

MAY 7, 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, Ronald Martin and Charles McCammon

Mayor Richard Starliper

Borough Staff – Lloyd R. Hamberger, II, Borough Manager
S. Leiter Pryor, Director of Borough Utilities
Kevin Grubbs, Head of Engineering Services
Melissa Dively, Borough Solicitor (Salzmann Hughes, PC)
Mark King, Police Chief
Denny Benschhoff, Maintenance Superintendent

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

APPROVE MINUTES: Councilman Martin made a motion to approve the minutes of the April 16, 2008 meeting, as written. Councilman McCammon seconded; the motion passed unanimously.

COMMITTEE REPORTS

PERSONNEL COMMITTEE: Councilman Mumma noted that he will present a list of additional part-time employees to be hired for various departments during the “voting” section of the meeting. Favorable performance reviews were received for Terry Barkdoll, Scott Crum and Leiter Pryor, however no action was required. In addition, a favorable review was received for Gary Zentmyer, and he will make a motion for approval of a step increase later in the meeting.

PROPERTY AND PUBLIC SAFETY COMMITTEE: No report.

STREET COMMITTEE: Councilman Martin reported that he will present two (2) items for Council's vote.

INTERGOVERNMENTAL COMMITTEE: No report.

DOWNTOWN REVITALIZATION COMMITTEE: President Newcomer noted that finalization of the Downtown Study is anticipated in May or June. Several Council and Planning Commission members attended the Franklin County Municipal Summit, and he reported on some highlights of the meeting. Mr. Newcomer advised Council members to review the map they received regarding the proposal for electronic signs; and he suggested that they (as well as the public) attend upcoming Planning Commission meetings to voice their opinions and/or concerns.

Mr. Hamberger added that a special Planning Commission meeting will be held on May 19th to discuss a list of recommendations to be included in the proposed Joint Comprehensive Plan. In addition, Mr. Hamberger noted that Ed LeClear, a representative from DCED, mentioned grant monies available for three (3) intersections that may not be eligible for upgrades to LED lights through the

ECONS Program. He will contact PENNDOT regarding the matter to determine if they are included; and if not, he will proceed with the appropriate request for funding.

FINANCE COMMITTEE: No report.

MAYOR'S REPORT: Mayor Starliper noted that Mark King officially took over duties as Police Chief on Friday, May 2nd, but he administered the Oath of Office to him again for Council and the public to witness.

The Mayor's Report was as follows –

“On April 19th, I attended the annual Ambulance Squad's dinner. Once again, they deserve our thanks.

On April 21st, along with Councilmen Newcomer and Mumma, I attended the annual dinner meeting of Main Street Waynesboro, Inc.

On April 26th, I had the honor of welcoming the ladies of the Pennsylvania Y Gradel Sorority Conclave to Waynesboro.

Along with Councilmen Mumma and Martin and Borough Manager Hamberger, I attended the Tri-County meeting at Marysville on April 29th.”

Mr. Starliper also noted that he received correspondence from DCED regarding approval of a \$70,000 grant for the Main Street Program.

SOLICITOR'S REPORT: No report.

PUBLIC COMMENT - ITEMS ON AGENDA: None.

VOTING ON ITEMS FROM COMMITTEE REPORTS: Councilman Mumma made a motion to grant a step increase for Gary Zentmyer to salary level 11E. Councilman Greenawalt seconded; the motion passed unanimously.

Councilman Mumma made a motion to hire the following individuals:

- Scott Crum, Jr. (Summer Maintenance - Maintenance Department)
- Brenten Knott (Summer Maintenance - Maintenance Department)
- Nathan Kauffman (Summer Maintenance - Golf Course)
- Jason Sariano (Summer Maintenance - Golf Course)
- Larry Kennedy (Pro Shop Attendant - Golf Course)
- Elizabeth Farmer (Lifeguard - Northside Pool)
- Kaitlin McNeely (Lifeguard - Northside Pool)
- Matthew Brinkman (Cashier - Northside Pool)
- Brianna Rowe (Cashier - Northside Pool)
- Cody Wantz (Cashier - Northside Pool)

Councilman Greenawalt seconded; the motion passed unanimously.

Councilman Martin made a motion to modify the “No parking” sign in front of 16 N. Potomac Street to read “No parking, no standing, no stopping”. Councilman Mumma seconded; the motion passed

unanimously.

Councilman Martin reported that the curb had been painted on either side of the driveway entrance on Second Street at the Watson Stoner property, which fronts on Myrtle Avenue. It has been requested by the family that “No parking” signs be erected, and Councilman Martin made a motion accordingly. Councilman McCammon seconded. Mayor Starliper questioned why the curbs had been painted without Council’s approval. Councilman Martin noted that this was done because of Nancy Funk’s accident and the resultant letters received threatening lawsuits. He didn’t feel it was appropriate to sit by idly, waiting for a Council meeting, when it “could be handled with a half gallon of paint”. Councilman Mumma noted that the Street Committee is hopeful that the parking situation will be resolved when the school’s remodeling is completed – a lot of parking will be alleviated on Myrtle Avenue and Second Street once a signed agreement is in place for the extension of Third Street. He agreed that the signs are a nuisance, but the school “didn’t plan very well for student parking”. President Newcomer noted that they were requested to do so several times. He suggested that these signs be erected on a temporary basis, but that the School District be contacted regarding the matter. A vote was called, and the motion passed unanimously.

Councilman Martin then requested Council’s permission to meet with School District representatives to see what their plan is for September. After discussion, it was suggested that Mr. Martin and another member of Council meet to discuss the matter further. Councilman McCammon made a motion to authorize this action. Councilman Mumma seconded; the motion passed unanimously.

UNFINISHED BUSINESS

UPDATE ON STORMWATER STUDY: Kevin Grubbs reviewed an update provided by the consultant dated May 5, 2008. He explained that he was not originally in favor of gabions due to the situation they are currently in, but has changed his mind after viewing the bridge project at Five Forks. (It was noted that the Corp of Engineers is in favor of the gabions also.) He described the new design utilized, including stronger baskets and three (3) different sizes of stone; and noted that the new design will save approximately \$250,000. As the permit classifies the outfall area as a stream, it must be kept as natural as possible. Mr. Grubbs noted that he will provide information at Council’s next meeting regarding any potential encroachment onto the neighboring properties. He also stated that it may take as long as 6-12 months to obtain the proper permits – and work on the bridges cannot begin until the permits are received. Councilman Martin suggested that a history of the situation (and how it has affected the residents) be submitted with the permit application to hopefully move it along faster. Discussion ensued regarding installation of the gabions. Mr. Grubbs noted that they will be installed in accordance with requirements of DEP and the Corp of Engineers, who will have an inspector on-site (as well as the Borough’s). Width of the channel was also discussed, and Mr. Grubbs noted that he will provide each property owner with a copy of the certified survey for review.

PROPOSED OUTDOOR FURNACE ORDINANCE: Kevin Grubbs provided Council members with copies of the proposed Outdoor Furnace Ordinance which the Waynesboro Planning Commission has reviewed. It has been forwarded to the Franklin County Planning Commission, who offered no comment at this time. Mr. Grubbs instructed members of Council to provide him with any proposed revisions to the ordinance. He added that he is recommending advertising the proposed ordinance on May 13th for consideration at Council’s May 21st meeting. Any proposed changes to the ordinance will need to be sent again to the Franklin County Planning Commission. Discussion followed regarding language to determine an appropriate “heating season” or if specific temperatures should be stated. Mr. Hamberger advised that the ordinance includes the same dates as are used in the “Heating Ordinance” ... that being, October 1st through May 1st. The Solicitor was asked to look at variations of language to be utilized.

PATROLMEN VACANCIES: Mayor Starliper asked for Council's approval to hire a minimum of three (3) new police officers, plus three (3) part-time officers, following the current civil service examination. He noted that there is a time constraint for making reservations at the Academy for classes which begin in July. Mr. Hamberger reported that 20 applicants took the written examination recently, and results are expected within 1-1½ weeks. Councilman Martin made a motion to authorize the Police Chief to make reservations at the Police Academy for three (3) new officers. Councilman Mumma seconded. Councilman McCammon opened discussion on the need for 20 police officers in Waynesboro. President Newcomer stated that 20 officers were agreed upon and budgeted for, but Councilman McCammon commented that it is very costly. He also noted that Washington Township is a larger area and only employs 17 officers. Police Chief Mark King noted it is his personal belief that 20 officers are needed. He added that statistics show that rural areas don't have as much crime as more compact areas. The Borough has a huge drug problem, for which a full-time detective has been assigned; and there is currently enough work that there could be several more officers assigned strictly to drug investigation. Councilman Stains commented that you can't put a price on public safety, and it was suggested that this matter be discussed further during budget deliberations for next year. A vote was then called, and the motion passed 5-1 (Councilman McCammon opposed).

Mr. Hamberger added that additional documentation required for the School Resource Officer grant has been submitted, and it is his understanding that the grant has been approved.

CORPORAL VACANCY: President Newcomer noted that the Police Chief has requested that this matter be delayed until after a six-month trial period for shift changes that are being made. Mr. Hamberger stated that Tom Finucane is currently working on a proposed agreement for these changes.

NEW BUSINESS

WAYNESBORO APARTMENTS LIMITED PARTNERSHIP TAX APPEAL: Mr. Hamberger presented information regarding a tax appeal for Waynesboro Apartments Limited Partnership. He has discussed the matter with the School District, and they agree that there is "no use in fighting it". Councilman McCammon made a motion to approve the tax appeal for Waynesboro Apartments Limited Partnership, as presented. Councilman Greenawalt seconded; the motion passed unanimously.

SPECIAL FIRE POLICE MUTUAL AID AGREEMENT (BOROUGH OF MERCERSBURG): Mr. Hamberger provided a proposed Mutual Aid Agreement between the Boroughs of Waynesboro and Mercersburg. Mayor Starliper and Solicitor Dively have reviewed the proposed agreement and noted no problems. Councilman McCammon made a motion to approve the agreement, as presented. Councilman Stains seconded; the motion passed unanimously.

QUINCY TOWNSHIP - FIRE PROTECTION NEGOTIATIONS: President Newcomer asked if Quincy Township has responded yet to Council's request to begin negotiations on this matter. Mr. Hamberger noted they have not, but he will send them a letter regarding the matter.

REQUEST TO PLACE PINK RIBBONS ALONG MAIN STREET (BREAST CANCER AWARENESS - CUMBERLAND VALLEY): Mr. Hamberger read a request from the Breast Cancer Awareness - Cumberland Valley to place pink ribbons on the parking meters, utility poles and trees along Main Street from October 6th to October 18th. Council stressed that the ribbons must be maintained properly and removed after the specified time period. Councilman McCammon made a motion to approve the request. Councilman Stains seconded; the motion passed unanimously.

REQUESTS FOR SUMMER JUBILEE: Mr. Hamberger noted that plans are underway for the event, but specific details have not yet been received. Councilman Martin made a motion to approve the

event, with activities to be coordinated at a later date. Councilman Stains seconded; the motion passed unanimously.

APPLICATION FOR PARADE PERMIT (MEMORIAL DAY PARADE): Councilman McCammon made a motion to approve the Application for Parade Permit for the Memorial Day Parade. Councilman Greenawalt seconded; the motion passed unanimously.

LIBRARY FENCE: This matter was referred to the Property Committee for review.

RESOLUTION 2008-13 (EQUIPMENT RENTAL FEES): Lloyd Hamberger noted that, pursuant to Councilman Martin's recommendation at the last meeting, he and Denny Benshoff reviewed the current equipment rental fees. He added that they will continue to monitor the price of gasoline and make any necessary adjustments at a later date. Councilman McCammon made a motion to approve proposed Resolution 2008-13, as presented. Councilman Greenawalt seconded. It was clarified that these fees include equipment only, and labor costs are billed at the hourly rate plus 40%. In addition, no equipment may be rented by individuals without operators. A vote was then called, and the motion passed unanimously.

RESOLUTION 2008-13

WHEREAS, the Borough of Waynesboro, from time to time, finds it is necessary to adopt new fees for Borough services, and

WHEREAS, many of the enabling Ordinances permit adoption of fees by Resolution,

NOW, THEREFORE BE IT RESOLVED, that the following equipment rental fees are hereby established or modified:

Complete copy on file at Borough Hall.

PUBLIC IN ATTENDANCE - NON-AGENDA ITEMS: Tony Vigil, Neverland Games, was present. He recently opened a game store on Main Street. He noted that attendance has "started to pick up", and many families who visit are appreciative of the type of store they offer. Mr. Vigil invited Council members to his Grand-Opening event on May 10th, which will coincide with Main Street Inc.'s BakeSale/Flower Sale. They will have a BBQ with hot dogs, a popcorn cart, cookies and lemonade.

President Newcomer introduced Bruce Dreisbach, Main Street Waynesboro's newly-hired Downtown Manager. He provided a brief biography and added that he is looking forward to serving the community.

FOR INFORMATION ONLY

REQUEST TO USE MEMORIAL PARK: Mr. Hamberger noted that he has received a request to use Memorial Park for an event, but would like to present the matter to the Memorial Park Board at their upcoming meeting next week. He will obtain their opinion and report back to Council.

SUMMER MEETING SCHEDULE: Mr. Hamberger noted that, for the last several years, Council has gone to a summer schedule of one (1) Council meeting per month during for June, July and August. Councilman McCammon made a motion to proceed with the same summer schedule as last year. Councilman Stains seconded. Discussion followed regarding the need for two (2) meetings per month; and President Newcomer stated that a special meeting can be called if there is an issue which must be discussed urgently. Clarification was made that Council meetings will be held on the third

Wednesday of the month in June, July and August; and special meetings will be scheduled at the call of the President. The motion passed unanimously.

COUNCIL WORKSHOP: Councilman Martin requested that Council hold a workshop prior to their next meeting at 6:30 p.m. for the purpose of hearing a presentation from Bonnie Zehler and Pat Grove (Franklin County Housing Authority) regarding grants for housing and re-development projects. The meeting will be open to the public.

PAY BILLS: Councilman Mumma noted that Check Nos. 46286 and 46231 were voided; and he made a motion to approve the payment of Check Nos. 46232 to 46285 and 46287 to 46323. Councilman McCammon seconded; the motion passed unanimously.

COUNCIL AND STAFF COMMENTS: Kevin Grubbs noted that Council members received a drawing for a request for rezoning. The matter will most likely come up for review during the next meeting.

Denny Benshoff reported that the crosswalks on Grant Street have been completed, and the new one is being placed on E. Main Street. Councilman Stains thanked the Engineering and Maintenance Departments for their efforts in this regard, noting that the crosswalks on Grant Street will be greatly appreciated in the neighborhood.

Mayor Starliper reminded Council of the May 23rd meeting with LTAP at 8:30 a.m.

Mayor Starliper noted that a “No U-Turn” sign has been installed at Park and Ninth Streets, but was not approved by Council. He added that the Police Department cannot enforce it until it has been approved. Councilman Martin made a motion to install a “No U-Turn” sign at the intersection of Park and Ninth Streets, in the interest of public safety. Councilman McCammon seconded. Discussion followed regarding the need for this sign, and President Newcomer stressed the need for items to be brought to Council for a vote. Councilman Martin claimed responsibility for having the sign installed, but stated that if he is “in charge of a committee and has no power to do something, why bother?” Mr. Newcomer commented that that is the proper procedure, and Councilman Martin suggested that the procedure should be changed. A vote was called and the motion passed unanimously.

President Newcomer noted that the Pennsylvania State Association of Boroughs has a Junior Councilman Program, which he would like to see to fruition in Waynesboro during the next school year. He requested that the press publicize Council’s desire to have a student representative sit in on various committees, etc. and become involved. It was noted that the individual must be a resident of the Borough to qualify.

Having no further business to discuss, the meeting adjourned at 8:38 p.m. on a McCammon/Greenawalt motion which passed unanimously.

Respectfully Submitted,

Melinda S. Knott
Administrative Assistant