

SEPTEMBER 5, 2007
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 – Allen Porter, Jason Stains, Richard George, Craig Newcomer, Charles McCammon and Allen Berry

Mayor Richard Starliper

Borough Staff – Lloyd R. Hamberger, II, Borough Manager
Denny Benschoff, Maintenance Superintendent
Dan Sheffler, Zoning-Code Enforcement Officer
Kevin Grubbs, Head of Engineering Services
Melissa Dively, Borough Solicitor (Salzmann Hughes, PC)
Ron Flegel, 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 August 15, 2007 public hearing and regular meeting, as written. Councilman Stains seconded; the motion passed unanimously.

COMMITTEE REPORTS

PERSONNEL COMMITTEE: Councilman Berry noted that he received a favorable performance evaluation for Ray Wagaman, however no action was required. He also received a favorable evaluation for Robert Biesecker – he will make a motion regarding action on that evaluation later in the meeting.

PROPERTY AND PUBLIC SAFETY COMMITTEE: No report.

STREET COMMITTEE: Councilman Porter provided Council with a list of alleys recommended for paving this fall. These will be discussed later in the meeting. He also noted that this month's Street Committee meeting was postponed until September 10th, due to the Labor Day holiday.

INTERGOVERNMENTAL COMMITTEE: No report.

DOWNTOWN REVITALIZATION AND FINANCE COMMITTEE: Council President Newcomer reported that the Downtown Revitalization and Finance Committee is currently exploring alternate funding for the Rotary parking lot – he will keep Council apprised of any progress.

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

“On August 16th, I attended a Legislative Breakfast hosted by Representative Rock. The purpose was the presentation of the Co-Stars Program administered by the Commonwealth of Pennsylvania, Department of General Services, which handles cooperative purchasing programs. Both the Borough and Township have participated

individually and together. There are a lot of other businesses that can make use of such a program, and Representative Rock is looking into having them attend a local meeting.

On the 20th of August, I attended the ribbon-cutting of the new branch of Susquehanna Bank at the Rouzerville Commons.”

SOLICITOR’S REPORT: No report.

PUBLIC COMMENT - ITEMS ON AGENDA: None.

VOTING ON ITEMS FROM COMMITTEE REPORTS: Councilman Berry made a motion to remove Robert Biesecker from probationary status, and to place him on permanent status as a Fire Apparatus Driver. Councilman McCammon seconded; the motion passed unanimously.

Councilman Porter made a motion to approve the following list of alleys to be paved, as far on the list as the appropriated funding will go. Councilman Berry seconded.

1. Alley beside 220 W. Sixth Street (runs north to Green Street)
2. Alley beside 141 E. Second Street (runs north)
3. Alley beside 38 Clayton Avenue (runs west to Hollinger Avenue)
4. Alley beside West Brothers (from Gay Street to E. Main Street)
5. Alley beside 519 Maple Street (from Maple Street to W. Eighth Street)
6. Alley beside 32 N. Grant Street (runs west)
7. Alley beside Hoover House (to W. North Street)
8. Alley north of Main Street (from Sunnyside Avenue to N. East Avenue)

Councilman McCammon discussed the need for the alley behind the Eagles Club to be included. Denny Benshoff commented that that alley will require work before it can be paved, and he suggested putting it on the 2008 list. Mr. McCammon noted that it should be placed at the top of the list for next year. Mr. Benshoff was instructed to prepare a cost estimate for discussion during budget deliberations. A vote was then called, and the motion passed unanimously.

UNFINISHED BUSINESS

SALE OF PROPERTY ALONG RIDGE AVENUE: Mr. Hamberger noted that this item will be deferred until Council’s next meeting.

FACADE PROGRAM UPDATE: Mr. Hamberger noted that the Design Review Committee has approved two (2) applications for the Facade Improvement Program, and these applications are currently being reviewed by the state. He recommended that the applications be approved by Council, subject to final approval by the state.

Councilman McCammon made a motion to approve the Facade Improvement Program application for 32-34 W. Main Street (Sussman), subject to state approval. Councilman Porter seconded; the motion passed unanimously.

Councilman Stains made a motion to approve the Facade Improvement Program application for 76-78 W. Main Street (Edgemont Investments - Sussman and Sandy), subject to state approval. Councilman McCammon seconded; the motion passed unanimously.

NEW BUSINESS

“WALK FOR THE ANIMALS” FUNDRAISER (ANTIETAM HUMANE SOCIETY, INC.): Mr. Hamberger presented a request from the Antietam Humane Society for their annual “Walk for the Animals” fundraiser on October 7th. The Police Chief and Fire Chief noted no problems with the event. Councilman Stains made a motion to approve the request, as presented. Councilman Berry seconded. Mayor Starliper questioned if the Fire Police have been notified, and Fire Chief Flegel responded that their Captain is aware. The motion then passed unanimously.

BID RESULTS (BOROUGH HALL ROOF AND CLOCK TOWER REPAIRS): Council President Newcomer noted that Council is requesting legal counsel regarding the roof bids, and therefore recommended deferring the matter until their next meeting.

Mr. Hamberger reported that two (2) bids were received for repairs to the clock tower, the lower of which was from E. E. Mills of Chambersburg, PA. Councilman McCammon made a motion to award the bid for clock tower repairs to E. E. Mills accordingly. Councilman Stains seconded; the motion passed unanimously.

2008 MINIMUM MUNICIPAL PENSION OBLIGATION: Mr. Hamberger presented Council members with the proposed Minimum Municipal Pension Obligation, an annual requirement of Act 205. Councilman George made a motion to acknowledge receipt of this information. Councilman Stains seconded; the motion passed unanimously.

REIMBURSEMENT AGREEMENT FOR C.V. AVENUE: Mr. Hamberger noted that a grant in the amount of \$400,000 (\$200,000 each) has been received from state and federal funds for the reconstruction of Second Street and C.V. Avenue. The Borough is responsible for the remainder of the costs; and it is estimated that a sufficient amount is available in the Street Development Fund. A proposed Reimbursement Agreement and Resolution No. 2007-14 were presented for Council’s consideration. Councilman George made a motion to approve Resolution No. 2007-14 and authorize execution of the Reimbursement Agreement, as presented. Councilman Berry seconded; the motion passed unanimously.

RESOLUTION NO. 2007-14

BOROUGH OF WAYNESBORO
RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT
WITH THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION
FOR ACCEPTANCE OF SAFETEA-LU FUNDS

Complete copy on file at Borough Hall.

PUBLIC IN ATTENDANCE - NON-AGENDA ITEMS:

Pearl Walker, 205 N. Potomac Street – Ms. Walker stated that tractor-trailers travel regularly on N. Potomac Street, making it very noisy and difficult to maneuver (due to cars being parked on both sides of the street). She requested that Council consider the installation of signs indicating “For Local Delivery Only”. Councilman Stains agreed with her observations, noting that he has received numerous calls from other residents of the area asking for the same. Council President Newcomer referred the matter to the Street Committee for review and recommendation.

RESOLUTION NO. 2007-13 RE: BANNERS: Mr. Hamberger noted that the events for Market Day discussed at the last Council meeting were previously approved earlier this year. A resolution is required, however, authorizing installation of the banners across Main Street. Councilman McCammon made a motion to approve Resolution No. 2007-13, as presented. Councilman Berry seconded; the motion passed unanimously.

RESOLUTION NO. 2007-13

RESOLUTION OF THE COUNCIL OF THE BOROUGH OF WAYNESBORO
AUTHORIZING THE INSTALLATION OF TWO (2) DOUBLE-SIDED BANNERS
ACROSS MAIN STREET (S.R. 16)

Complete copy on file at Borough Hall.

REDUCTION IN BOND - BRIMINGTON DEVELOPMENT: Kevin Grubbs noted that the Borough is currently holding two (2) bonds for the Brimington Development (former Hollengreen property), and the developer is requesting a reduction of \$60,000 in the amount of the performance bonds, which are due to expire on 09/15/07. (Mr. Grubbs explained that this is standard procedure when the utility installation phase has been completed.) A renewal (to 2009) will be presented upon approval of this reduction. Councilman McCammon made a motion to approve the bond reduction for Brimington Development, as requested. Councilman George seconded; the motion passed unanimously.

FOR INFORMATION ONLY

CENTRAL TRI-COUNTY BOROUGH ASSOCIATION MEETING (SEPTEMBER 25, 2007): Council members were invited to attend the Central Tri-County Boroughs Association meeting to be held on September 25th in New Cumberland. RSVP's are requested by September 15th.

ASSET BUILDING LUNCHEON 2007 (WAYNESBORO AREA COMMUNITIES THAT CARE & WAYNESBORO VISION 2015): Council members were also invited to attend the Asset Building Luncheon 2007 sponsored by Waynesboro Area Communities That Care and Waynesboro Vision 2015 on October 11th at the Waynesboro Country Club. RSVP's are requested by October 5th.

PENNSYLVANIA STATE ASSOCIATION OF BOROUGH FALL LEADERSHIP CONFERENCE (OCTOBER 19-21, 2007): Mr. Hamberger noted that the PSAB Fall Leadership Conference is scheduled for October 19-21, 2007. Anyone interested in attending was asked to contact Melinda Knott.

RECEPTION/RIBBON CUTTING CEREMONY (SHEETZ): An invitation to attend Sheetz's reception and ribbon cutting ceremony on September 13th at 3:00 p.m. was also distributed to Council members. RSVP's should be indicated to Melinda Knott by September 10th.

CUPOLA DEDICATION: Information was provided to Council members regarding the Waynesboro Area Amphitheater's Cupola Dedication ceremony on September 30th at 3:00 p.m.

TENTATIVE AGENDA FOR JOINT COMMITTEE MEETING: Mr. Hamberger presented Council members with a tentative agenda for the upcoming Joint Committee meeting to be held on September 12th at 7:00 p.m. Jon Fleagle (Chairman of the Waynesboro Borough Authority and the Waynesboro Planning Commission) would like to discuss several issues with the Property Committee; and Clint Barkdoll (representing the Burns Hill Cemetery Association) will be present to discuss the future of the cemetery with Council. Additional items for the agenda should be forwarded to Mr. Hamberger as soon as possible.

REQUEST FOR STREET SIGN AND LIGHTS: Councilman George noted that James Zaiger requested the installation of a street sign and lights for Phase 7 of Cold Spring Estates. It was noted that the developer pays for these items. Councilman Porter made a motion to authorize installation of

the requested street signs and lights. Councilman McCammon seconded; the motion passed unanimously.

PAY BILLS: Councilman Stains made a motion to approve the payment of Voucher Lists VL-07-24 and 25. Councilman Berry seconded; the motion passed unanimously.

COUNCIL AND STAFF COMMENTS: Mr. Hamberger noted that Solicitor Dively would like to meet with Council members in executive session after this meeting.

Councilman Stains reported that the “Welcome to Waynesboro” sign erected on Route 997 looks very nice. Landscaping around the sign was mentioned previously, and he encouraged that to take place. He added hopes that several other landowners will be interested in placing signs at their locations for this purpose.

Councilman Stains provided Council members with information he obtained from Derry Township regarding lighted crosswalks, which were discussed some time ago. He explained the installation process, which takes approximately 1-1 ½ days. Mr. Stains feels this would be a worthwhile project if funding could be found. He added that it may be helpful to contact the company that manufactures these lights and request a presentation.

Mayor Starliper informed Council that an application was received from a certified individual to join the Police Department. He and Chief Shultz are reviewing the matter.

Mayor Starliper suggested that portions of the Rotary parking lot could be blocked off from time to time in order for the street sweeper to clean it up. He feels this would be helpful in getting the cars that are parked there (long-term) moved or towed away. It was suggested that the Street Committee review this matter.

Mayor Starliper also noted that patrons of the Eagles Club exiting the rear door are still entering the alleyway without looking for approaching vehicles (just as they do at many crosswalks in town).

Dan Sheffler mentioned an article he read recently in *The Patriot Newspaper* regarding outdoor wood burners. He and Solicitor Dively will look into the matter to see if the Borough can impose similar regulations. Mike Cermak (Accredited Services) offered his assistance.

Council President Newcomer thanked Councilman Stains for his comments regarding the “Welcome to Waynesboro” sign. He added that the staff has been in contact with PENNDOT officials regarding crosswalk situations and funding is being pursued. They are looking into the possibility of moving the crosswalk across Main Street to the Mulberry Avenue walkway, and placing the pattern across Main Street to make the crosswalk more visible. Council will be kept apprised of any progress on this matter.

Mr. Newcomer also mentioned comments heard from time to time regarding the Police Department “not doing a good job” because of the amount of crime in Waynesboro. He reminded the public that the criminals are doing the wrong things, not the Police Department. His wife is participating in “ride-alongs” with Waynesboro police officers as part of her criminal justice schooling, and he feels that the police force should be commended for their efforts.

Mayor Starliper questioned the status of obtaining pedestrian crosswalk pedestal signs for use on Main Street. Mr. Hamberger noted that he has contacted PENNDOT again, and they continue to be “on order”. Mayor Starliper suggested contacting other municipalities (such as Greencastle or Emmitsburg) where they are being used to see if they have any that we could borrow until ours arrive.

Council adjourned to executive session at 8:20 p.m. for the purpose of obtaining a legal opinion from the Solicitor. They reconvened to regular session at 8:30 p.m. and adjourned the meeting.

Respectfully Submitted,

Melinda S. Knott
Administrative Assistant