

DECEMBER 6, 2006
WAYNESBORO, PA 17268
REGULAR MEETING

Council President Richard George 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, Craig Newcomer, Richard George, Charles McCammon and Allen Berry

Mayor Richard Starliper

Borough Staff – Lloyd R. Hamberger, II, Borough Manager
Dan Sheffler, Zoning-Code Enforcement Officer
Kevin Grubbs, Head of Engineering Services
Melissa Dively, Borough Solicitor (Salzmann Hughes, PC)

Mr. George welcomed the public in attendance.

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

APPROVE MINUTES: Councilman Stains made a motion to approve the minutes of the November 15, 2006 public hearing and regular meeting, as written. Councilman McCammon seconded; the motion passed unanimously.

COMMITTEE REPORTS

PERSONNEL COMMITTEE: Councilman Berry noted that he will present motions on the following personnel matters – four performance evaluations (two of which require action), one resignation, and hiring a police officer.

PROPERTY AND PUBLIC SAFETY COMMITTEE: No report.

STREET COMMITTEE: Councilman Porter reported that the Street Committee met on December 4th and discussed the following issues –

- Controlling traffic on W. Third Street at Fairview Avenue School – will present a motion later in the meeting
- Crosswalk sign on W. Fifth Street at Machine Company
- Night parking at Northside Pool – have report from Police Department that parking there is “insignificant”
- Kirk Johnson, Waynesboro Hospital, requested the removal of two parking spaces along the north side of E. Main Street (just west of S. Enterprise Avenue) to provide for better visibility of the crosswalk
- “No parking” request on Madison Avenue (just west of S. Potomac Street) to facilitate traffic flow from Red Roof Storage – need to investigate further with tenants in the neighborhood
- Parking on W. Third Street (east of Philadelphia Avenue) – no action at this time
- Request for centerline on Snider Avenue – need additional information from Engineering Department prior to any action

- Need for stop sign at Old Mill Road and State Road – will present a motion later in the meeting
- Truck traffic on Snider Avenue – will present a motion later in the meeting.

As the next Street Committee meeting was scheduled to be held on the first Monday of January (New Years Day, January 1st), the meeting will be delayed one week and is rescheduled for January 8th at 9:30 a.m.

INTERGOVERNMENTAL COMMITTEE: Councilman Stains stated that notices will be mailed to Comcast customers regarding their change in prices for certain cable service tiers, effective January 1, 2007.

DOWNTOWN REVITALIZATION AND FINANCE COMMITTEE: No report. Council members were reminded of the upcoming Joint Committee meeting to be held on December 13th at 7:00 p.m.

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

“On November 17th, I attended the groundbreaking ceremony for the new office of Susquehanna Bank at the Rouzerville Commons.

On the 18th of November, I represented the Borough in the Christmas parade.

The 20th of November, I attended the annual meeting of the Franklin County Red Cross Chapter and, along with two other individuals, accepted their nomination to be on the Board of Directors.

On the 30th of November, along with Councilman Porter and Manager Hamberger, we attended the ribbon-cutting for the newest branch of the First National Bank of Greencastle at Rouzerville.

Tonight, along with members of Council, I attended the Mechanics Fire Company Annual Christmas Dinner.”

SOLICITOR'S REPORT: No report.

PUBLIC COMMENT - ITEMS ON AGENDA: None.

VOTING ON ITEMS FROM COMMITTEE REPORTS: Councilman Berry made a motion to hire Michael Broas as a Patrolman-Grade 2, to fill the remaining vacancy in the Police Department, with the following conditions --

- Credited with 4 years and 1 month service toward pension and longevity
- No seniority
- No sick leave, no personal leave, no vacation (will accrue in accordance with contract between the Borough of Waynesboro and the Police Officers' Association)
- Starting salary - \$19.43/hour

Councilman Porter seconded; the motion passed unanimously.

Councilman Berry made a motion to accept the resignation from William M. Kauffman, as a part-time Police Officer, effective December 4, 2006. Councilman McCammon seconded; the motion passed

unanimously.

Councilman Berry noted that successful performance evaluations were received for Stacie Noll and Mike Pryor, however no action was required.

Councilman Berry made a motion to approve a step increase for Donald Kaiser to Maintenance Level 4 (with 7-8 years' experience). Councilman McCammon seconded; the motion passed unanimously.

Councilman Berry made a motion to approve a step increase for Terry Rideout to Maintenance Level 4 (with 7-8 years' experience). Councilman McCammon seconded; the motion passed unanimously.

Councilman Porter made a motion to remove two parking spaces along the north side of E. Main Street (just west of S. Enterprise Avenue). Kevin Grubbs was also instructed to look into the possibility of installing flashing lights at the crosswalk. Councilman Stains seconded; the motion passed unanimously.

Councilman Porter made a motion to install a stop sign on Old Mill Road at the intersection of State Road//Route 997. Councilman Stains seconded; the motion passed unanimously.

Councilman Porter made a motion to restrict truck traffic on Snider Avenue from Potomac Street to Cleveland Avenue. Councilman McCammon seconded. Discussion ensued regarding the need for local deliveries (UPS, furniture delivery trucks, etc.), and Councilman Porter amended his motion to include "Except Local Deliveries". Councilman McCammon seconded the amended motion; the motion passed unanimously.

UNFINISHED BUSINESS

CONSIDER ORDINANCE RE: ESTABLISHING A DOWNTOWN BUSINESS DISTRICT: Mr. Hamberger noted that the required public hearing was held, and the proposed ordinance was advertised for consideration at this meeting.

Councilman Newcomer made a motion to adopt the ordinance establishing a Downtown Business District (DBD). Councilman Stains seconded; the motion passed 5-1 (Councilman McCammon opposed).

ORDINANCE NO.

AN ORDINANCE AMENDING ORDINANCE NO. 937, THE WAYNESBORO ZONING ORDINANCE, ADOPTED DECEMBER 4, 1991, AS AMENDED, PROVIDING REGULATIONS ESTABLISHING A DOWNTOWN BUSINESS DISTRICT AND THE AREA, YARD, AND BUILDING REQUIREMENTS APPLICABLE THERETO.

Complete copy on file at Borough Hall.

CONSIDER ORDINANCE RE: RE-ZONING AN AREA A DOWNTOWN BUSINESS DISTRICT: Mr. Hamberger noted that the required public hearing was held, and the proposed ordinance was advertised for consideration at this meeting.

Councilman Newcomer made a motion to adopt the ordinance prepared to re-zone an area a Downtown Business District (DBD). Councilman Stains seconded; the motion passed 5-1 (Councilman McCammon opposed).

ORDINANCE NO.

AN ORDINANCE OF THE BOROUGH OF WAYNESBORO, FRANKLIN COUNTY, PENNSYLVANIA, AMENDING OFFICIAL ZONING MAP OF THE BOROUGH OF WAYNESBORO AS PROVIDED IN ORDINANCE NO. 937 BY REZONING AN AREA A DOWNTOWN BUSINESS DISTRICT.

Complete copy on file at Borough Hall.

CONSIDER ORDINANCE RE: AMPLIFIED NOISE AMENDMENT: Mr. Hamberger noted that the Solicitor has recommended an amendment to the Amplified Noise Ordinance previously adopted by Council. The amendment is in-line with current standards for an enforceable ordinance. Councilman Berry made a motion to approve the proposed amendment to the Amplified Noise Ordinance previously adopted. Councilman Stains seconded; the motion passed unanimously.

ORDINANCE NO.

AN ORDINANCE OF THE BOROUGH OF WAYNESBORO, FRANKLIN COUNTY, PENNSYLVANIA, AMENDING ORDINANCE NO. 1031, AN ORDINANCE REGULATING AMPLIFIED NOISE WITHIN THE BOROUGH OF WAYNESBORO AND SETTING FORTH THE PENALTIES.

Complete copy on file at Borough Hall.

NEW BUSINESS

NOTICE OF FINAL REPORT - UNOVA INDUSTRIAL AUTOMATION SYSTEMS, INC. (FORMER WAYNESBORO MANUFACTURED GAS PLANT SITE): Mr. Hamberger noted that the Final Report has been completed and is on file at Borough Hall for closeout of the clean-up project at the former Waynesboro Manufactured Gas Plant Site located at 20 E. Sixth Street. Any comments regarding the matter are to be directed to the telephone number listed on the notice.

REQUEST FOR WATER LINE RIGHT-OF-WAY FROM WAYNESBORO AREA SCHOOL DISTRICT: Mr. Hamberger noted that the Waynesboro Area School District is developing additions and modifications to the High School, and are requesting a new 4" domestic water service line, a new 6" fire line, and a new 2" water service line for irrigation of their relocated varsity field hockey field. (A memo was provided from S. Leiter Pryor, Director of Utilities, regarding approval of this matter by the Waynesboro Borough Authority.) Councilman McCammon made a motion to grant the School District's request; and further, to authorize the Borough Solicitor to prepare the appropriate Right-of-Way Agreement for execution. Councilman Stains seconded; the motion passed unanimously.

2007 GOLF AND POOL RATES: Mr. Hamberger recommended that Council adopt the 2007 Golf and Pool rates, because many people prefer to purchase memberships as Christmas gifts. Rate schedules have been reviewed and approved by the Recreation Board, and (with Council's permission), Mr. Hamberger will prepare the appropriate resolutions for adoption at their next meeting. Councilman Porter made a motion to authorize the 2007 Golf and Pool rates as indicated by the Borough Manager. Councilman Berry seconded.

President George clarified that there has been no change in the membership fees for the Golf Course – only the daily rates were affected by the increase. Recreation Board Chairman Mike Forney was present, and stated that, even with the approximate 10% increase, Waynesboro's rates are still competitive with other golf courses in the area. He added that both the daily rates and membership fees for the pool were increased by approximately 5%.

A vote was then called and the motion passed unanimously.

PUBLIC IN ATTENDANCE - NON-AGENDA ITEMS:

Dick Rose, 118 W. Fifth Street - Mr. Rose asked about the status of the engineering study being conducted on the storm sewer system in the south end of town. Mr. George noted that an update will be provided at Council's next meeting. He added that Council stands by their pledge to do what they can for the area.

Paul Gyurisin, representing Waynesboro Area School District - Mr. Gyurisin noted it was his understanding that a motion would be made regarding traffic conditions at Fairview Avenue and Third Street. After discussion regarding the matter, Councilman Porter made a motion to install a left-turn lane (as weather permits, for painting). Councilman Stains seconded. Kevin Grubbs explained that no parking will be permitted on the north side of Third Street as a result of this action. A vote was called and the motion passed unanimously.

Mike Henicle - Mr. Henicle noted that he built several townhouses (with decks) on Green Street, and several of the decks extended into the setback areas. Variances are required – but he questioned if he would need to pay an application fee for each property, or one application fee since there is only one property owner. He added that there is nothing in the Zoning Ordinance that identifies the method for determining a fee schedule. Discussion followed regarding the matter. It was noted that, even though he would be applying for four variances, the applications would be similar and no additional attorney fees would be involved. Councilman Newcomer made a motion that one application fee be charged for all the lots involved. Councilman Porter seconded; the motion passed unanimously.

FOR INFORMATION ONLY

REMINDER (PUBLIC HEARING ON DECEMBER 20, 2006 RE: CURATIVE AMENDMENT FOR ADVERTISING SIGN ORDINANCE): Mr. Hamberger noted that Council will hold a public hearing on December 20th at 7:00 p.m. to discuss the curative amendment for the Advertising Sign Ordinance previously adopted.

REMINDER (TENTATIVE 2007 BUDGET ON DISPLAY): Mr. Hamberger reported that the tentative 2007 budget has been placed on public display and is advertised for Council's adoption on December 20th.

UPDATE ON CENTER SQUARE: Councilman Newcomer requested an update on the Center Square project. Mr. Hamberger noted that he spoke with the design work consulting engineer the previous week. They are currently working toward final design and are hoping to bid the project in 2007.

AWARD BIDS: Mr. Hamberger noted that no bids were received for snow plowing; and he made recommendations for award of the propane and water treatment chemicals bids.

Councilman McCammon made a motion to award the propane bids to Bedford Valley Petroleum. Councilman Newcomer seconded; the motion passed unanimously.

In addition, Councilman Stains made a motion to award the water treatment chemical contracts, as follows –

Basic Chemical Solutions - Caustic Soda (50% bulk delivery)

Shannon Chemical Corporation - Sodium Polyphosphate

North Industrial Chemicals, Inc. - Caustic Soda (684 lb. drum and 220-gallon tote) and Potassium Permanganate

Brenntag Northeast, Inc. - Hydrated Lime

George S. Coyne Chemical Co., Inc. - Caustic Soda (25% bulk delivery) and Liquid Polymer

Delta Chemical Corp. - Aluminum Sulfate (Liquid)

Univar USA, Inc. - Liquid Chlorine (#2000 and #150 cylinders), Hydrofluorocilic Acid and Activated Carbon

Councilman Newcomer seconded; the motion passed unanimously.

HAZARD MITIGATION GRANT: Mr. Hamberger reported that he has submitted the grant application for assistance in the Cemetery Avenue flooding project. He presented proposed Resolution #2006-12, which designates the Borough Manager as “agent” on behalf of the Borough of Waynesboro under the Hazard Mitigation Grant Program. Councilman Stains made a motion to approve the resolution, as presented. Councilman Berry seconded; the motion passed unanimously. Mayor Starliper added that he recently received correspondence from FEMA indicating that the Franklin County Hazard Mitigation Plan for the Borough of Waynesboro (which was adopted in 2004) has been approved; and, accordingly, the Borough is eligible to apply for assistance. A vote was called and the motion passed unanimously.

**DESIGNATION OF AGENT
RESOLUTION NO. 2006-12**

BE IT RESOLVED, Borough Council of Borough of Waynesboro, that Lloyd R. Hamberger, II, Borough Manager, is hereby authorized to execute for and in behalf of Borough of Waynesboro, a public entity established under the laws of the Commonwealth of Pennsylvania, all required forms and documents for the purpose of obtaining financial assistance for the Hazard Mitigation Grant Program (HMGP) under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Public Law 93-288 as amended by Public Law 100-707).

Complete copy on file at Borough Hall.

CHRISTMAS TREE PICK-UP: Mr. Hamberger noted that Waste Management has agreed to collect Christmas trees in the Borough during the week of January 8-12.

BOND RELEASE: Kevin Grubbs informed Council that he received a request from the developer of Walnut Knowles to decrease their bonding requirement for Phase 2. He noted that Phase 2 is satisfactorily complete (only the wearing course needs to be completed, but the developer was requested to wait until the construction activity is done so it is not damaged). He noted that that amount was “rolled over” into the Phase 3 bonding. Mr. Grubbs recommended approval. Councilman Stains made a motion to remove the Phase 2 bonding requirements for Walnut Knowles, as requested. Councilman Porter seconded; the motion passed unanimously.

PAY BILLS: Councilman Newcomer made a motion to approve the payment of Voucher List VL-06-31. Councilman Berry seconded; the motion passed unanimously.

REQUEST FROM WAYNESBORO AREA SCHOOL DISTRICT REGARDING “NO PARKING” SIGNS: A request was received from the Waynesboro Area School District regarding the removal of “no parking” signs on the north side of Second Street (in front of the High School) during their construction/renovation project. The matter will be discussed at the Street Committee’s next meeting scheduled for January 8th.

COUNCIL AND STAFF COMMENTS: Councilman Berry thanked the Mechanics Fire Company for the dinner earlier this evening, and acknowledged the efforts/sacrifice of the volunteers and their families during the year.

Councilman Porter also thanked the Mechanics Fire Company for the dinner, adding that he enjoyed the comradity.

Councilman Stains thanked those involved in decorating the downtown, as the uniformity in Christmas decorations was a success.

Councilman Newcomer noted that the “yield” signs on Third Street at the crosswalk look good.

Mayor Starliper thanked *The Record Herald* for their coverage on the downtown and its decorations during this holiday season. He added that a lot of people gave their time, service and materials in an effort to improve Waynesboro. He added that, even though he has heard some negative comments, he feels that Center Square looks very nice.

Mr. Starliper added that Medic II is seeking an individual from Borough Council to serve on their Board of Directors. He asked that anyone interested in the position contact him.

Denny Benshoff reported that the posts have arrived for the “Free Parking” signs. Those will be installed the following day.

Police Chief Shultz thanked Council members for re-hiring Police Officer Michael Broas; and he wished William M. Kauffman success in his political endeavor.

President Richard George reiterated the Mayor’s positive comments regarding the downtown holiday decorations. He added that a brief executive session will be held following adjournment to discuss a personnel matter.

Having no further business to discuss, the meeting adjourned at 8:16 p.m. on a Porter/Stains motion which passed unanimously.

Respectfully Submitted,

Melinda S. Knott
Administrative Assistant