

APRIL 20, 2011
WAYNESBORO, PA 17268
REGULAR MEETING

Council President Craig Newcomer 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 – Benjamin Greenawalt, Jason Stains, C. Harold Mumma, Craig Newcomer, Wayne Driscoll and Ronald Martin

Mayor Richard Starliper

Borough Staff – Lloyd R. Hamberger, II, Borough Manager
Denny Benshoff, Maintenance Superintendent
Kevin Grubbs, Head of Engineering Services
Sam Wiser, Salzman Hughes PC (Borough Solicitor)
Jason Cohen, Assistant Borough Manager
Dave Martin, Fire Chief
Mark King, Police Chief

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

APPROVE MINUTES: Councilman Greenawalt made a motion to approve the minutes of the April 6, 2011 meeting, as written. Councilman Stains seconded; the motion passed unanimously.

ACCEPT REPORTS: Councilman Stains made a motion to accept the reports of the Code Enforcement Officer, Police Chief and Fire Chief, as presented. Councilman Greenawalt seconded; the motion passed unanimously.

COMMITTEE REPORTS

PERSONNEL COMMITTEE: No report.

PROPERTY AND PUBLIC SAFETY COMMITTEE: Councilman Driscoll reported the following --

- Quotes received for the dog park fence will be discussed later in the meeting. Sufficient funds are available to purchase the fence.
- The stone retaining wall at the former golf course caretaker's property continues to erode; and it was suggested that the maintenance crew remove the wall and terrace the area.
- Re-consideration is being given to the idea of demolishing the former caretaker's house and using the land for a different purpose.
- Due to continued maintenance required on the roof of the dugouts at Memorial Park's Little League field, and the fact that the baseball fields don't utilize the dugouts anymore, a proposal to remove the dugouts will be presented to the Recreation Board for consideration.

STREET COMMITTEE: Councilman Martin noted that the next Street Committee meeting will be held on 04/26 at 9:00 a.m. Several items will be discussed, including –

- Record Herald Parking Lot Lease - Comments were requested from Council regarding the need for its continuation.
- Truck Parking - Two (2) areas to be considered for large truck parking (no trailers) are the south side of E. Ninth Street from the northernmost driveway at Beck Manufacturing to State Hill Road, and/or the west side of Enterprise Avenue from Main Street to the driveway behind the former East Jr. High School. It was suggested that the driver/owner must live in the Borough, and a permit would need to be issued/displayed in the vehicle.
- Weeds at Vacant Properties - As the weed season is fast approaching, current regulations should be reviewed to determine if any changes need to be made. Councilman Martin stressed that the properties should be mowed and the property lienied.

Mr. Martin will present two (2) additional items during the “voting” section of the meeting.

INTERGOVERNMENTAL COMMITTEE: No report.

DOWNTOWN REVITALIZATION COMMITTEE: No report. Council President Newcomer noted that he will coordinate schedules with Downtown Manager Pat Fleagle with regard to an upcoming meeting.

FINANCE COMMITTEE: No report.

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

“On April 7th, I met with Phil Ridenour and Greg Larsen, the Airport Director and Business Development Manager of the Hagerstown Regional Airport.

From April 10th to 12th, I attended the 100th Anniversary of PSAB at Hershey. Our speakers were Roy Firestone, Mary Matalin and her husband James Carville. Governor Tom Corbett also spoke on Tuesday night. At our awards luncheon on Tuesday, our Borough Manager (Lloyd Hamberger) was presented with the Board of Directors’ 30-Year Award. Congratulations.”

SOLICITOR’S REPORT: Solicitor Wisner noted that he and Kevin Grubbs discussed the status of some of the existing developments, with regard to public improvements and what could be done to ensure those items are completed. A draft amendment to the Subdivision/Land Development Ordinance will be prepared for Council’s review at the next Council meeting which would require that public improvements be completed within two (2) years of the plan being recorded, with the ability of Council to grant a one-year extension to that time period. (If it is a phased project, there would be a different process.) He added that the Borough continues to hold the bonding on all the outstanding projects; but one in particular is coming up for expiration, and they will focus on that one first.

PUBLIC COMMENT - ITEMS ON AGENDA: None.

VOTING ON ITEMS FROM COMMITTEE REPORTS: Councilman Mumma made a motion to hire Brenten Knott and Zach Whittington as Summer Maintenance Workers for the Borough’s Maintenance Department, and Tina Rideout as Custodian at Northside Pool. Councilman Stains seconded; the motion passed unanimously.

Councilman Mumma made a motion to appoint Joshua Simmers as a Relief Driver for the Waynesboro Fire Department, as he has completed the appropriate training and testing on all apparatus. Councilman Martin seconded; the motion passed unanimously.

Councilman Driscoll made a motion to authorize Denny Benshoff to remove/dispose of the stone retaining wall at the golf course and terrace the area (stones that are able to be recycled will be kept). Councilman Martin seconded; the motion passed unanimously.

Councilman Martin noted that Kevin Grubbs has provided Council members with drawings outlining a request from the Otterbein Church on Park Street. They currently have an 80' handicapped parking area, a 20' opening for a handicapped ramp, and another 100' of handicapped parking ... and they would like to make the opening 60' wide, reduce the 80' to 60', and reduce the 100' to 80', which will, in essence, remove two (2) handicapped parking spaces and widen the walk area at the entrance. This request is being made because people have been parking too close to the entrance of the walkway. Councilman Martin made a motion to approve the request. Councilman Greenawalt seconded. Mr. Hamberger asked if they have made alternative plans for additional handicapped parking. Kevin Grubbs responded that they felt additional spaces were not needed. The motion then passed unanimously.

Councilman Martin noted that Council members also received information regarding the Geo-Fam, Inc. building on E. Sixth Street opposite of Walnut Street. They are requesting Council's permission for a 35' driveway entrance to allow them to construct an inside dock area on their property. He clarified that trucks will not extend out over the sidewalk or into the street. Councilman Stains seconded; the motion passed unanimously.

UNFINISHED BUSINESS

PEDDLER PERMITS AND FEES: Mr. Hamberger requested Council's permission to advertise the proposed Peddlers' Ordinance for adoption at Council's next meeting. Police Chief King noted that he has reviewed the proposed ordinance and finds it acceptable. Councilman Greenawalt made a motion to authorize advertisement of the proposed ordinance for adoption at Council's next meeting. Councilman Stains seconded; the motion passed unanimously.

Mr. Hamberger added that approval should be granted for the peddlers' fees to be modified to \$20.00/person for individuals over the age of 18 and \$15.00/person for individuals under the age of 18. Councilman Greenawalt made a motion to affirm the Borough Manager's recommendation. Councilman Martin seconded; the motion passed unanimously.

AWARD BIDS (DOG PARK FENCE): Mr. Hamberger reported that seven (7) bids were received for the dog park fence, ranging from \$11,388 to \$20,140. The low bidder was R. Perry Fence Company of Fayetteville, PA; and he recommended the contract be awarded accordingly. Councilman Driscoll made a motion to award the fence bid to R. Perry Fence Company. Councilman Greenawalt seconded. The bidders' qualifications were discussed and confirmed. The motion passed unanimously.

NEW BUSINESS

RESIGNATION FROM RENFREW COMMITTEE, INC. BOARD/COMMITTEES: Mr. Hamberger reported that Doug Tengler is resigning from the RCI Board of Directors, effective on 05/04; and he recommended they begin to think about his replacement. Being a CPA and a former Councilman, Mr. Tengler will be very difficult to replace. Councilman Martin made a motion to accept Mr. Tengler's resignation and authorized that a plaque be purchased for presentation to him for his service. Councilman Mumma seconded; the motion passed unanimously.

PARKING AT NORTHSIDE PARK: Mr. Hamberger reported that someone has been storing a camper in Northside Pool's parking lot over the winter. He has asked that Kevin Grubbs discuss the matter

with the Street Committee and develop language for proposed regulations to ensure that this doesn't occur in the future.

RULES AND REGULATIONS (ROTARY PARK): Mr. Hamberger reminded Council members that tentative rules/regulations were adopted over a year ago with regard to bikes and dogs in the Rotary Park. At that time, it was suggested that the tentative rules be reviewed within a year (and be made permanent if there were no problems/complaints). Accordingly, Councilman Martin made a motion to formally adopt the tentative rules and regulations for Rotary Park as permanent. Councilman Greenawalt seconded; the motion passed unanimously.

FRANKLIN COUNTY AREA TAX BUREAU: Jason Cohen provided Council with an update with respect to the cost of collections. He reminded Council that the mandate imposed upon the Franklin County Area Tax Bureau was to collect taxes at an annual cost in 2011 of 2.2%. He reported that, as of the end of the first quarter, the cost of collections was 2.43%. Historical trends indicate that the year-end collections typically cost .005% less, which (if you can count on that) would result in less than 2% collection costs by year's end. He will continue to keep Council apprised.

THREAT TO CDBG FUNDING: Mr. Hamberger noted that Council members received a copy of correspondence from the Pennsylvania State Mayors' Association regarding a threat to cut CDBG funding in an effort by the federal government to lower the budget. He asked if Council would like him to voice concerns on behalf of the Borough, as CDBG funds are typically used for downtown improvements, sidewalks, streets, handicapped accessibility, etc. Councilman Martin made a motion to authorize the Borough Manager to write a letter strongly opposing cutting CDBG funding. Councilman Greenawalt seconded; the motion passed unanimously.

PUBLIC IN ATTENDANCE - NON-AGENDA ITEMS: None.

FOR INFORMATION ONLY

FRANKLIN COUNTY ASSOCIATION OF TOWNSHIP OFFICIALS ANNUAL SPRING MEETING: Council members received an invitation from the Franklin County Association of Township Officials to attend its Annual Spring Meeting on 05/26. Mr. Hamberger asked that anyone wishing to attend let him know as soon as possible.

PAY BILLS: Councilman Mumma made a motion to approve the payment of Voucher Lists dated 04/08 and 04/20. Councilman Stains seconded; the motion passed unanimously.

COUNCIL AND STAFF COMMENTS: Mr. Hamberger reminded Council of the Mainstreet Waynesboro, Inc. Annual Dinner Meeting to be held on 04/25. In addition, the Cumberland-Franklin County Boroughs' Association meeting is scheduled for 04/26 (as well as the Chamber of Commerce mixer at L.T. Rush Stone, Inc. earlier that evening).

Councilman Driscoll reported that, for the first time since he has been on Council, he will be unable to attend the next meeting.

Kevin Grubbs noted that Borough Council approved the Subdivision Plan for Crown Court (townhouse re-subdivision) on 01/05. No revisions have been made to the plans, however 90 days have expired ... with that being said, they cannot have the plans recorded at the Courthouse. In this case, once the time limit has expired, there is a provision in the ordinance that would allow Council to extend the original 90 days by approving the extension and re-signing the plans. The plans can then be recorded and the developer can finalize the HOA's. Councilman Martin made a motion that the 90-day extension *not* be approved. Councilman Mumma seconded. Discussion ensued and clarification was made that this is the *private* portion of the development; and the Borough has no regulations which

pertain to private streets. Mr. Grubbs added that if Council doesn't approve the extension, the plans must go back through the planning/review process again. Councilman then withdrew his motion; and Councilman Mumma withdrew his second. Mr. Martin made another motion to table the matter until the next meeting. Councilman Mumma seconded; the motion passed unanimously. There was more discussion regarding the owners of each portion of the development, and President Newcomer recommended that the owner(s) attend the next Council meeting when this issue is discussed further.

Mayor Starliper reminded Council and the public that another "Prescription Drug Take-Back" will be held on 04/30 from 10:00 a.m. to 2:00 p.m. at the former Jubilee store in Waynesboro Mall. In addition, he reported that the Police Department is pursuing the possibility of purchasing a 10'x10' storage building for recordkeeping in the garage to the rear of Borough Hall. Mr. Hamberger noted that Denny Benshoff is also looking at purchasing a trailer. Either way, the storage must be a dry and secure facility.

President Newcomer wished everyone a "Happy Easter". Council then adjourned to executive session at 8:15 p.m. and reconvened at 8:34 p.m.

Councilman Stains made a motion to deny the request presented by Gemcraft Homes. Councilman Greenawalt seconded; the motion passed unanimously.

Having no further business to discuss, the meeting adjourned at 8:35 p.m. on a Councilman Martin/Councilman Greenawalt motion which passed unanimously.

Respectfully Submitted,

Melinda S. Knott
Administrative Assistant