

AUGUST 7, 2019  
WAYNESBORO, PA 17268  
SPECIAL MEETING

Council President C. Harold Mumma called the special meeting of the Waynesboro Borough Council to order at 6:30 p.m. with the following in attendance:

Borough Council Members – Jarred Knott, Patrick Fleagle, Niccole Rolls, C. Harold Mumma, Dade Royer and Michael Cermak

Borough Staff – Jason Stains, Borough Manager  
Sam Wiser, Borough Solicitor  
Kevin Grubbs, Head of Engineering Services  
Chad Rooney, Administrative Services Coordinator  
Matt Schmidt, Zoning/Code Enforcement Officer  
S. Leiter Pryor, Director of Utilities

**PLEDGE OF ALLEGIANCE:** In the Mayor’s absence, Councilman Fleagle led those present in the Pledge of Allegiance.

**COMMITTEE REPORTS AND VOTING ON ITEMS FROM COMMITTEE REPORTS (AS NEEDED)**

**PERSONNEL COMMITTEE:** Councilman Cermak made a motion to appoint Douglas Tengler as an alternate member of the Zoning Hearing Board; said term to expire on 01/01/2021. Councilman Royer seconded; the motion passed unanimously.

**PROPERTY AND PUBLIC SAFETY COMMITTEE:** No report.

**STREET COMMITTEE:** No report.

**ECONOMIC DEVELOPMENT COMMITTEE:** Councilman Fleagle reported on discussion held at the Economic Development Committee meeting on 08/06, as follows:

- WaynesboroFest – Greencastle is holding “Old Home Week” this week. The corresponding organization in Waynesboro, WaynesboroFest, has difficulty coming up with novel events since many of these same events are already a part of our town’s calendar.
- Status of Multi-Family Inspection Ordinance (FC Redevelopment Authority) – Jason Stains advised that Valley Community Housing has agreed to maintain several properties until they are in a position to buy them for redevelopment. The process could take as long as a year.

- 21 E. Main/Other Main Street Developments (Bill Kohler) – Mr. Kohler and Greg Duffey outlined the prospects for the property and opined that work could begin as early as this calendar year.
- Street Light Upgrade (Status from Street Committee) – Council President Mumma advised the Committee that an alternative scope of work would be determined in meetings to be held shortly. Mr. Stains added that the project will be re-bid in the fall in anticipation of a 2020 project.
- Sidewalk/Tree Maintenance Update (Tree Removal/Sidewalk Repair) – Council President Mumma advised the committee that an alternative scope of work would be determined in meetings to be held shortly.
- WASD Meeting Results/Other Business – Discussions were held with WASD concerning LERTA procedures and they agreed to form a committee that could react to potential businesses. The School District will be requested to open up other areas of parking for students. Dan DaDona advised the Committee that Lowe's is offering to reconstruct the sign mount locations of three (3) spots coming into Waynesboro. These signs would organize the signs for local service organizations presently on separate posts.

The next Economic Development Committee meeting will be held on 09/03 at 10:00 a.m.

**FINANCE COMMITTEE:** No report.

**RECREATION BOARD:** No report.

**RENFREW MUSEUM AND PARK REPORT:** No report.

**MAYOR'S REPORT:** No report.

**SOLICITOR'S REPORT:** No report.

**DIRECTOR OF UTILITIES' REPORT:** No report.

**MANAGER'S REPORT:** Mr. Stains noted that Council voted at their last meeting to consider utilizing CDBG funds to purchase a swingset at the Mt. Airy Park. Appropriate documents will be prepared in order to begin the process in the near future.

**PUBLIC COMMENTS – AGENDA ITEMS:** Visitors desiring to comment on a particular agenda item will be recognized by the President to speak when the topic is being discussed.

**PUBLIC COMMENTS – NON-AGENDA ITEMS:** None.

**CONSENT AGENDA:** Councilman Fleagle made a motion to approve the Consent Agenda, as follows –

- A. Reject Streetlight Bids
- B. Approve Minutes as Presented – June 19, 2019 (regular meeting)
- C. Pay Bills – Check Detail(s) dated 07/22, 07/29 and 08/05

Councilman Knott seconded; the motion passed unanimously.

### **UNFINISHED BUSINESS**

#### **CONSIDER PROPOSED ORDINANCE FOR ADOPTION RE: AUTHORIZING AND APPROVING THE ISSUANCE OF A GENERAL OBLIGATION NOTE IN THE MAXIMUM PRINCIPAL AMOUNT OF \$500,000.00 TO ACNB BANK TO PROVIDE FOR FUNDS FOR IMPROVEMENTS TO NORTHSIDE POOL, MEMORIAL PARK AND BOROUGH STREET LIGHTS:**

Solicitor Wisner explained that the Local Government Unit Debt Act requires a municipality to advertise an ordinance (prior to the issuance of debt) to authorize the debt and set forth the debt service. The 2019 budget included match funds (for Northside Pool, Memorial Park and street lights) to be funded via debt service; and a proposal has been submitted by ACNB for issuance of a Note as follows: for an estimated term of approximately 16 years, with a final maturity date of September 15, 2035; a five-year, fixed rate of 2.69% and thereafter, variable, indexed to 79% of the current Wall State Journal Prime, with a floor of 2.50% and a cap of 5.10%; annual payments to begin on September 15, 2020.

Councilman Knott made a motion for approval. Councilman Fleagle seconded; the motion passed unanimously.

#### **ORDINANCE NO.**

AN ORDINANCE AUTHORIZING AND APPROVING THE INDEBTEDNESS OF BOROUGH OF WAYNESBORO, FRANKLIN COUNTY, PENNSYLVANIA (THE "BOROUGH") BY DIRECTING THE ISSUANCE OF A GENERAL OBLIGATION NOTE IN THE MAXIMUM PRINCIPAL AMOUNT OF FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) TO BE ISSUED TO ACNB BANK (THE "PURCHASER"), PURSUANT TO THE LOCAL GOVERNMENT UNIT DEBT ACT, TO PROVIDE FUNDS FOR IMPROVEMENTS TO THE NORTHSIDE POOL, MEMORIAL PARK, AND BOROUGH STREET LIGHTS (HEREINAFTER THE "PROJECT"); ACCEPTING A CERTAIN PROPOSAL FOR THE PURCHASE OF SUCH NOTE, (THE "COMMITMENT LETTER" WHICH TERM INCLUDES ANY AMENDMENT THERETO, RESTATEMENT OR REISSUANCE THEREOF HEREAFTER MADE) AT PRIVATE SALE WHICH COMMITMENT LETTER IS HEREBY ACCEPTED AND APPROVED; RESTATING THE REALISTIC USEFUL LIFE OF SAID PROJECT; AUTHORIZING AND DIRECTING APPROPRIATE OFFICERS OF THE BOROUGH TO TAKE CERTAIN ACTIONS AND TO EXECUTE CERTAIN DOCUMENTS REQUIRED BY THE PENNSYLVANIA LOCAL GOVERNMENT UNIT DEBT ACT; APPROVING THE SUBSTANTIAL FORM, MAXIMUM PRINCIPAL AMOUNTS, DATE, INTEREST MATURITY, AND SOURCES

OF PAYMENT OF SAID OBLIGATION, SECURED BY THE GENERAL TAXES AND OTHER GENERAL REVENUES OF THE BOROUGH AND PLEDGING THE FULL FAITH, CREDIT, AND TAXING POWER OF THIS BOROUGH IN SUPPORT THEREOF; APPOINTING A PAYING AGENT AND SINKING FUND DEPOSITORY; MAKING CERTAIN COVENANTS WITH RESPECT THERETO AS REQUIRED BY THE DEBT ACT AND THE PENNSYLVANIA CONSTITUTION; AND PROVIDING FOR REPEAL OF ALL INCONSISTENT ORDINANCES OR PARTS OF ORDINANCES; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

Complete copy on file at Borough Hall.

## **NEW BUSINESS**

**AUTHORIZE ADVERTISEMENT OF PROPOSED ORDINANCE RE: VACANT, ABANDONED AND POTENTIALLY DANGEROUS STRUCTURES:** As a result of the Borough's code enforcement efforts, Mr. Stains noted that the staff has discussed the country-wide standard of placing placards on vacant, abandoned and potentially dangerous structures to identify hazards/potential hazards and to provide emergency responders with vital information for use in the event of fire or other emergency in the building or structure.

He explained that if the Code Official determines that a structure is "Dangerous" or "Severely Dangerous", a placard would be posted on the premises with an appropriate symbol ... "Dangerous" meaning that the building or structure should only be entered with extreme caution and "Severely Dangerous" meaning the building or structure should only be entered for the purpose of responding to a known life hazard. The use of these placards shall be informational only and shall not in any way limit the discretion of on-scene first responders.

It was further noted that a vacant building is defined as a building, structure, or portion thereof, which has been unoccupied for a period of 120 days or longer. However, enforcement of the ordinance may proceed without regard to a period of vacancy whenever any unoccupied building attracts criminal activity, is a health risk because of unsanitary condition or other similar condition, is blighted, or otherwise represents threats to public safety and first responders.

Clarification on the assessment of costs was requested prior to advertisement, and Councilman Royer then made a motion to authorize advertisement of the proposed ordinance for Council's consideration. Councilwoman Rolls seconded; the motion passed unanimously.

**REQUEST FROM BREAST CANCER AWARENESS-CUMBERLAND VALLEY, INC. TO PLACE PINK RIBBONS ON PARKING METERS ALONG MAIN STREET DURING THE MONTH OF OCTOBER:** Mr. Stains presented the annual request from Breast Cancer Awareness-Cumberland Valley, Inc. to place pink ribbons on parking meters along Main Street during the month of October. He noted that they will place the

ribbons on 09/30, maintain them throughout the month, and remove them on 10/31. Councilman Cermak made a motion for approval. Councilman Knott seconded; the motion passed unanimously.

**FOR INFORMATION ONLY:** Mr. Stains noted that Council will hold an executive session at the end of this meeting to discuss pending litigation, real estate matters, code enforcement and contract negotiations. There may potentially be voting when they reconvene.

**PRESS QUESTIONS:** None.

**COUNCIL AND STAFF COMMENTS:** Councilman Fleagle noted that the Police Department's "National Night Out" event was a great success.

Having no further business to discuss, Council adjourned to executive session at 7:19 p.m. They reconvened and adjourned the meeting at 8:37 p.m., with no additional voting.

Respectfully Submitted,

Melinda S. Knott  
Borough Secretary