

OCTOBER 5, 2011
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 – Benjamin Greenawalt, Craig Newcomer, Jason Stains, C. Harold Mumma, Wayne Driscoll and Ronald Martin

Mayor Richard Starliper

Borough Staff – Lloyd R. Hamberger, II, Borough Manager

Denny Benshoff, Maintenance Superintendent

Dan Sheffler, Zoning-Code Enforcement Officer

Kevin Grubbs, Head of Engineering Services

Sam Wiser, Borough Solicitor (Salzmann Hughes, PC)

Jason Cohen, Assistant Borough Manager

Mark King, Police Chief

Dave Martin, Fire Chief

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

EXECUTIVE SESSION: At the request of the Solicitor, Council adjourned to an executive session at 7:31 p.m. to discuss potential litigation. They returned to regular session at 7:48 p.m.

APPROVE MINUTES: Councilman Greenawalt made a motion to approve the minutes of the September 21, 2011 regular meeting, as written. Councilman Martin seconded; the motion passed unanimously.

COMMITTEE REPORTS

PERSONNEL COMMITTEE: Councilman Stains reported that he received notification from Louis Barlup of his resignation from the Waynesboro Planning Commission. This, along with another item, will be presented during the “voting” session.

PROPERTY AND PUBLIC SAFETY COMMITTEE: Councilman Driscoll noted that discussion was held in the past regarding the possibility of removing the dugouts at Memorial Park, however the various leagues who use the fields have requested that they remain. Accordingly, the dugouts will not be removed at this time. Mr. Driscoll requested that Denny Benshoff advise Council of future occurrences of vandalism, etc.

Councilman Driscoll also noted that Fire Chief Martin will give a report later in the meeting regarding the annual ISO analysis of the Borough's fire suppression services.

STREET COMMITTEE: No report. Councilman Martin noted he will present recommendations later in the meeting regarding an item on the agenda.

INTERGOVERNMENTAL COMMITTEE: No report.

DOWNTOWN REVITALIZATION COMMITTEE: Councilman Newcomer noted that the next Committee meeting will be held on 10/13 at 9:30 a.m.

In response to Councilman Newcomer's request, Pat Fleagle reported that the Market Days event was very successful, despite the fact that it rained all day. He thanked the Borough's maintenance crew, fire police and Police Department for their assistance.

FINANCE COMMITTEE: No report. Mr. Hamberger announced that the budget meeting originally rescheduled for the following evening (10/06) has been rescheduled to immediately following this evening's Council meeting.

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

"On September 28th, along with Manager Hamberger, Assistant Manager Cohen, and Councilmen Driscoll and Mumma, I attended the CFCBA meeting in Shippensburg. The speaker was from the Kenyon Energy Management Solar Services.

On September 30th, I attended the Chamber's Breakfast with speakers from Penn State, Mont Alto and F.C. Habitat.

October 1st was Market Days and despite the weather, the crowd was good. I helped judge the scarecrows and also the chili tasting entries (along with Fire Chief Martin).

October 2nd was the Crop Walk. It was a privilege to once again welcome all those that walked."

SOLICITOR'S REPORT: No report.

PUBLIC COMMENT - ITEMS ON AGENDA: Darwyn Benedict, 47 W. Main Street, noted his interest in an item on the agenda (Unfinished Business – Mulberry Avenue Crosswalk), and requested an opportunity to speak when that item is discussed.

VOTING ON ITEMS FROM COMMITTEE REPORTS: Councilman Stains made a motion to accept the resignation from Louis Barlup from the Waynesboro Planning Commission. Councilman Greenawalt seconded; the motion passed unanimously. Mr. Hamberger was instructed to send a letter of appreciation to Mr. Barlup for his service.

Councilman Stains made a motion to grant a step increase for Larry Freeman to salary level 10C, based on his favorable performance evaluation. Councilman Greenawalt seconded; the motion passed unanimously.

UNFINISHED BUSINESS

STORMWATER PROJECT BIDS: Mr. Hamberger stated that the staff is recommending the bids be rejected and re-bid at a time and date to coordinate with the PENNVEST closing. Councilman Martin made a motion as such. Councilman Stains seconded; the motion passed unanimously.

Mr. Hamberger reported that a meeting was held earlier this week between Borough staff members, the engineers, several Council members and potential contractors. Information gathered at the meeting will be considered and utilized when the project is re-bid. Many of the concerns expressed will be addressed in an attempt to obtain additional bids.

MULBERRY AVENUE CROSSWALK: Councilman Martin noted that visibility concerns at the Mulberry Avenue crosswalk bumpouts have been discussed, and the staff was requested to provide recommendations. Kevin Grubbs noted that several options were considered, including painting and signage. However, as long as the parking space is open, it was felt that the delivery trucks will continue to park there. Specifically, he explained that the problem is with the box-type trucks (UPS, Fed Ex, bread truck, etc.) making deliveries at the Dollar Store. His recommendation for a permanent solution is the installation of 12 delineator posts (orange or yellow 46" reflective spring-loaded posts) at a cost of \$84.00 each, which would require removal of the parking space directly in front of Remax Realty. Concern was noted regarding the aesthetics of this solution.

Darwyn Benedict noted that the business/property owners should be consulted when proposals of this nature are being considered. He stated that the signage at that particular crosswalk is "horrible" (i.e. something is needed to inform pedestrians what to do, as this is the only crosswalk in town with a bumpout). He asked if any other crosswalks in town are being considered for this type of modification. Mr. Hamberger explained that this crosswalk was targeted because of the bumpouts, trucks obstructing the view of pedestrians at the crosswalk, and the number of previous accidents at this location. Again, Mr. Benedict reiterated the need for communication with the business people ... perhaps if the manager at Dollar General is informed of the problem, he/she could instruct the delivery truck drivers to park elsewhere.

Mike Benedict, owner of the building that houses Remax Realty, also noted concern regarding the inability to plow the area and the possibility of stormwater draining into the building if pylons are erected. Mr. Grubbs suggested that the top of the pylons can be removed during inclement weather (just as the crosswalk signs in the middle of Main Street are removed for plowing).

Darwyn Benedict requested that the matter be reviewed further. After discussion, Councilman Newcomer made a motion to table the matter until other options could be pursued. Councilman Driscoll seconded. Discussion followed regarding diagrams that were to be provided, as well as the burden being placed on business owners to ensure the delivery trucks don't park in this location. It was suggested that perhaps only compact cars be permitted, however concerns regarding enforcement were voiced by the Solicitor. A vote was then called and the motion to table the matter passed 4-2 (Councilmen Martin and Greenawalt opposed).

After more discussion on enforcement issues, Councilman Martin made a motion to proceed with making the parking space in front of 47 W. Main Street for compact cars only (for a 60-day trial period). It was noted that in order to do this, an ordinance will need to be prepared, advertised and adopted. Councilman Greenawalt seconded; the motion passed unanimously. Solicitor Wiser was requested to prepare a draft ordinance for Council's review at their next meeting.

NEW BUSINESS

ISO COMMUNITY FIRE RATING: Fire Chief Martin explained that ISO recently completed an analysis of the structural fire suppression delivery system provided in Waynesboro. Waynesboro achieved a PPC (Public Protection Classification) score of 5 (1 being the best and 10 being the worst). He added that out of 2600 communities, 1700 have lower scores and 250 have higher scores than Waynesboro; and only 3 communities in PA have a 1 or 2. This rating is important for insurers when determining what coverages to offer and premiums to be charged to its policyholders. Mr. Martin noted that a detailed report is available for review, upon request.

INAUGURAL EVENTS (CIVIL WAR WAYNESBORO 150 COMMITTEE): The Civil War Waynesboro 150 Committee invited Council members to attend their inaugural events opening the commemoration of this area's participation in that great struggle. Mr. Hamberger read Pat Fleagle's letter outlining the events planned.

PUBLIC IN ATTENDANCE - NON-AGENDA ITEMS: None.

TRINITY PARKING LOT: Councilman Martin noted that discussions and meetings have been held regarding the Trinity parking lot situation, however a decision has not yet been made. He requested that the matter be placed on Council's agenda for action at their next meeting.

FOR INFORMATION ONLY

COPS HIRING GRANT: Police Chief King noted he received notification that the Borough's COPS Hiring Program Grant Application was not selected for the 2011 announcement, however it remains in "pending" status until FY 2012 appropriations are received.

UPDATE (BLINKING CROSSWALK LIGHTS): At Council's request for visibility enhancement, Kevin Grubbs reported that blinking crosswalk lights will cost \$125 each. He proposes utilizing two (2) for each crosswalk at the following locations along Main Street – at the Hospital, Walnut Street, at the Library, Cleveland Avenue and Franklin Street) – or a total cost of \$1250. Councilman Martin made a motion to purchase the lights as recommended by Mr. Grubbs. Councilman Greenawalt seconded; the motion passed 5-1 (Councilman Newcomer opposed).

REMINDER (BUDGET MEETING SCHEDULE): A budget meeting will be held immediately following the Council meeting.

INVITATION TO FRANKLIN COUNTY DRUG TASK FORCE 2011 FALL BREAKFAST (10/28/2011): Council members received invitations to the Drug Task Force Breakfast to be held on 10/28/2011 at 8:00 a.m. Those wishing to attend were asked to advise Melinda Knott.

REQUEST FROM MAINSTREET WAYNESBORO, INC. RE: CHRISTMAS ACTIVITIES: Mr. Hamberger presented correspondence from Mainstreet Waynesboro, Inc. regarding Christmas activities planned for the 2011 season, as follows –

- Placement of a Christmas tree on the Square, directly in front of their office at 8 W. Main Street (requesting assistance with installation from the Borough's employees).
- Tree Lighting Ceremony to be held on Friday, November 18th (closing the Square from 5:00-8:15 p.m. – including horse drawn sleigh rides, pony rides and alpacas for the children to enjoy).
- Horse drawn sleigh rides on Saturdays throughout the Yuletide Season (12/03, 12/10 and 12/17).

Councilman Greenawalt made a motion to approve the requests, as presented. Councilman Driscoll seconded; the motion passed unanimously.

REQUEST FROM FAIRVIEW AVENUE PTO RE: FALL FESTIVAL: Mr. Hamberger presented a request received from Carlina Weller (Fairview Elementary PTO) regarding their plans to hold a Fall Festival on 10/22 from 10:00 a.m. to 2:00 p.m. They are asking to close Third Street between Fairview and S. Phillips Avenues; and are working with the Fairview Avenue Brethren in Christ Church to use their parking lot for parking during the event. Councilman Martin made a motion to grant the request, provided that the church allows off-street parking in their parking lot. Councilman Greenawalt seconded. Discussion then followed regarding access to the few homes located along that portion of Third Street, and Councilmen Martin and Greenawalt withdrew their motion/second for approval. The staff was requested to review the matter further; and if necessary, Council can vote on the matter via email (provided that everyone responds).

WGAL TOWN MEETING: Councilman Martin noted he has heard that WGAL is holding a "Town Meeting" on 10/13 at the Waynesboro Ambulance Squad.

PAY BILLS: Councilman Stains made a motion to approve payment of the Voucher Lists dated 09/23 and 09/27. Councilman Newcomer seconded; the motion passed unanimously.

COUNCIL AND STAFF COMMENTS: Kevin Grubbs noted that he sent an email to Council regarding infiltration test results (passed) for the Franklin County Housing Authority's senior housing complex. The plan was previously approved, contingent upon these results; and now meets all ordinances and requirements of the Borough.

Police Chief King publicly voiced his condolences to former Police Chief Charles McCleary's family.

MSI Director of Economic Development Pat Fleagle asked about the progress of adopting and implementing the Borough's proposed Rental Inspection Ordinance/Program. Mr. Hamberger noted that recommended changes have been made, however a thorough review will (most likely) not be completed until after the first of the year. Discussion ensued regarding the Borough's right to inspect buildings in accordance with the Property Maintenance Code. Solicitor Wiser clarified that if someone denies access to a property, the appropriate legal channels would have to be followed in order to gain access. Mr. Fleagle noted his concern that something be done to prevent deterioration of the buildings downtown. Councilman Newcomer stated that this will be discussed further at the upcoming Downtown & Revitalization Committee meeting.

Mayor Starliper announced that Trick-or-Treat Night in the Borough will be held on Thursday, 10/27, from 6-8 p.m. Residents wishing to hand out candy are requested to turn on their porch lights during this time period.

Mayor Starliper noted that he received a request on 10/03 from the Littlestown Eagle Riders for assistance from the Borough's police and/or fire police for their "Christmas for Kids Ride" on 10/08, beginning at 9:00 a.m. They would like various intersections to be secured so they (100+ motorcycles) can travel straight through as they enter/leave the Borough. The Mayor and Police Chief advised that there is no way they would be able to provide adequate personnel at all of those intersections at this late date, and they will notify the coordinator of such.

Mayor Starliper mentioned that he received comments from various residents of Coldspring Estates regarding the need for a sign at Fairview Avenue/Third Street (when Main Street is closed and traffic is routed out Third Street) directing traffic to Route 16. There have been some difficulties with large trucks going down Third Street and attempting to turn onto Price or Phillips Avenue. Council and the staff were asked to review the situation to determine what can be done to alleviate the situation.

Having no further business to discuss, the meeting adjourned at 9:17 p.m. on a Greenawalt/Driscoll motion which passed unanimously.

Respectfully Submitted,

Melinda S. Knott
Administrative Assistant