall, and Council has been approached by members of the community who would like to see the structure demolished. Estimates received for repair were approximately \$100,000 and for demolition were approximately \$12,000. That amount, however, is above the threshold for bidding; and they are hoping the contractor will be able to reduce his bid. Mr. Stains asked Council for guidance on how to proceed. Discussion followed regarding storage and disposal of the items currently housed in the

building, and Councilman Fleagle made a motion to direct management to pursue obtaining a quote for the demolition less than \$10,000. Councilwoman Rolls seconded; the motion passed unanimously.

## **NEW BUSINESS**

**RFP FOR HEATING SYSTEM AT BOROUGH HALL:** Mr. Stains noted that this item is to be removed from the agenda for discussion at this meeting.

**MODIFICATION TO CIVIL SERVICE COMMISSION RULES AND REGULATIONS:** Pursuant to a recent Civil Service Commission meeting, Mr. Stains presented proposed modifications to their Rules and Regulations as follows –

1. Removal of pre-requisite requirement for satisfactory completion of a basic police training course at a PA Municipal Police Officers Education and Training Commission school (PA Act 120) or a valid waiver of training as enumerated in 37 Pa. Code §203.12;
2. Addition of requirement to be a U.S. citizen;
3. Addition of requirement to be free from convictions of disqualifying criminal offenses;
4. Addition of requirement to be free from the addictive or excessive use of either alcohol or drugs; and
5. Addition of requirement that applicant must possess or be eligible to obtain a PA Driver's License.

Councilman Cermak made a motion to approve the modifications to the Civil Service Commission's Rules and Regulations, as presented. Councilman Rooney seconded; the motion passed unanimously.

**SHADE TREE COMMISSION APPOINTMENT:** Councilman Oldham made a motion to approve the appointment of Richard Williams, 1504 E. Main Street, to a term on the Shade Tree Commission to expire on 03/04/2020. Councilman Rooney seconded; the motion passed unanimously.

**MEMORIAL PARK VOLUNTEERS:** Mr. Stains noted that Denny Martin is requesting authorization to recruit couples in the community to schedule time to serve in Memorial Park (to answer questions and give gentle reminders of park rules, etc.) as part of a concept to revive interest in the park. He would like to proceed with implementing such a program in the spring of 2017. Councilman Cermak made a motion to authorize Mr. Martin to proceed, as described. Councilman Rooney seconded. Discussion ensued, however, regarding the need for background checks for such volunteers.

**Dudley Keller, a member of the Memorial Park Board** – Ms. Keller commented that she feels it is “fabulous” that a member of the community has stepped forward and volunteered to recruit others to assist. This would be a great way for older citizens to be in the park and connect with the younger generation, and it might possibly reduce the amount of vandalism. She applauded Mr. Martin for his initiative.



President Mumma suggested the matter be tabled until the next meeting pending additional information from the Solicitor. Council concurred.

**WINE/BEER FESTIVAL AT “THE MUNI” GOLF COURSE:** Mr. Stains presented a request from Antietam Realty to hold a wine/beer festival at the golf course on 10/16 from 11:00 a.m. to 6:00 p.m. As the property is regulated by the Borough’s ordinance prohibiting alcohol on Borough-owned facilities, Council’s approval is required. Councilman Cermak made a motion to waive the alcohol prohibition for this event. Councilman Fleagle seconded. Solicitor Shank recommended that an alcohol rider be added to the sponsor’s insurance policy. Councilmen Cermak and Fleagle amended their motion/second to include the requirement for an alcohol rider, and the motion passed unanimously.

Jackie Mowen, Executive Director of the Greater Waynesboro Area Chamber of Commerce – Ms. Mowen voiced support for the event, as it will generate interest in the community.

**RESOLUTION NO. 2016-17 RE: AUTHORIZING SUBMITTAL OF REVISED 2016 CDBG APPLICATION:** Mr. Stains noted that Council held the second required public hearing regarding the 2016 CDBG application on 08/10 at 7:00 p.m. The proposed budget for funds was presented, as well as an additional request from Mainstreet Waynesboro, Inc. (who has since withdrawn their request). He, therefore, recommended that \$112,301 be allocated for Handicap Barrier Removal and \$24,640 be allocated for Administration, for a total of \$136,941. Councilwoman Rolls made a motion for approval. Councilman Rooney seconded; the motion passed unanimously.

RESOLUTION NO. 2016-17

RESOLUTION OF THE COUNCIL OF THE BOROUGH OF WAYNESBORO  
AUTHORIZING SUBMITTAL OF A REVISED APPLICATION FOR STATE  
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR  
FISCAL YEAR 2016

Complete copy on file at Borough Hall.

**RESOLUTION NO. 2016-18 RE: RECERTIFYING PROCEDURAL DOCUMENTS FOR USE IN THE ADMINISTRATION OF THE CDBG PROGRAM:** Mr. Stains noted that this is an annual requirement of the CDBG program. Councilman Rooney made a motion to approve Resolution No. 2016-18, as presented. Councilman Oldham seconded; the motion passed unanimously.

RESOLUTION NO. 2016-18

RESOLUTION OF THE COUNCIL OF THE BOROUGH OF WAYNESBORO  
RECERTIFYING PROCEDURAL DOCUMENTS FOR USE IN THE ADMINISTRATION  
OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

Complete copy on file at Borough Hall.

**REMEDIAL ACTION AGREEMENT FOR 212 W. FOURTH STREET:** Solicitor Mary Beth Shank presented a proposed Remedial Action Agreement pertaining to the property at 212 W. Fourth Street. The property was purchased in June by a couple, subject to an extensive amount of violations (a Notice of Violations was issued in January, 2016). There is also an existing order prohibiting entry until the remediation of all the violations occurs. The new owner verbally expressed a desire to the Borough to remediate this property promptly, so this agreement sets forth all the remedial actions required within thirty (30) days of Council's execution. This agreement would pause any enforcement action by the Borough as long as the owner is complying with the agreement, but the Borough is not precluded from taking any action if there would be an emergency or public health or safety issue.

Mr. Stains recommended approval of the agreement, as this is one of the Borough's blighted properties that has been boarded up over the winter. As someone is willing to bring it up to code, this would be a step in turning one of the Borough's blighted properties around. Councilman Oldham made a motion to approve the Remedial Action Agreement, as presented. Councilman Fleagle seconded; the motion passed unanimously.

**RESOLUTION NO. 2016-19 AUTHORIZING A RELEASE AGREEMENT WITH P & B LAWN SERVICE:** Mr. Stains noted that he and the solicitor have been working on an agreement with the insurance company for P & B Lawn Service, who will pay the amount of \$5,025.23 to West Penn Power for replacement/repair work to the street light adjacent to 10 W. Main Street, which was damaged on or about 01/26/2016. Resolution No. 2016-19 will authorize the Council President to execute the appropriate Release Agreement, and the insurance company will submit payment to West Penn Power. Councilman Fleagle made a motion for approval. Councilman Oldham seconded; the motion passed unanimously.

**RESOLUTION NO. 2016-19**

RESOLUTION OF THE BOROUGH OF WAYNESBORO AUTHORIZING A RELEASE AGREEMENT BETWEEN THE BOROUGH OF WAYNESBORO AND P & B LAWN SERVICE

Complete copy on file at Borough Hall.

**RESOLUTION NO. 2016-20 AUTHORIZING THE WAYNESBORO TAX COLLECTOR TO COLLECT PER CAPITA TAX AND APPROVE EXONERATIONS:** Mr. Stains noted that there is no one "officially" collecting per capita tax on the Borough's behalf, and proposed Resolution No. 2016-20 will authorize Waynesboro's Tax Collector (Kara Geesaman) to do that, as well as approve exonerations (discussed previously by Council). Councilman Oldham made a motion to approve Resolution No. 2016-20, as presented. Councilman Rooney seconded; the motion passed unanimously.

RESOLUTION NO. 2016-20

RESOLUTION OF THE BOROUGH OF WAYNESBORO AUTHORIZING THE  
WAYNESBORO TAX COLLECTOR TO COLLECT PER CAPITA TAX  
AND APPROVE EXONERATIONS

Complete copy on file at Borough Hall.

**DELETE LINE ITEM IN 2016 POOL BUDGET:** Mr. Stains noted that Council approved the transfer of \$25,000 in the Pool's 2016 Revenue Fund, the intention of which originally was that those funds would come from the profit over the last several years at Northside Pool. However, when the profit was transferred several months ago, the funds were combined into a Northside Pool Capital Replacement Fund. Accordingly, he requested that Council authorize removing that line item from the budget. Councilman Cermak made a motion as such. Councilman Rooney seconded; the motion passed unanimously.

**REQUEST FOR PEDESTRIAN SIGN ON SUNNYSIDE AVENUE:** Mr. Stains noted that he received a call from a resident who lives on Sunnyside Avenue and walks frequently toward the intersection at the Waynesboro Shopping Center. She states that there are no pedestrian crossing signs for vehicular traffic on Main Street. He recommended that the Street Committee review the matter and make a recommendation at the next meeting.

**FOR INFORMATION ONLY**

**LETTER FROM MR. AND MRS. CARL SOLOMON:** Mr. Stains noted that he received correspondence from Mr. and Mrs. Carl Solomon of 13370 Welty Road regarding flooding in the area. Mrs. Solomon was present and addressed Council about plans by Otterbein Church to place an entrance to their property at Baer Road, which will divert water onto the Solomons' property. She noted that the existing swale is not wide enough or deep enough to contain the amount of water that has historically drained to that location. She has expressed her concerns also to the Board of Directors of Otterbein Church, and asked that the Borough take these concerns into consideration when their plans to build are reviewed.

It was noted that the church's original plans have been withdrawn, as stormwater management requirements were in excess of \$1,000,000. Mr. Grubbs noted that no new plans have been submitted for review to date. He assured Mrs. Solomon that he will inform her if/when the matter is discussed in the future. He added that FEMA and the Borough have adopted a new Floodplain Ordinance (and that property is within the floodplain), which has more stringent restrictions than were in place when the original plan was being reviewed.

**PLAN TO HOLD LIFE CHAIN ON OCTOBER 2, 2016 (ST. ANDREW THE APOSTLE CATHOLIC CHURCH):** Mr. Stains advised Council that the St. Andrew Church is

planning to hold their annual Life Chains on 10/02 – one Life Chain from 9:30 to 10:30 a.m. on the sidewalk in front of the church and another Life Chain from 2:00 to 3:00 p.m. on the square of downtown Waynesboro. Council acknowledged this information.

**TRICK-OR-TREAT NIGHT:** Mayor Starliper designated Thursday, 10/27, from 6:00 to 8:00 p.m. as Trick-or-Treat night in the Borough of Waynesboro. Residents wishing to participate were asked to turn on their porch lights, and motorists were reminded to watch for pedestrians during the event.

**UPDATE ON 2016 BOROUGH PROJECTS:** Manager Stains reported the following –

“The Borough of Waynesboro’s various departments have been extremely busy throughout 2016 and have many items to complete before the end of the year. While at times public perception may be that government workers do nothing, I can attest that our staff members have been going non-stop all year long. Besides tending to the day to day tasks in each department and taking calls from the public and responding to their needs, the various departments will be working on the following throughout the remainder of the year:

#### Maintenance

1. Winterizing Northside Pool.
2. Finish water line projects at Fish & Game Road, Tritle Avenue and in the Meadowbrook Development.
3. Continuing to spray weeds and trim in alleys throughout the borough. This job is usually completed by our summer hires, but they have returned to school. We will have to pull staff off of other jobs to complete this task.
4. Road maintenance on our water shed.
5. Rebuild the alley parallel to the library intersection with Alley #1 North.
6. Build the bridge for and prepare the walking trail.
7. Install the storm sewer from the box in Main Street through the sidewalk and into the future park owned by Mainstreet Waynesboro adjacent to 21 E. Main Street.
8. Fall leaf collection.
9. Mowing of parks.
10. Annual maintenance on sewer lines which takes approximately three weeks.

#### Police

1. Continue to operate with minimal staffing.
2. Continuing to respond to calls with a failing fleet of vehicles.

#### Sewer and Water

1. Continue to complete upgrades to Fifth Street Pumping Station.
2. Infiltration studies.
3. Leak detection throughout the service area.

4. Several major engineering studies.
5. Continue to upgrade Sewer Use Ordinance #920 to incorporate industrial waste from Zullinger.

#### Engineering

1. Eight weeks of street surveys.
2. Verify measurements on recent street projects.
3. Engineering work for the walking trail.
4. Memorial Bridge water line inspection.
5. Finish the Borough's Official Map.
6. Update parking regulations.
7. Approval of DCED ADA ramps.
8. Zoning and SALDO hearings.
9. C.V. Avenue stormwater estimates.

#### Code Enforcement

1. 116 Hamilton Avenue.
2. 212 W. Fourth Street.
3. Grass/Weed violations and court."

### **PRESS QUESTIONS:**

#### Jennifer Fitch, Herald Mail

Question: Did you say you're closing out a PENNVEST loan?

- President Mumma noted there was paperwork that was required for closing out a PENNVEST loan. It is his understanding that that has been completed and the Borough is awaiting a check from the state in the amount of approximately \$77,000.

Question: With the Borough of Chambersburg Board of Health cooperative, do blighted houses fit into the "public health complaint" category?

- Councilman Cermak noted, only if there is a related health issue such as a broken sewer line.

Question: If so, who makes those complaints?

- Mayor Starliper noted that anyone, including Borough staff, can make a complaint.
- Councilman Fleagle added that complaints can also be made by the Police Department, emergency service workers, EMS, firefighters, etc., as they are many times required to enter residences and establishments.

Question: How did Council decide what was to be included in the Health Board cooperative?

- Mr. Stains noted that his recommendation was based on what constituents were asking for. He added that this is not a “finished product”, as Chambersburg can decide also what they would like in the agreement.
- Councilwoman Rolls added that the original motion did not indicate any specific services.

Question: Ms. Fitch referenced the March 24<sup>th</sup> minutes which were approved by Council, when Mr. Fleagle asked “does this include restaurants” and Ms. Rolls said “yes”.

- Councilwoman Rolls noted it could include all, some or none. She agreed with Mr. Stains’ comment regarding the public’s wishes.

**COUNCIL AND STAFF COMMENTS:** Mr. Stains reported that the telephone directories have been delivered to area residents and, again this year, the Borough of Waynesboro’s administrative offices and maintenance department have been omitted. Although the company who publishes the directories was contacted and we were assured it would be correct this year, it is not. They will be contacted again.

Mr. Stains advised that he has received many positive comments regarding the paving of Fairview Avenue and Welty Road, and he read correspondence received commending the pool’s staff for being courteous and professional (there was also a request for additional shade). He also advised the public of the modified pool hours for the remainder of the season – they will be open only weekends (Saturday 11:00 a.m. – 7:00 p.m. and Sunday 12:00 – 7:00 p.m.) and on Labor Day (11:00 a.m. – 7:00 p.m.). In addition, the annual Dog Swim will be held on 09/10 from 1:00 to 4:00 p.m.) All proceeds will benefit the Dog Park; and donations will be accepted for the Antietam Humane Society.

Councilman Rooney noted that much praise for how the lifeguards handled various situations has come to the Recreation Board; and he feels that “behavior reflects leadership”. Specifically, he commended Pool Manager Morgan Brandes for her management skills ... he has heard very few complaints, but much praise. He added his appreciation to fellow Council members for their support of the Junior Councilperson Program, as he feels that their participation will be a “huge asset”.

Councilman Cermak thanked Mr. Rooney for bringing the concept to Council, and for following through with the program. He also noted he is pleased that the health inspection issue is moving forward.

Denny Benshoff reported that the Fish & Game Road water line will be completed the following day, and Tritle Avenue is approximately half done.

Kevin Grubbs noted that Council had tentatively scheduled a public hearing for the Green Street abandonment on 09/07; however he requested it be rescheduled to 09/21,

as he is awaiting additional information regarding the private alley agreement. Council concurred.

Pursuant to the pre-construction meeting regarding PENNDOT'S Memorial Bridge project, Mr. Grubbs advised that the conduit and junction boxes will be installed (should Council decide in the future to install lighting), as well as the memorial plaques on the abutments. New plans were recently received, which he will forward to Council for review.

Solicitor Shank noted that she will discuss the issue raised earlier in the meeting regarding the Nuisance Ordinance and trash cans on the sidewalk with Sam Wiser, and perhaps options can be presented to Council to address the situation.

Bill Kohler (Mainstreet Waynesboro, Inc.) noted they are continuing to make progress on the parklet. Construction will begin when the stormwater pipe has been installed. The drawings are currently in the hands of Jim Rock at GRC Contractors, and the project will be bid shortly. They met with a prospective tenant for 21 E. Main Street, and the façade grant program is also moving along.

Councilman Oldham thanked the public for their attendance.

Councilman Fleagle asked for clarification from Code Enforcement Officer Dan Sheffler regarding electronic violations on his report. Mr. Sheffler explained that when he observes electronic equipment (such as a TV) on the sidewalk, he typically provides the resident with a flyer provided by Waste Management indicating that electronics will not be collected and they are asked to remove them from the sidewalk. If they are not removed, a notice of violation (and, if necessary, a citation) is sent.

Councilwoman Rolls asked if any updated information has been received from the School District regarding the requested audit on per capita tax collections in the past. Mr. Stains stated there was no new information. Council discussed repercussions (if any are appropriate). Councilwoman Rolls stated she would like to have an opportunity to review the information prior to considering authorization of payment of the costs for mailing this year's bills and Mr. Stains was asked to contact the School District's business manager regarding this information. Ms. Rolls reminded motorists that school starts the following day.

Mayor Starliper noted that the annual Crop Walk will be held on 10/02. He mentioned that people have been trespassing on cemeteries, etc. while participating in the new "Pokemon Go" craze. Mr. Starliper noted that he (or Mr. Stains) will submit information regarding the newly-appointed Junior Councilpersons for inclusion in the *PSAB Magazine*. Mr. Starliper asked if the Borough would like to have any trees from the Arbor Society for planting at the pool and/or parks. Mr. Stains noted there are some locations along the new walkway at Memorial Park where trees would be beneficial.

President Mumma also thanked the public for their attendance. Regarding the request for shade at Northside Pool mentioned earlier, Mr. Mumma suggested that businesses/organizations could be asked if they would want to pursue a pavilion project.

Council adjourned to executive session at 10:04 p.m. They reconvened and adjourned the meeting at 10:30 p.m.

Respectfully Submitted,

Melinda S. Knott  
Borough Secretary