

MAY 5, 2004
WAYNESBORO, PA 17268

Council President Charles McCammon 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 – Richard George, Jahnathan Cain, John Cook, Charles McCammon, Ardie Winters and Andrew Benchoff

Mayor Louis M. Barlup, Jr.

Borough Staff – Lloyd R. Hamberger, II, Borough Manager
D. Lloyd Reichard, II, Borough Solicitor
Kevin Grubbs, Assistant Director of Engineering
Denny Benschhoff, Maintenance Superintendent
Ron Flegel, Interim Fire Chief

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

APPROVE MINUTES: Councilman Cook made a motion to approve the minutes of the April 7, 2004 and the April 21, 2004 regular meetings, as written. Councilman Winters seconded; the motion passed unanimously.

COMMITTEE REPORTS

PERSONNEL COMMITTEE: Councilman Cain reported that the Personnel Committee met on May 3rd. They reviewed a list of individuals hired as pool staff for this year's season. Councilman Cain made a motion to affirm hiring the individuals listed, as follows:

Head Lifeguard - Erin Rock

Lifeguards - Jordan Sanders, Hannah Sanders, Amanda Hykes, Jana Akers, Vickie Costlow, Laura Rock, Miles Nelson, Eric Rowland and Tyler Oyer

Slide - Amy Fleagle, Amanda Butts, Erin Rocco, Kristen Rocco and Kristen Hess

Head Cashier - Mary Fleagle

Cashiers - Amanda Butts, Amy Fleagle, Kristen Hess, Kristen Rocco and Ashley Seilhamer

Subs - Elizabeth Farmer and Shannon Barnett

Councilman George seconded; the motion passed unanimously.

Councilman Cain noted that several employee evaluations were also reviewed, including Terry Barkdoll, Ann Swartz and D'Lynn Scheeler. No action was required for Mr. Barkdoll. He made a motion to approve step increases for Ann Swartz to salary level 5B and D'Lynn Scheeler to salary level 5E. Councilman Cook seconded; the motion passed unanimously.

Councilman Cain also made a motion to accept Richard George's resignation from the Civil Service Commission. Councilman Benchoff seconded; the motion passed 5-0, with Councilman George abstaining.

PROPERTY AND PUBLIC SAFETY COMMITTEE: No report. Councilman Benchoff noted that the Property Committee's next meeting will be held on May 11th at 7:30 p.m. in the first floor conference

room of Borough Hall.

STREET COMMITTEE: Councilman George noted his appreciation for the number of citizens who attended the Street Committee's recent meeting to voice their concern regarding the traffic situation on Third Street. The Committee is considering installing several four-way stops at various intersections in the Borough. Councilman George made a motion that the Borough's Engineering Department conduct a traffic study at the intersections of Third Street/Church Street and Fairview Avenue/Third Street. Councilman Benchoff seconded. Mr. George added that a complete study on the remainder of Third Street (from Clayton Avenue to Fairview Avenue) will be done at a later date. The motion passed unanimously.

Councilman George made a motion that the following streets be approved for inclusion in the 2004 CDBG program:

- Prospect Avenue (N. Enterprise Avenue to N. East Avenue)
- Sunnyside Avenue (E. Main Street to Roadside Avenue)
- N. Broad Street (E. Main Street to E. North Street)
- Garfield Street (Eden Avenue to Brown Street)

Councilman Cook seconded; the motion passed unanimously. Councilman George acknowledged that many more streets could be added, but the four aforementioned "seem to fit" in this year's budget. Any suggestions regarding the matter should be forwarded to either Mr. George or Mr. Hamberger.

Councilman George noted that the Street Committee reviewed the traffic signals throughout town with regard to the "flash" situation at nighttime. He made a motion that all traffic signals (which can be set) be adjusted to flash from 11:00 p.m. until 6:00 a.m. Councilman Cook seconded. Mr. Hamberger added that a petition to modify the permit must be submitted to PENNDOT prior to any change being made. The motion passed unanimously.

The Street Committee's next meeting will be held on Monday, June 7th, at 10:00 a.m.

INTERGOVERNMENTAL COMMITTEE: No report.

DOWNTOWN REVITALIZATION AND FINANCE COMMITTEE: Councilman Cook reported that a meeting of the Downtown Revitalization and Finance Committee was held on April 26th. During that meeting, they discussed the Borough's Downtown Facade Program. He noted that, even though there were three individuals who had taken advantage of the program in the past, prevailing wage continued to be an issue. A new opinion has been received from DCED which removes the prevailing wage requirement from the Facade Program. He further explained that the Committee is considering expanding the program, and he will attend the upcoming Main Street Inc. meeting on May 10th to obtain their input prior to making any changes.

The Committee's meeting originally scheduled for May 24th will be rescheduled to May 17th, following the Personnel Committee's meeting at 7:00 p.m. At that time they will discuss any input received from Main Street Inc. and will make a recommendation for Council's consideration at their next meeting.

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

"Waynesboro may not be considered a "conference center" but several local organizations recently hosted their regional groups. The Waynesboro Hospital hosted PAHA (Pennsylvania Association of Hospital Auxiliaries) for their spring regional meeting. Likewise, Waynesboro's Beta Chapter of Y-Gradale and I, as Mayor, greeted

their state chapters to a Spring Rally 2004. Visitors were greatly impressed with the beauty of our town and spring in south-central Pennsylvania.

In my last month's report I highlighted several outstanding youth of our community. This month I call your attention to the opposite end of the spectrum. Yesterday was the birthday celebration for Mary Bonbrake, a resident of Rose Manor who celebrated her 106th birthday. The occasion was very festive and on behalf of Waynesboro, I presented Mary with a birthday proclamation.

This event was followed by an open house at Hearthstone Retirement Home. Scheduled by our Chamber of Commerce, it featured visits with residents, guided tours and delicious refreshments. It was an extremely enjoyable day with our Waynesboro seniors.

Continuing in a positive vein, the meeting of Mainstreet Waynesboro Incorporated revealed some pleasant comments. Although we too often hear only complaints or negative comments, Mr. Jim Fisher, after surveying downtown buildings, shared his findings about Main Street and dispelled some of the doom and gloom attitude about our downtown. With more positive and creative ideas like his, we can be challenged as a community to find ways to improve.

Tomorrow there will be an open house at the Chamber of Commerce to honor Carol Henicle, who will be retiring from her position as Executive Director. Carol has also been a positive and energetic voice for Waynesboro and will be greatly missed. You are invited to visit the Chamber between 11:30 and 6:30 to personally greet Carol with your best wishes. Jackie and I will serve as hosts from 1:30 to 2:30. Hope to see you there!"

CTA REPORT: No report.

PUBLIC COMMENT - ITEMS ON AGENDA: None.

UNFINISHED BUSINESS

POOL CONCESSION STAND RENTAL: Mr. Hamberger informed Council that concession stand rental bids were solicited, however no bids were received. He contacted the Waynesboro News Agency (who operated the concession stand last year) and they have agreed to operate it this year under the same terms and conditions as last year -- 5% of gross sales. Councilman Cain made a motion to approve the proposal for the pool concession stand rental. Councilman Benchoff seconded; the motion passed unanimously.

NEW BUSINESS

NEW HEALTH CODE UPDATE: Mr. Hamberger explained that the state has issued new food handling and preparation regulations, which will be "phased in" over the next several months. They have also agreed to assist with training for the Borough's Health Officer. He provided an informational document regarding the regulations for Council's review, adding that these will be forwarded to establishments in the Borough who currently maintain health licenses.

Mr. Hamberger also noted that the Borough's current health inspector will be resigning at the end of the year. Council will need to decide if they wish to fill the position at that time or allow the state to conduct future inspections. Additional information will be forthcoming.

AUTHORIZE ORDINANCE FOR BOROUGH PENSION (IRS RULES): Mr. Hamberger noted that the IRS has passed new regulations which will affect the Borough's pension plans. He will provide Council

with additional information for their consideration and adoption.

REZONING NOTICE FROM WASHINGTON TOWNSHIP: Kevin Grubbs noted that notification was received from Washington Township regarding a request to rezone 18 acres on the northeast side of Welty Road from Agricultural to Residential. This information will be forwarded also to the Planning Commission for comment.

CLAYTON AVENUE STREET LIGHTS: Harry Morningstar, 205 Clayton Avenue. Mr. Morningstar requested Council's permission to proceed with the concept of continuing street lights on one block of Clayton Avenue at the property owners' expense. He proposed that five (5) lights be installed in accordance with a drawing provided to Council members. The wiring would be installed underground and Allegheny Power would install the light fixtures (as was done on Main Street). Their proposal is that the property owners would pay the Borough in advance, the Borough would contract to have the utility work done, and the lights would then become the property of the Borough.

Councilman George noted his concern about only doing one block on Clayton Avenue. He doesn't feel that this is an appropriate approach to take, but was told that this would be the beginning of (hopefully) more along that street. Mr. Morningstar stated that he has talked with neighbors on both sides of Clayton Avenue about proceeding further, and there seems to be much support of the project.

Councilman Cain stated he feels these lights will look good in that area, but he is concerned that other areas of the Borough might also want their lights right away. Even if installation of the lights will be paid by the property owners, the Borough will be faced with the monthly electric bills for usage. He questioned if any study had been done to determine what it will cost for new lights throughout Waynesboro. Mr. Morningstar commented that the Borough adopted a single use tax several years ago -- the purpose of which was to fund street lights. Ultimately, the new street lights were meant for the entire town.

Councilman Benchoff asked for a recommendation from the Street Committee, but Councilman George stated this is a Council decision. Councilman Cain made a motion to grant approval for Mr. Morningstar to proceed with the street light project in the designated block of Clayton Avenue, in accordance with his proposal. Councilman Benchoff seconded.

Council President McCammon asked why the lights couldn't be placed on the residents' properties inside the curb. Mr. Morningstar replied that they should be installed in the same manner as on Main Street (in the public right-of-way). Councilman Cain also mentioned safety -- if the fixtures are installed on the individuals' properties, the light won't illuminate the sidewalk area adequately. Mr. Hamberger noted that the only cost to the Borough would be for installing the receptacle in the concrete -- he estimated \$300-\$400 per light.

Discussion ensued regarding an agreement with the property owners delineating each party's responsibilities. Councilman George suggested that the matter be tabled until an appropriate agreement could be prepared. Accordingly, Councilman Cain withdrew his previous motion; and Councilman Benchoff withdrew his second of the motion. Councilman George then made a motion to table the matter. Councilman Cain seconded; the motion passed unanimously.

PUBLIC IN ATTENDANCE - NON-AGENDA ITEMS: Jerry Powell, 321 W. North Street. Mr. Powell addressed various issues of concern to him.

FOR INFORMATION ONLY

PROBLEMS WITH RECYCLING CONTAMINATION: Mr. Hamberger noted that Waste Management has informed him there have been numerous instances in which residents are failing to properly

recycle. Non-recyclables have been placed in the recycling containers, and the containers have not been collected. He explained that the recycling haulers can only pick up only containers with recyclables, and the trash haulers cannot pick up recycling containers. He requested that the press publish reminders to the residents regarding this matter. Mr. Hamberger reviewed the recyclable items permitted in the recycling containers -- aluminum, bi-metal, steel and tin cans; clear and colored glass bottles and jars; and plastic containers (#1 and #2 only). Newspapers are to be bundled separately and placed with the recycling container.

TREES AND BUSHES OVERHANGING BOROUGH STREETS, ALLEYS AND SIDEWALKS: Mr. Hamberger noted that he is preparing a Press Release to remind the public that trees must be trimmed to a sufficient height to allow free passage of vehicular traffic a minimum of 10' over sidewalks, 12' over streets; and over principle traffic thoroughfares, trees must be trimmed to a height of 16'. Bushes and shrubs are not permitted to extend over any public street or alley in such a manner that interferes with free passage of vehicular traffic. Specifically, shrubs, hedges and other growing vegetation overhanging sidewalks must be trimmed to a height of not less than 8'. Building Inspector/Zoning Officer Doug Pyle will be enforcing these regulations.

FRANKLIN COUNTY LAND USE FORUM: Mr. Hamberger reminded Council of the upcoming Franklin County Land Use Forum, sponsored by the County Commissioners, to be held on May 21st. Anyone interested in attending should contact Melinda Knott as soon as possible.

CHAMBER OF COMMERCE OPEN HOUSE: The Chamber of Commerce has extended an invitation to an Open House at their office as an informal "send-off" for Executive Director Carol Henicle. The event will be held on Thursday, May 6th, from 11:30 a.m. to 6:30 p.m.

PAY BILLS: Councilman Cook made a motion to approve the payment of Voucher Lists VL-04-13 and 14. Councilman Benchoff seconded; the motion passed unanimously.

COUNCIL AND STAFF COMMENTS: Denny Benshoff commented that the tree trimming heights mentioned by Mr. Hamberger should be reviewed for appropriateness. He feels that, in some cases, they should be increased.

Kevin Grubbs informed Council that the Engineering Department will be preparing curb/sidewalk repair notices for the four (4) streets to be reconstructed with CDBG funds.

Denny Benshoff stated that work on Ninth Street will commence the following week. The curbing should be installed in June, and then paving will follow. He added that the project will be completed this year.

Police Chief Shultz thanked Councilman George for the time he served on the Civil Service Commission. He added that if Council members are interested in interviewing applicants for the vacant police positions, they may want to start looking at dates and schedule those as soon as possible.

Councilman George reiterated his comments from earlier regarding citizens who attended the recent Street Committee meeting. He appreciates their concern and interest.

Councilman Cain noted that he introduced the concept of a Property Nuisance Abatement Ordinance several meetings ago. Since that time, he has heard some comments from the public (both negative and positive). He urged members of the public to attend the next Property Committee meeting to learn exactly what is being proposed, as a lot of their concerns are unfounded. Mr. Cain encouraged interested individuals to contact him to discuss the matter further.

Council adjourned at 8:35 p.m. for a brief break prior to an executive session for the purpose of discussing a personnel issue. The executive session began at 8:45 p.m. Council reconvened to regular session at 9:03 p.m. and adjourned at 9:04 p.m. on a George/Benchhoff motion, which passed unanimously.

Respectfully Submitted,

Melinda S. Knott
Administrative Assistant