

DECEMBER 17, 2008
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, Charles McCammon 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
Melissa Dively, Borough Solicitor (Salzmann Hughes, PC)
Mark King, Police Chief
Dave Martin, Fire Chief

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

APPROVE MINUTES: Councilman McCammon made a motion to approve the minutes of the December 3, 2008 regular meeting, as written. Councilman Greenawalt seconded; the motion passed unanimously.

ACCEPT REPORTS: Councilman McCammon 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: Councilman Mumma reported that he will present various motions during the “voting” section of the meeting, as follows –

- Re-appointment of Christopher Snively on the Waynesboro Borough Authority
- Action required on favorable employee evaluations for Donald Kaiser, Denny Benshoff and Terry Rideout

Mr. Mumma also noted that favorable employee evaluations were received for Kevin Grubbs, Leiter Pryor, Mike Pryor, Stacie Noll, Gordon Cruickshanks, Frank Stine and John Baumgardner; however no action was required at this time.

PROPERTY AND PUBLIC SAFETY COMMITTEE: No report.

STREET COMMITTEE: Councilman Martin reported that he will present motions on two (2) items during the “voting” section of the meeting. He also noted that the Street Committee’s next meeting will be held on December 31st at 9:00 a.m.

INTERGOVERNMENTAL COMMITTEE: No report.

DOWNTOWN REVITALIZATION COMMITTEE: No report.

FINANCE COMMITTEE: Councilman Mumma reported that he will discuss the proposed salary schedule for 2009 later in the meeting.

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

“On December 4th, along with Borough Manager Hamberger; Councilmen Greenawalt, McCammon, Mumma and Newcomer; and dignitaries from the federal and state level and Johnson Controls; Cumberland Valley Avenue was formally opened.

On December 8th, I attended the grand re-opening of Autos Unlimited on S. Potomac Street. The new owners are Casey Bloom and Troy Mong.

On December 8th, along with Borough Manager Hamberger and Councilmen Greenawalt, McCammon, Mumma and Martin, I attended the ATH&L Company's Annual Family Dinner.”

SOLICITOR'S REPORT: No report.

PUBLIC COMMENT - ITEMS ON AGENDA:

Amos Miller, 309 W. Sixth Street - With regard to the recently-approved Quincy Township Fire Service Agreement, Mr. Miller questioned if paying “per call” is a conceivable way to go; or should Quincy Township be charged for a designated area instead? President Newcomer noted that Council felt it was not fair for the citizens of Waynesboro to pay for fire protection in Quincy; so a flat fee for stand-by service was negotiated, as well as a per-call fee (depending on the apparatus that responds) for calls in Quincy Township. He added that the fees are based on FEMA rates, and Quincy Township felt they were fair. Borough Council also felt that this was the best decision for the citizens of Waynesboro. A one-year contract was approved as a trial for both municipalities. Councilman Martin added that presently, when the Fire Department responds to an area in Quincy Township which is considered their “first due” area, they are not paid anything for responding.

VOTING ON ITEMS FROM COMMITTEE REPORTS: Councilman Mumma made a motion to re-appoint Christopher Snively to a full term on the Waynesboro Borough Authority; said term to expire on 01/01/2014. Councilman Martin seconded; the motion passed unanimously.

Councilman Mumma made a motion to grant a step increase to Donald Kaiser (to salary level 5C or \$12.76/hour). Councilman Greenawalt seconded; the motion passed unanimously.

Councilman Mumma made a motion to grant a step increase to Denny Benshoff (to salary level 20D or \$31.18/hour). Councilman McCammon seconded; the motion passed unanimously.

Councilman Mumma made a motion to grant a step increase to Terry Rideout (to salary level 6D or \$13.08/hour). Councilman Stains seconded; the motion passed unanimously.

Councilman Mumma noted that the proposed new salary schedule has been incorporated into the 2009 budget, and he made a motion for its approval. Councilman McCammon seconded; the motion passed unanimously. Mr. Hamberger added that the salary roster should be approved as well; and the new salary schedule is to be effective the first full pay period in 2009. Councilman Mumma amended

his motion in accordance with the Borough Manager's recommendations. Councilman McCammon seconded; the amended motion passed unanimously.

Councilman Martin made a motion to approve the establishment of a handicapped parking space at 40 N. Broad Street. Councilman Stains seconded; the motion passed unanimously.

Councilman Martin made a motion to utilize all federal grant monies received from Congressman Bill Shuster strictly for Cumberland Valley (C.V.) Avenue in order to cover the "over-runs"; and further, to authorize the staff to correspond with the proper authorities in order to accomplish this. Councilman McCammon seconded; the motion passed unanimously.

Councilman Martin reported that President Newcomer and Lloyd Hamberger met recently with representatives of Salzman Hughes, PC regarding assisting the Borough in applying for grant money and/or matching funds available for the Cemetery Avenue stormwater project, as well as other projects required within the Borough to upgrade its stormwater management system. He noted that this would cost up to \$40,000 within the next 12 months, but he feels it could be well worth it. As there could be matching funds, grants, and/or interest-free monies, the savings would out-weigh the cost. Councilman Martin then made a motion to proceed, as the first application is due by February 13th. Discussion ensued regarding the final engineering review by the Corp of Engineers and DEP for Cemetery Avenue, and Kevin Grubbs noted he will contact them for an anticipated completion date. Councilman Greenawalt seconded the motion which passed unanimously. President Newcomer added that these funds (\$400,000,000 allotted for state funding toward stormwater management projects) were included in a referendum voted on during the recent presidential election.

UNFINISHED BUSINESS

PUBLIC HEARING RE: PARKING ORDINANCE (JANUARY 21, 2009 AT 7:00 P.M.): Mr. Hamberger noted that a proposed public hearing has been advertised for January 21st at 7:00 p.m., and the ordinance has been forwarded to the Waynesboro and Franklin County Planning Commissions for review and comment. Kevin Grubbs added that both planning commissions have recommended approval.

LIGHTS AT "BECKS CURVE": Mr. Hamberger stated that he spoke with Washington Township Manager Mike Christopher, and the Supervisors have agreed to pay 50% of the costs for a light on Route 16 near the entrance to Renfrew Park.

NEW BUSINESS

ADOPT 2009 BOROUGH BUDGET: Mr. Hamberger noted that Borough Council met several times to discuss the proposed 2009 budget. The tentative budget has been placed on public display in Borough Hall, the Police Department and the Library. The budget includes no tax increase and no increase in water, sewer or refuse rates. He offered the proposed budget for Council's consideration. Councilman McCammon made a motion to adopt the proposed 2009 Borough budget, as presented. Councilman Greenawalt seconded; the motion passed unanimously.

ADOPT TAX ORDINANCE, AND RE-AFFIRM ACT 511 TAXES AND LOCAL SERVICES TAX: Mr. Hamberger explained the two (2) motions required. Councilman Martin made a motion to approve the proposed Tax Ordinance (setting property tax rates at the same rate as last year). Councilman Greenawalt seconded; the motion passed unanimously.

ORDINANCE NO.

AN ORDINANCE OF THE BOROUGH OF WAYNESBORO, COMMONWEALTH OF PENNSYLVANIA, fixing the tax rate for the fiscal year 2009.

Complete copy on file at Borough Hall.

Councilman McCammon made a motion to re-affirm the Act 511 taxes and Local Services Tax rate. Councilman Greenawalt seconded; the motion passed unanimously.

HOLIDAY SCHEDULE: Mr. Hamberger presented a proposed 2009 Holiday Schedule for Council's consideration. He noted that, historically, Columbus Day is used as a "floating" day – for example, if Christmas Day is on a Thursday, it is used for that Friday off. Accordingly, he noted that his staff has requested that Council consider eliminating Columbus Day in 2009; and since Christmas Day is on a Friday, use it for Christmas Eve off. Councilman McCammon made a motion to approve the 2009 Holiday Schedule, as recommended by the Borough Manager. Councilman Martin seconded; the motion passed unanimously.

CHRISTMAS TREE PICK-UP (JANUARY 5-9, 2009): Mr. Hamberger noted that Waste Management has agreed to schedule Christmas tree pick-up for the week of January 5-9, 2009. Council concurred.

PUBLIC IN ATTENDANCE - NON-AGENDA ITEMS:

Frank Bittner, 842 Anthony Avenue - Mr. Bittner mentioned a recent editorial in the newspaper regarding ethics and "doing the right thing". He stated that sometime ago, Council was requested to assist with donating money to pay for soldiers requiring transportation from (and back to) Fort Dix for the holidays. The request was denied, but one councillor noted that he would personally contribute \$100.00 to the cause. Mr. Bittner stated that he felt this action was unethical and put the other members of Council at risk. Mr. Bittner also discussed the latest consideration by the Borough to allow dogs in the newly-constructed Rotary Park. He noted that Mr. Hamberger was quoted as saying that the park was "not being used enough", and questioned how allowing dogs there will be a benefit.

**(Councilman Martin commented on Frank Bittner's remarks during the December 17th meeting. He clarified that the request regarding a monetary donation for the soldiers' transportation from (and back to) Fort Dix for the holidays was not denied. In actuality, the matter was discussed and no formal action was taken. Mr. Martin requested that that clarification be reflected in those minutes. Councilman McCammon amended his motion for approval of the minutes with the aforementioned clarification. Councilman Greenawalt seconded; and the amended motion passed unanimously.)*

Monty Westmeyer, 9 State Hill Road - Mr. Westmeyer read a statement from the Obama/Biden Transition Team regarding their efforts with regard to health care reform. To that end, they are encouraging health care community discussions to gain perspective on issues the public feels are important and ideas for change. The forums are to be held prior to December 31st, and feedback from the sessions will be provided to the Transition Team. Mr. Westmyer proposed serving as moderator to lead such a discussion in Waynesboro. If Council is receptive, he recommended it be held on Tuesday, December 30th, at 11:00 a.m., in a Borough conference room. President Newcomer suggested that Mr. Westmeyer talk with him following the meeting. Council agreed to hold the public forum on the recommended date in Council's Chambers.

Allen Porter, 932 Sunset Avenue - Mr. Porter noted that he lives in the vicinity of the new and beautiful Rotary Park. The neighborhood formerly was populated primarily by elderly residents, but that has been changing as younger families have been moving in. He stated that rules for the parks were put in place for specific reasons, and it is his experience that it is not nice for small children to play in areas where dogs have urinated, etc. He strongly discouraged Council from allowing dogs to use the park. Mr. Hamberger advised that the Recreation Board will hold a special meeting on Tuesday, December 30th, at 7:30 p.m., to discuss regulations regarding dogs, bikes, etc. He added that a meeting was

held at the Rotary Park in August, during which time 50-60 people from the area attended. They requested that the rules and regulations be changed to allow dogs, rollerblades and bikes in the park. The Recreation Board is responding to these requests from individuals who currently utilize the park. Mr. Hamberger urged residents to attend the meeting and voice their opinion on the matter, as the regulations will be finalized during that meeting for presentation to Borough Council.

FOR INFORMATION ONLY

UPDATE ON QUINCY TOWNSHIP FIRE AGREEMENT: Mr. Hamberger noted that the agreement has been executed and returned by Quincy Township.

PAY BILLS: Councilman Mumma noted that Check Nos. 47420 and 47439 are to be voided; and he made a motion to approve the payment of Check Nos. 47421 to 47438 and 47440 to 47542. Councilman Martin seconded; the motion passed unanimously.

COUNCIL AND STAFF COMMENTS: Mr. Hamberger noted that the administrative offices of the Borough will be closing at either 2:00 or 3:00 p.m. on Christmas Eve.

In addition to the many wishes for happy and healthy holidays from several councilmen, Councilman Martin thanked Borough Council, the Mayor and staff for making his first year on Council a memorable one. He is proud of what they have accomplished, and the fact that there will be no tax increase in these difficult economic times. He is also proud of the newly-reconstructed C.V. Avenue, which finishes what former Councilmen Allen Porter and Richard George began; and he is looking forward to the new year and its forthcoming challenges. Mr. Martin added that the Borough is in a good state of financial condition for the upcoming year.

Code Enforcement Officer Dan Sheffler reminded residents of the ordinance requiring that sidewalks be cleared of ice and snow within 24 hours of its cessation.

Fire Chief Dave Martin reported that the estimated cost of upgrading the Fire Department's radio system with Franklin County is \$222,000, of which they have acquired a grant of \$133,000. Mr. Martin also noted that he has concerns, from an operational standpoint, about the Quincy Township Fire Service Agreement.

Councilman Greenawalt commented that he is very happy the Rotary parking lot turned out so well, as it is a big improvement. He proposed that Borough Council consider holding a workshop once a month in the upcoming year.

Councilman Mumma invited the public to continue attending and participating in upcoming meetings.

Mayor Starliper reminded residents to clean ice and snow off their sidewalks in a timely manner. He added that the Borough's snow emergency plan will go into effect after 4 or more inches of snow, and notices will be sent to various radio and TV stations regarding the snow removal plans. In addition, with the approaching holidays, the Mayor noted that Pennsylvania ranks 33rd out of the 50 states with regard to drunk driving offenses. The state continues to lose lives because of their drunk driving laws, and he urged citizens to contact their state representatives to request that the laws be "toughened-up" in Pennsylvania. Mayor Starliper also announced that Sgt. Michael Bock recently underwent open-heart surgery – he is now home and doing well.

Police Chief Mark King reported that the Police Department has accomplished their goal of \$12,000 for a new K-9 unit, through generous donations from various individuals and local business owners. He noted that the K-9 is a wonderful asset and resource to the community. He thanked everyone who donated toward this cause, as every dollar counted.

President Newcomer stated that the public's comments and involvement help Council to make better informed decisions for the Borough. He thanked residents for participating during the past year, and welcomed them to continue to attend Council meetings and voice their opinions in the upcoming year.

Having no further business to discuss, the meeting adjourned at 8:27 p.m. on a McCammon/Greenawalt motion which passed unanimously.

Respectfully Submitted,

Melinda S. Knott
Administrative Assistant