

APRIL 4, 2018  
WAYNESBORO, PA 17268  
REGULAR MEETING

Council President C. Harold Mumma 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 – Jarred Knott, Patrick Fleagle, Niccole Rolls and C. Harold Mumma (Michael Cermak was absent); Dade Royer was sworn-in later in the meeting

Mayor Richard Starliper

Junior Councilpersons – Arianna Taylor and Sophie Van Gilder

Borough Staff – Jason Stains, Borough Manager  
Chad Rooney, Administrative Services Coordinator  
Dan Sheffler, Zoning-Code Enforcement Officer  
Kevin Grubbs, Head of Engineering Services  
Sam Wisner, Borough Solicitor (Salzmann Hughes, PC)  
S. Leiter Pryor, Director of Utilities  
Jim Sourbier, Police Chief  
Mike Benshoff, Maintenance Foreman

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

**EXECUTIVE SESSION:** President Mumma noted that Council held an executive session prior to this meeting for the purpose of discussing code enforcement, litigation and real estate matters.

**PRESENTATIONS/PROCLAMATIONS/RECOGNITIONS:** Mayor Starliper presented a proclamation to Kevin Grubbs, Head of Engineering Services, to designate the month of April, 2018 as “Pennsylvania 811 Safe Digging Month” and encourage all excavators and homeowners of Franklin County to Dial 8-1-1 or 1-800-242-1776 at least three (3) business days before digging in order to “Know What’s Below”, avoid injury, protect the environment and prevent millions of dollars in damages.

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

**PERSONNEL COMMITTEE:** In Councilman Cermak’s absence, Manager Stains presented Council with an updated list of Northside Pool staff (which included the hiring

of additional personnel). Councilman Fleagle made a motion for approval. Councilman Knott seconded; the motion passed unanimously.

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

**STREET COMMITTEE:** Councilwoman Rolls reported that the Street Committee met on 03/22 and discussed various items.

Upon recommendation of the Committee, she made a motion to approve the request from Waynesboro Running, Inc./CFAR to hold the “Mad Anthony’s Run thru the Park 10K” on 05/19. Councilman Knott seconded; the motion passed unanimously.

Councilwoman Rolls made a motion to approve a request from the Combined Veterans Council to hold the annual “Memorial Day Parade” on 05/28. Councilman Knott seconded; the motion passed unanimously.

Councilwoman Rolls made a motion to approve the request for removal of a handicapped parking space in the southeast quadrant of Center Square, as there is a handicapped parking space nearby on S. Church Street. Councilman Knott seconded; the motion passed unanimously.

Councilwoman Rolls made a motion to approve the request to install a “No Parking Here to Corner” sign on the north side of Eden Avenue, beginning at the west curb line of Clyde Street and extending 34.5’ to the west. Councilman Knott seconded; the motion passed unanimously.

Councilwoman Rolls made a motion to approve the request for installation of a handicapped parking space at 238 Ringgold Street. Councilman Knott seconded; the motion passed unanimously.

Councilwoman Rolls noted that the Street Committee also discussed the proposed “Street Opening Ordinance” at length. Additional suggestions were made for the Solicitor’s review, and the matter will be on Council’s agenda for their 04/18 meeting.

The next Street Committee meeting will be held on 04/26 at 6:30 p.m.

**ECONOMIC DEVELOPMENT COMMITTEE:** Councilman Fleagle reported that the Economic Development Committee met on 04/03. Items discussed were as follows –

- Bill Kohler (Mainstreet Waynesboro, Inc.) discussed upcoming activities
- Received an update on the street light upgrade – completion of the project is anticipated during the 2018 construction season
- Code enforcement issues
- Economic incentives for downtown and the need for tax base enhancement (as well as a new potential partnership with WIDC)

- Liquor licenses for downtown restaurants and potential problems in obtaining them – coordination with Representative Schemel will be pursued

Bill Kohler reported on Mainstreet Waynesboro's partnership with the Waynesboro Theater for various upcoming events, coordination with the Chamber of Commerce on a future community calendar, the BeerFest/10K Race on 05/19, and Farmers' Markets at the Main Street Park will begin on the Memorial Day weekend.

Councilman Fleagle added that Paul Gunder and Greg Duffey, who are members of MSW's Economic Development Committee, attended the meeting and provided much beneficial information and input.

**FINANCE COMMITTEE:** No report.

**RECREATION BOARD:** Chad Rooney noted that Council members received copies of the Recreation Board minutes from their last meeting. He reported that they are still working on pre-planned routes for 5K/10K races, and they recommended that plans for the proposed Rotary Park enhancements (including connective walkways, sand volleyball and exercise stations) be presented to Council for approval. Mr. Stains clarified that grant monies will be utilized for these enhancements. Councilman Fleagle made a motion for approval of the plans, as presented. Councilman Knott seconded; the motion passed unanimously.

The next Recreation Board meeting will be held on 04/25 at 6:30 p.m. in Borough Hall's second floor conference room.

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

- On March 8<sup>th</sup>, I attended the Franklin County Area Development Corporation meeting at the Chambersburg Country Club, with an update on last year and what may come this year.
- On March 8<sup>th</sup>, I attended the Burns Hill Cemetery Association Board meeting.
- On March 9<sup>th</sup>, I attended the ribbon cutting ceremony for T-Mobile.
- On March 14<sup>th</sup>, along with Chief Sourbier and members of the Police Department, I attended a program called "Crime Watch".
- On March 15<sup>th</sup>, I attended the Open House at Baer's Sign Service, celebrating 70 years in the community.
- On March 22<sup>nd</sup>, I attended the Chamber's mixer of food and wine pairing.
- On March 31<sup>st</sup>, I was invited and attended the American Legion's second event of "Save a Pet, Save a Vet". The event was held at the Cascade American Legion.
- On April 3<sup>rd</sup>, I attended the Franklin County Commissioners' meeting.

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

**DIRECTOR OF UTILITIES' REPORT:** The Director of Utilities' Report was as follows –

- NPDES Permit – Sewer Plant – Plant staff will begin the chlorine demand study this month. We will conduct, in-house, two (2) monitoring events per month for 12 months. Hopefully this will result in a higher allowable chlorine limit in our discharge permit.
- WBA Reviewed the Water Utility Plan for the Eric Chaney Development – This proposed four (4) unit apartment is located at 147 N. Church Street. Service requirements and tap fees for both domestic and fire service were discussed. There is adequate capacity available to serve the proposed development.
- Biosolids Land Application Permit Renewal – The new permit has been received and no additional requirements have been added. The only change is that the new permit has no expiration date as opposed to the old five (5) year renewal cycle.
- System Wide Leak Detection – Authorized Aqua-Tech to perform a system-wide leak detection survey in late spring or early summer as scheduling allows.
- Antietam Dam Emergency Spillway – Representatives from the WBA and their consulting engineer will be meeting with DEP in early May to discuss the conceptual design of the rock-cut emergency spillway and permitting requirements for the project prior to performing any additional field work. Pending the outcome of the meeting, we will proceed with exploratory sub-surface borings to hopefully support the findings of the test pits that were excavated late last fall.
- 2017 Audits – I have been working with the auditors for both the Borough and Authority 2017 annual audits.

**JUNIOR COUNCILPERSONS' REPORT:** Arianna Taylor reported that she and Sophie Van Gilder are still working on the proposed “Adopt a Park Program”. After their proposal is discussed with/by the Recreation Board, they will provide updates to Council in the near future.

**MANAGER'S REPORT:** Mr. Stains reported the following –

- He received an announcement from the Department of Emergency Services that Senator Richard Alloway is holding a public Opioid Outreach Event on 04/12 from 6-8 p.m. at 158 W. Main Street, Chambersburg, PA.
- As discussed at the Street Committee meeting subsequent to comments/complaints, Mr. Stains noted that there is continued concern regarding safety issues at the intersection of Clayton Avenue/Fifth Street. As it has been a while since the Borough has had a study done at that location, he has contacted LTAP, who provides free consulting services. A report will be forthcoming.
- The Shade Tree Committee met earlier this week. New trees have been ordered to replace several that were damaged throughout the community, as well as several for which donations have been made. In addition, a tree will be planted at Renfrew Park on Earth Day.
- The Memorial Park Rehabilitation Project pre-bid meeting was held earlier this day. There has been a lot of interest in the contract(s), for which bids will be recommended for award at the next Council meeting.

**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:**

Dr. Tod Kline, Superintendent of Waynesboro Area School District – Dr. Kline expressed his appreciation for assistance provided recently by Borough personnel. Specifically, he thanked the Police Department for their improved visibility in an effort to ensure the safety of the schools’ students and teachers; and the Maintenance and Fire Departments for their assistance in repairing a broken water valve at the Middle School.

Nancy Funk, 118 Myrtle Avenue – Ms. Funk noted that she recently submitted a letter of interest in the first ward vacant seat on Council (as a result of Chad Rooney’s resignation). She reiterated her interest and offered to answer any questions Council members may have of her.

Bernie Washabaugh, II – Mr. Washabaugh introduced himself as a candidate for U.S. Congress. If elected, he noted he will be representing this community; and he is present to familiarize himself with Waynesboro and the area. Contact information was provided to the members of Council.

**OPPORTUNITY TO SUBMIT COMMENTS TO PENNSYLVANIA HOUSING FINANCE AGENCY RE: PROPOSED WESTWIND GARDENS (FAIRVIEW AVENUE AND W. SECOND STREET):** Public comments were received from Pat Grimes of 130 Fairview Avenue and written comments (attached hereto as a part of these minutes) were received from constituents Tom McFarland, David Mackley and the Mark Grimes Family. Their comments/concerns were, in summary –

- (1) What impact will this development cause to Fairview Avenue Elementary School, and the school system as a whole?
- (2) What impact will this development have on neighboring property values (due to abutting a low-income housing project)?
- (3) What road improvements will need to be made to accommodate traffic to/from the development?
- (4) The property was previously used as a nursery – will soil testing be done with regard to pesticides/herbicides, etc.?

President Mumma noted that the Planning Commission has only seen a sketch plan to date, and these types of concerns will be addressed when an official plan is presented.

Bonnie Zehler, Executive Director of Valley Community Housing Corporation, was present and answered many questions to address the residents’ concerns. She explained that they have applied for funding and if approved, construction will not begin until approximately 2020; and a formal Land Development Plan will not be submitted until they have received the funding. Environmental issues will also be addressed once

funding is received. She further explained that there are 32 duplex properties planned for families, which will be rented initially, but offered for sale to the existing residents after 15 years. She also explained that the homes are a way of providing affordable housing to working families with lower incomes.

Dr. Tod Kline, WASD Superintendent, commented that he and his Business Manager have reviewed the proposal and are not overly concerned about any significant impact on the school system, however they will continue to monitor the situation.

Councilman Knott asked how this location was chosen and specifically, how it was determined that Waynesboro is in need of additional low-income housing. Ms. Zehler explained that a market study was conducted and the 2010 Census data was reviewed; and it was determined that there is a “high” need in Waynesboro for affordable housing of this nature.

Justin Kint of 205 Fairview Avenue questioned if any sort of “rezoning” will be required within the school system in order to absorb the children at Fairview Avenue Elementary. Dr. Kline commented that they constantly review the situation to determine if any changes are needed, much like the recent change to add sixth grade to the Middle School. This change alone will provide initial room for growth.

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

- A. Award of Contract – Sodium Hypochlorite at Northside Pool (Main Pool & Chemical Co., Inc.)
- B. Accept Reports of the Code Enforcement Officer, Police Chief and Fire Chief for the month of February, 2018
- C. Approve Minutes as Presented – March 7, 2018 (regular meeting)
- D. Pay Bills – Check Detail(s) dated 03/12, 03/20, 03/26 and 03/30
- E. Affirm/Accept Resignation of Chad Rooney from Borough Council, effective 03/21/2018

Councilwoman Rolls seconded; the motion passed unanimously.

Councilwoman Rolls nominated Dade Royer to the vacant first ward seat on Council (created by Chad Rooney’s resignation). Councilman Fleagle made a motion to close the nominations. Councilman Knott seconded; the motion passed unanimously. Mayor Starliper then administered the appropriate Oath of Office and Loyalty Oath, and Dade Royer took his seat with Council.

**UNFINISHED BUSINESS**

**CONSIDER ORDINANCE FOR ADOPTION (TO APPROVE, ADOPT AND ENACT AN ORDINANCE CODIFICATION FOR THE BOROUGH OF WAYNESBORO):** Mr. Stains noted that the proposed ordinance was duly advertised in *The Record Herald*. Councilwoman Rolls made a motion for approval. Councilman Fleagle seconded; the motion passed unanimously.

**ORDINANCE NO.**

AN ORDINANCE TO APPROVE, ADOPT AND ENACT AN ORDINANCE CODIFICATION FOR THE BOROUGH OF WAYNESBORO, COUNTY OF FRANKLIN, COMMONWEALTH OF PENNSYLVANIA; TO PROVIDE FOR THE REPEAL OF CERTAIN LEGISLATION NOT INCLUDED THEREIN; TO SAVE FROM REPEAL CERTAIN OTHER LEGISLATION NOT INCLUDED THEREIN; AND TO PROVIDE PENALTIES FOR TAMPERING WITH THE CODE.

Complete copy on file at Borough Hall.

**NEW BUSINESS**

**LAND DEVELOPMENT PLAN (ERIC CHANEY – 47 N. CHURCH STREET):** Kevin Grubbs noted that the Waynesboro Planning Commission reviewed the Eric Chaney Land Development on 03/12 and recommended approval, contingent upon receipt of the developer's and Stormwater Management Operation & Maintenance agreements required. Councilman Fleagle made a motion for approval, with the contingency outlined by Mr. Grubbs. Councilman Knott seconded; the motion passed unanimously.

**APPOINTMENT OF BOROUGH REPRESENTATIVE ON MAINSTREET WAYNESBORO'S BOARD OF DIRECTORS:** Pursuant to a recommendation from Mainstreet Waynesboro, Inc., President Mumma noted that Councilman Jarred Knott will serve as the Borough's official representative on Mainstreet Waynesboro's Board of Directors.

**FOR INFORMATION ONLY**

**INVITATION FOR COUNCIL TO ATTEND THE FRANKLIN COUNTY DRUG TASK FORCE 2018 BREAKFAST (MAY 11, 2018):** Council members received an invitation to attend the Franklin County Drug Task Force 2018 Breakfast on May 11<sup>th</sup>. RSVP's are due to Melinda Knott by 04/27.

**PRESS QUESTIONS:** None.

**COUNCIL AND STAFF COMMENTS:** Many congratulatory comments were voiced to Councilman Royer by fellow Council members and staff.

Dan Sheffler thanked everyone for their thoughts and prayers following the passing of his father.

Chief Sourbier thanked Dr. Kline for his kind comments, noting that the Police Department is glad to assist. In addition, he noted his appreciation to Tom Shockey Collision for “updating” Car 3 at no charge to the Borough.

On behalf of Borough Council, President Mumma noted his appreciation to Dr. Kline for his attendance and cooperation.

Councilwoman Rolls thanked those who attended the recent “Night at the Races”, during which approximately \$8,000 was raised for each organization.

Mayor Starliper again reminded the public that “if you see something or hear something, say something”, as the Police Department needs to know right away. He advised that the Fire Police will be assisting at the Susquehanna Conference event on 04/15, and noted that he has had conversations with Representative Schemel regarding the need to enact laws regarding “no cell phone use while driving”. Additionally, Mayor Starliper reported that Corporals Chappell, Ramsey and Storey and Patrolman Tuthill received letters of commendation from he and the Chief with regard to an incident on N. Church Street.

Mayor Starliper announced that the Waynesboro Community Concert Association is honoring first responders from the Fire Department, Police Department, EMS personnel and Fire Police for their service on 04/08 at 3:00 p.m. at the Senior High School.

Having no further business to discuss, Council adjourned at 8:55 p.m. on a Fleagle/Rolls motion which passed unanimously.

Respectfully Submitted,

Melinda S. Knott  
Borough Secretary