

JUNE 6, 2012
WAYNESBORO, PA 17268
RESCHEDULED MEETING

Council President Jason Stains called the rescheduled meeting of the Waynesboro Borough Council to order at 5:30 p.m. with the following in attendance:

Borough Council Members – Jason Stains, Craig Newcomer, Benjamin Greenawalt, Wayne Driscoll and Michael Cermak (arrived at 5:40 p.m.); Darrel Potts was absent

Mayor Richard Starliper

Borough Staff – Lloyd R. Hamberger, II, Borough Manager
Kevin Grubbs, Head of Engineering Services
Jason Cohen, Assistant Borough Manager
Sam Wiser, Borough Solicitor (Salzmann Hughes, PC)
Mike Bock, Police Sergeant

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

PUBLIC COMMENT - ITEMS ON AGENDA: None.

STAFF COMMENTS: Borough Manager Hamberger noted that Councilman Darrel Potts was injured by a falling tree branch on Saturday, June 9th, and will be unable to attend the next several meetings.

COUNCIL AND MAYOR COMMENTS: Councilman Newcomer noted that the Downtown Revitalization Committee will meet at 9:30 a.m. on June 19th.

Mayor Starliper noted that Council is invited to the Mount Vernon Terrace's 60th Year Celebration on June 18th. Copies of the invitation will be forwarded to Council.

RENFREW RIGHT-OF-WAY: Borough Manager Hamberger noted that Council had previously approved the WTMA rights-of-way through Renfrew Park, subject to review and approval of the Renfrew Board. Assistant Manager Cohen noted the Board has reviewed and approved the rights-of-way and informed the Borough of their approval. He presented the documents for the Council President's signature. Mr. Stains proceeded to execute the documents.

SEWAGE TRANSPORTATION AGREEMENT: Mr. Hamberger presented an amendment to the Sewage Transportation Agreement. The current agreement is a four-party agreement between the Washington Township Municipal Authority (WTMA), the Washington Township Supervisors, the Waynesboro Borough Authority (WBA) and the Borough of Waynesboro. The agreement provides for up to 200,000 gallons daily of sewage to be "swapped", transported and treated between each of the two (2) Authorities. The new agreement increases this to (up to) 300,000 daily gallons each. Mr. Hamberger noted that this is a "zero sum game" for each Authority; and the WBA, WTMA and Township Supervisors have all approved and signed the agreement.

Councilman Greenawalt motioned to approve the agreement. Councilman Driscoll seconded; the motion passed 4-0 (Councilman Cermak abstained).

SEVENTH DAY ADVENTIST CHURCH PARKING: Kevin Grubbs presented and discussed a plan for modification of the parking on the unpaved portion of Myrtle Avenue, which runs alongside the church. This portion of street also borders the Little League complex. Despite the best efforts of the Church and the Little League, there continues to be a problem with attendees of the games parking incorrectly and causing traffic jams. This plan provides for a series of handicapped signs to be placed along the church's side of the street (a copy of the plan is in the Engineering Department's files). Councilman Cermak motioned to approve the request, subject to the Church's assent to pay for the signs' purchase and installation. Councilman Driscoll seconded; the motion passed unanimously.

ORDINANCE FOR BORROWING: Solicitor Sam Wiser presented Borough Ordinance #1119 for approval, which provides for borrowing \$3,000,000 for interim financing of the stormwater project to be funded by PENNVEST. This loan will provide the Borough with working capital for the cash outlays to date, and cash flow funds after the PENNVEST closing. Councilman Greenawalt motioned, Councilman Driscoll seconded, and the motion passed unanimously.

BOROUGH OF WAYNESBORO,
Franklin County, Pennsylvania

ORDINANCE NO. _____

AN ORDINANCE OF THE BOROUGH OF WAYNESBORO, FRANKLIN COUNTY, PENNSYLVANIA APPROVING AND AUTHORIZING THE INCREASE OF THE INDEBTEDNESS OF BOROUGH OF WAYNESBORO, BY DIRECTING THE ISSUANCE OF A GENERAL OBLIGATION NOTE IN THE MAXIMUM PRINCIPAL AMOUNT OF \$3,000,000.00 TO BE ISSUED TO M&T BANK (the "PURCHASER"), PURSUANT TO THE LOCAL GOVERNMENT UNIT DEBT ACT, TO PROVIDE INTERIM FUNDS FOR A CAPITAL PROJECT THAT CONSISTS OF CONSTRUCTING, RECONSTRUCTING, RENOVATING, ALTERING, AND/OR IMPROVING CERTAIN PORTIONS OF THE BOROUGH'S STORMWATER SYSTEM INCLUDING RELATED PAVING, MACADAMIZING, RECONSTRUCTION OR OTHER IMPROVEMENTS TO THE BOROUGH'S STREETS, ROADS, LANES, AND ALLEYS, AND PAYING RELATED COSTS, FEES AND EXPENSES; (the "PROJECT"); ACCEPTING A CERTAIN PROPOSAL FOR THE PURCHASE OF SUCH NOTE (THE "COMMITMENT LETTER" WHICH TERM INCLUDES ANY AMENDMENT THERETO, RESTATEMENT OR REISSUANCE THEREOF HEREAFTER MADE), AT PRIVATE SALE WHICH COMMITMENT LETTER IS HEREBY ACCEPTED AND APPROVED AND WHICH GENERAL OBLIGATION NOTE WILL BE ISSUED FOR THE PURPOSE OF INTERIM FINANCING OF THE PROJECT PENDING RECEIPT OF THE PENNVEST FUNDING AUTHORIZED AND APPROVED BY ORDINANCE NUMBER 1097; RESTATING THE REALISTIC USEFUL LIFE OF SAID PROJECT; AUTHORIZING AND DIRECTING

APPROPRIATE OFFICERS OF THE BOROUGH TO TAKE CERTAIN ACTIONS AND TO EXECUTE CERTAIN DOCUMENTS REQUIRED BY THE PENNSYLVANIA LOCAL GOVERNMENT UNIT DEBT ACT; APPROVING THE SUBSTANTIAL FORM, MAXIMUM PRINCIPAL AMOUNT, DATE, INTEREST MATURITY, AND SOURCES OF PAYMENT OF SAID OBLIGATION, ISSUED AS NON-ELECTORAL, GENERAL OBLIGATION DEBT OF THE BOROUGH SECURED BY THE GENERAL REVENUES OF THE BOROUGH AND PLEDGING THE FULL FAITH, CREDIT, AND TAXING POWER OF THIS BOROUGH IN SUPPORT THEREOF; APPOINTING A PAYING AGENT AND SINKING FUND DEPOSITORY; MAKING CERTAIN COVENANTS WITH RESPECT THERETO AS REQUIRED BY THE DEBT ACT AND THE PENNSYLVANIA CONSTITUTION AND PROVIDING FOR REPEAL OF ALL INCONSISTENT ORDINANCES OR PARTS OF ORDINANCES PROVIDING FOR SEVERABILITY OF PROVISIONS; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

The complete text of the ordinance is on file in the Borough Office.

STORMWATER PROJECT MODIFICATIONS PLAN REVIEW: After a five-minute recess, Council reconvened to a public session in the conference room. They met with staff and representatives of Dennis Black Engineering to review modifications to the South Potomac Stormwater Project. The plan provides for an alternate system of parallel sewers in and along South Potomac Street, which may be more affordable than the original plans. Both the old and new proposals will be bid in the near future.

The meeting adjourned at 6:40 p.m. following a Greenawalt/Driscoll motion which passed unanimously.

Respectfully Submitted,

Lloyd R. Hamberger, II
Borough Secretary/Manager