

APRIL 5, 2006
WAYNESBORO, PA 17268

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
Ray Shultz, Police Chief
Denny Benshoff, Maintenance Superintendent
Ron Flegel

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

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

COMMITTEE REPORTS

PERSONNEL COMMITTEE: Councilman Berry noted that he will be recommending action on the following items: (1) Appointment of a Borough Solicitor; (2) Citizen appointments to the Street Committee and Downtown Revitalization & Finance Committee; (3) Appointments to the Franklin County Emergency Services Alliance; and (4) Appointments to the position of Lifeguard at Northside Pool.

PROPERTY AND PUBLIC SAFETY COMMITTEE: Councilman McCammon reported that he was approached by a resident of S. Phillips Avenue regarding the lack of street lights on his street. He questioned if street lights are required in new developments in the Borough. Kevin Grubbs noted that they are, and he will investigate the matter to determine why they have not been installed at that location.

STREET COMMITTEE: Councilman Porter advised that the Street Committee has been apprised of new curbing technology/designs, and is proposing revisions to Ordinance No. 588 which provides specifications for curbing and sidewalk installation. He stated that the Street Committee's next meeting will be held on April 17th at 9:30 a.m., and added that he is encouraged by public participation at the last several meetings.

INTERGOVERNMENTAL COMMITTEE: No report.

DOWNTOWN REVITALIZATION AND FINANCE COMMITTEE: Councilman Newcomer reported that a proposal was received from Allegheny Power regarding the installation of more street lights along Main Street. Additional information will be provided and discussed at the Joint Committee meeting on April 12th, beginning at 7:00 p.m. He urged interested individuals to attend the public meeting. A report was also given regarding the lights on Clayton Avenue and concerns that they are brighter than those along Main Street. Allegheny Power advised that they are the same lumen level, but appear brighter on Clayton Avenue because it is a darker area than Main Street. Mr. Newcomer also reported that they held a meeting with the Borough's auditors, and their recommendations will be discussed further at the upcoming Joint Committee meeting on April 12th.

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

“I attended the PSAB Spring Legislative Conference at Grantville from the 19th - 21st of March. This was one of the better conferences that I have attended. There are a number of legislative items in Harrisburg at this time that may affect the Boroughs of Pennsylvania.

On the 22nd and 23rd of March, along with the Borough Manager and Councilman McCammon, I attended a couple of meetings involving Main Street and the Chamber of Commerce.

On the 28th of March, Council hosted the Tri-County Boroughs' Association dinner meeting, and I thank you very much for making it a success.

Also, on the 30th of March, Waynesboro was in the spotlight on NBC 25 News at 6:00 p.m. We were the first community in their *Road Show* news broadcast.”

PUBLIC COMMENT - ITEMS ON AGENDA: None.

VOTING ON ITEMS FROM COMMITTEE REPORTS: Councilman Berry made a motion to appoint the firm of Salzman Hughes, PC as the Borough's solicitors. Councilman Porter seconded; the motion passed 5-1 (Councilman McCammon opposed).

Councilman Berry made a motion to appoint the following individuals as citizen representatives on Council's designated committees: (1) Street Committee – Melissa Forney, Pat Wolff and Amos Miller; and (2) Downtown Revitalization & Finance Committee – Benjamin Greenawalt and Kathy Heffernan. Councilman Newcomer seconded; the motion passed unanimously. President Richard George then introduced those individuals who were present and welcomed them to the respective committees.

Councilman Berry made a motion to appoint Gary Summers as the Borough's representative on the Franklin County Emergency Services Alliance; and further, to appoint Trayer Stoops as the alternate representative. Councilman Stains seconded; the motion passed unanimously.

Councilman Berry made a motion to appoint the following individuals as lifeguards at Northside Pool: Hunter Proctor, Jordan Sanders, Jessica Kauffman, Erin Rock (Head Lifeguard), Allison Doub, Matthew Hinojos and Amanda Hykes. Councilman Porter seconded; the motion passed unanimously. Mr. Hamberger requested that the press stress the need for lifeguards for the season. Applications are available at Borough Hall.

Councilman McCammon made a motion that future developments be required to install street lights. To enable discussion on the matter, Councilman Porter seconded the motion. Mr. Porter then asked about the mechanics of this requirement. After discussion regarding the matter, it was determined that there are currently provisions for street lighting under regulations for Planned Residential Developments. Mr. Grubbs noted that S. Phillips Avenue was inadvertently missed. Councilmen McCammon then withdrew his first motion (Councilman Porter also withdrew his second), and made a second motion that the Borough staff and Solicitor review the matter and report back to Council at their next meeting. Councilman Porter seconded; the motion passed unanimously.

Councilman Porter had mentioned earlier that the Street Committee has reviewed new technology regarding curb construction for new developments. He made a motion to amend Ordinance No. 588 to incorporate the use of the recommended new style of curbs. Councilman McCammon seconded. It was noted that similar materials are utilized, but the installation method is different. After further discussion, the motion passed unanimously.

NEW BUSINESS

WAYNESBORO GALA AUCTION REQUEST (APRIL 29, 2006): Mr. Hamberger presented a request from the Waynesboro Gala Auction (which benefits the American Cancer Society) to use the northwest corner of Center Square from 7:00 a.m. on Saturday, April 29th, until 12:00 p.m. on Sunday, April 30th, for the display of larger auction items. In addition, they request the use of "no parking" signs in front of the Eagle's Club for equipment set-up by Matt Hurley Auctions. Councilman Porter made a motion to approve their requests. Councilman McCammon seconded; the motion passed unanimously.

WAYNESBORO SUMMER JUBILEE REQUESTS (JULY 4, 2006): Mr. Hamberger presented a request from the Waynesboro Summer Jubilee Committee regarding activities planned for July 4th. They are requesting permission to use Main Street for their annual 5-K Run, which will require that Virginia Avenue be closed from 7:00 a.m. to 12:00 p.m. for the staging area. In addition, they are requesting permission to place a

large dumpster on the west side of S. Enterprise Avenue to provide for appropriate trash control for the festival. Councilman McCammon made a motion to approve the requests, as submitted. Councilman Porter seconded. Discussion ensued regarding closing Virginia Avenue, and any inconvenience this may cause at the entrance/exit of CVS. Mr. Hamberger suggested that he and Police Chief Shultz meet with representatives from CVS and the Jubilee Committee to discuss the matter further. Councilman McCammon withdrew his motion for approval, and Councilman Porter withdrew his second. Councilman McCammon then made a motion to table the matter for discussion at the next Council meeting. Councilman Porter seconded; the motion passed unanimously.

WAYNESBORO FIRE DEPARTMENT CARNIVAL REQUEST (AUGUST 7-12, 2006):

Mr. Hamberger presented a request from the Fire Department Carnival Committee for their annual carnival to be held on the Rotary Parking Lot the week of August 7-12, 2006. They would like to close the upper half of the parking lot at 6:00 p.m. on Friday, August 4th, and the remaining lot on Saturday, August 5th, at midnight, to allow for set-up. Councilman McCammon made a motion to approve their request. Councilman Berry seconded; the motion passed unanimously.

REQUEST FOR CIVIL SERVICE EXAMINATION (POLICE CORPORAL):

Mayor Starliper presented a request from Police Chief Ray Shultz for Borough Council to authorize the Civil Service Commission to administer an examination for the position of Police Corporal. He explained that if the list of eligibles contains less than three (3) names, the Commission may conduct an examination so that three (3) persons may be certified. Councilman Porter made a motion to authorize the examination, as requested. Councilman Stains seconded; the motion passed unanimously.

RESOLUTION RE: TV CABLE FRANCHISING LEGISLATION:

Council President George presented a draft resolution for Council's consideration opposing proposed Statewide and Federal cable franchising legislation. Councilman Newcomer made a motion to authorize the Borough Manager to finalize and forward the resolution to appropriate political entities involved in making such a decision. Councilman McCammon seconded; the motion passed unanimously.

RESOLUTION 2006-04

**OPPOSING STATEWIDE AND FEDERAL CABLE
FRANCHISING LEGISLATION**

Complete copy on file at Borough Hall.

PUBLIC IN ATTENDANCE - NON-AGENDA ITEMS: None.

PAY BILLS: Councilman Newcomer made a motion to approve the payment of Voucher List VL-06-08. Councilman Stains seconded; the motion passed unanimously.

COUNCIL AND STAFF COMMENTS: Councilman McCammon explained the reason he opposed the appointment of Salzman Hughes, PC as the Borough's solicitors. He felt that a firm from the Waynesboro area should be appointed.

Councilman Berry welcomed the new solicitor, and thanked the public for their attendance at the "Town Meeting".

Councilman Porter echoed Mr. Berry's comments. As there has been much discussion in the recent past regarding sign regulations, Mr. Porter suggested that a meeting be held with Chamber of Commerce representatives (and other interested parties) to begin review and discussion of the matter. President George instructed the Borough Manager to arrange such a meeting.

Councilman Stains agreed with Mr. Porter's suggestion, noting that several business owners have mentioned they would like to provide input on the matter also.

Councilman Newcomer also welcomed the new solicitor. In addition, he requested that members of the public contact State and Federal legislators regarding the proposed cable franchise legislation, as the Borough would lose approximately \$55,000 due to the change.

Mayor Starliper reported that he received a telephone call from Robert Petrunak, stating he is not longer interested in pursuing the position of Patrolman which was offered to him. Councilman McCammon made a motion to accept the letter. Councilman Berry seconded; the motion passed unanimously.

Mayor Starliper noted that Corporal Heffernan retired on April 1st; and since that date, Officer Lynn Lowman has agreed to change shifts and act as "officer in charge" until another Corporal is appointed. Due to the additional responsibilities involved, Mayor Starliper requested that Officer Lowman's salary be increased from \$21.14/hour to \$21.83/hour during this period of time. Councilman Porter made a motion to approve the salary increase in accordance with the Mayor's request, until such time that a new Corporal is appointed. Councilman Newcomer seconded; the motion passed unanimously.

Mayor Starliper drew attention to the fact that some residents are not conforming to Borough regulations regarding trash pick-up. He reminded residents that no trash should be placed at the curb before 5:00 p.m. on the day prior to scheduled pick-up. Following collection, the cans should be removed from curbside. Mr. Starliper instructed individuals to contact the Borough Manager if they are aware of violations.

Maintenance Superintendent Denny Benchoff informed Council that he spoke recently with a representative from Allegheny Power regarding the number of street lights that are not working. They are aware of the problem and are planning to replace all bulbs in the very near future.

Code Enforcement Officer Dan Sheffler welcomed the new solicitor.

Head of Engineering Services Kevin Grubbs reminded Council that a public hearing is required in order to consider the Town Center (TC) Sign Ordinance proposal. He proposed that the hearing be scheduled for May 3rd at 7:00 p.m. (prior to the next Council meeting). Council concurred.

Melissa Dively, Salzman Hughes PC, noted her appreciation for Council's kind words of welcome. She looks forward to working with Council members, the Mayor, and members of the Borough staff in her new position.

Fire Chief Ron Flegel informed Council that Franklin County has enacted a countywide burning ban which will go into effect the following day at 3:00 p.m. for a period of 30 days. No burning will be permitted, except in a charcoal or gas grill for food preparation. Violators will be fined \$100.00 for each offense, up to a maximum of \$300.00. He added that any police force is authorized to enforce the ban.

Police Chief Ray Shultz thanked Council for their approval on the Corporal's civil service examination, as well as the temporary pay increase for the acting Corporal.

President George reminded Council members of the upcoming Joint Committee meeting to be held on April 12th at 7:00 p.m. He also welcomed the Borough's new solicitor.

Having no further business to discuss, the meeting adjourned at 8:53 p.m.

Respectfully Submitted,

Melinda S. Knott
Administrative Assistant