

APRIL 5, 2017
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:

Council Members – Delmos Oldham, Patrick Fleagle, Niccole Rolls, C. Harold Mumma and Chad Rooney (Michael Cermak was absent)

Mayor Richard Starliper

Borough Staff – Jason Stains, Borough Manager
Denny Benshoff, Maintenance Superintendent
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

Junior Councilperson – Arianna Taylor

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

PRESENTATIONS/PROCLAMATIONS/RECOGNITIONS: Mayor Starliper presented a Proclamation to Andrea Bowersox (President, Board of Directors) and Lori Milach (Director) of the Alexander Hamilton Memorial Free Library to proclaim the week of April 9-15, 2017 as Franklin County Public Library Week.

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

PERSONNEL COMMITTEE: No report/action.

PROPERTY AND PUBLIC SAFETY COMMITTEE: Councilman Rooney noted that the next Property Committee meeting will be held on 04/20 at 6:00 p.m. Agenda items will include an update to the Weapons Ordinance and the Official Map.

STREET COMMITTEE: Councilwoman Rolls noted that the Street Committee met on 03/22 and discussed the following –

- Request to remove one (1) parking space on each side of the parking lot entrance to the Waynesboro Brethren Church – The Street Committee is

recommending the installation of two (2) “No Parking Between Signs” 20’ to the east and west of the driveway entrance along the north side of E. Third Street, east of S. Church Street, to improve site distance issues. Councilwoman Rolls made a motion for approval. Councilman Rooney seconded; the motion passed unanimously.

- Request for Street Light at 309 Green Street – The Street Committee recommended approval of the request to install a new street light at 309 Green Street to illuminate the dead-end street, at a cost of \$13.00/month. Councilwoman Rolls made a motion for approval. Councilman Oldham seconded; the motion passed unanimously.
- Location Change for RRFB Crosswalk Light - Councilwoman Rolls made a motion to approve the location change for the RRFB Crosswalk Light from E. Main Street (in front of the Hospital) to Roadside Avenue (in front of the entrance to the Rehabilitation Center). Mr. Grubbs noted that, following Council’s approval, he will present the recommendation to PENNDOT for final approval. Councilman Oldham seconded; the motion passed unanimously.
- Cost Sharing Request on School Zone Signs – Councilwoman Rolls discussed a request from Eric Holtzman, Business Administrator for the Waynesboro Area School District, about sharing the cost of school zone signs. The school zone area encompasses the High School, Middle School and Summitview Elementary School. They propose a 50/50 share of the total cost of \$1,862.00 (\$931.00 each). Discussion followed and Kevin Grubbs noted that the Borough is considering establishing a school zone area at Fairview Elementary School using leftover funds from the MMTF grant (for the Fairview Avenue and Welty Road paving projects). He suggested that the Borough pay for the school zone signs needed at Fairview Elementary School and the School District could pay for the ones needed at the High School, Middle School and Summitview Elementary School. Councilman Fleagle made a motion to approve installation of the aforementioned school zone signs, with the stipulation that the School District pay for those needed at the High School, Middle School and Summitview Elementary School area. Councilman Oldham seconded; the motion passed unanimously.
- “Feeding” Parking Meters – Councilwoman Rolls noted that a downtown business owner voiced concern regarding individuals “feeding” the parking meters along Main Street. She noted that it is illegal to continually “feed” the meters and leave a vehicle parked in the same spot all day. Ongoing discussions will be held by the Street Committee for a resolution to this problem, as it is not conducive to the downtown business district.
- Brick Sidewalk Maintenance – The Engineering Department will be inspecting all the sidewalks along Main Street between Clayton Avenue and Frick Avenue. Property owners will be issued notifications regarding any sidewalks in need of repair.
- Trash Receptacle on Main Street – A trash receptacle in front of the Dollar General on W. Main Street was apparently struck by a vehicle and is in need of repair. Denny Benshoff noted that the maintenance crew has already repaired it.

- Removal of Handicapped Parking Signs - Councilwoman Rolls made a motion to remove the handicapped parking signs at 221 Dickinson Avenue, as they are no longer needed. Councilman Oldham seconded; the motion passed unanimously.
- Installation of Handicapped Parking Signs - Councilwoman Rolls made a motion to approve the installation of handicapped parking signs at 201 Eden Avenue. Councilman Oldham seconded; the motion passed unanimously.
- Request for Private Streets in Development – A local developer discussed a proposal to develop a tract of land (formerly known as Brimington Development Phase 2) into 18 single-family and 170 duplex units. He stated that the interior streets of the development would be private, and requested the Street Committee waive the requirement to build the private streets to Borough specifications. After much discussion, the overall consensus of the Street Committee was that the developer should be required to build all the streets in the development to meet Borough specifications.

Councilwoman Rolls advised that the next Street Committee meeting will be held on 04/26 at 9:00 a.m.

INTERGOVERNMENTAL COMMITTEE: Councilman Fleagle noted that he attended the Franklin County Emergency Services Alliance meeting held on 04/01 and highlighted issues they discussed including radio communications, a high school curriculum for emergency services, applying for a fire and emergency services study, and bringing in Flagger Force to assist fire police when dealing with lengthy utility issues. Mr. Fleagle also noted that a Junior Academy for Junior Firefighters will be held again at the Training Center on 07/16.

Solicitor Wisner noted that the issue of fire police being called to utility scenes is a common problem, and he has spoken with Senator Alloway regarding some type of legislative solution in the form of penalties or payments to municipalities or fire police as compensation for their time. He will keep Council apprised of any updates.

DOWNTOWN REVITALIZATION COMMITTEE: Councilman Fleagle noted that the Downtown Revitalization Committee met on 04/04 and discussed the following –

- Downtown Parklet - Bill Kohler will provide an update later in the meeting.
- Street Light Upgrade – It doesn't appear that the street light study will be funded by the USDA any time soon, and Mr. Fleagle noted there may be some private individuals who are willing to research and work with the Engineering Department on the matter. He asked that Councilwoman Rolls take their suggestions under advisement for discussion at the next Street Committee.
- Health Board Update – Information has been provided to the Borough of Chambersburg for their consideration and action.
- Rental Inspection Program – Re-visiting the Rental Inspection Program concept was mentioned. Mr. Fleagle requested that President Mumma assign the matter to the appropriate committee for future discussions. In conjunction therewith, it

was suggested that some type of fee be charged for multiple police calls to rental units.

- Special Assessment for Downtown Businesses – Bill Kohler will assist with obtaining information regarding this matter.
- Maintenance of Brick Sidewalks – Kevin Grubbs noted that the Engineering Department will be conducting a walk-thru inspection of all sidewalks on Main Street between Clayton Avenue and Frick Avenue.
- Meter Maid – Concerns were noted regarding non-enforcement of parking meters in the downtown. A suggestion was made to hire a non-uniformed individual to monitor the parking meters.

Councilman Fleagle offered assistance of the Downtown Revitalization Committee with any of these projects.

FINANCE COMMITTEE: President Mumma noted that Council members received the financial statements for February. Mr. Stains reported that \$9,900 was charged to Line Item #01-409-370 (Maintenance of Municipal Buildings) for the demolition of 116 Hamilton Avenue. A new fund line will be created under Zoning for Demolitions (Line Item #01-414-400). That expense has been transferred accordingly and will be shown on the next financial statement.

RECREATION BOARD: Councilman Rooney noted that the Recreation Board held a joint meeting with the Memorial Park Board earlier this evening to discuss proposed renovation plans for Memorial Park. Their next joint meeting is tentatively scheduled for 04/26 at 6:30 p.m.

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

“On March 16th, I attended the Chamber's Mix and Mingle Mixer at their office.

On March 18th, along with the Chief, officers, Borough Manager and Councilman Fleagle, I attended the 4th Annual Waynesboro Public Safety Awards Banquet. Congratulations to all.

On March 20th, I attended the School District's presentation of their results on PA Youth Survey as related to Alcohol, Tobacco, Drugs, Knowledge and Attitudes.

On March 21st, along with the Chief, I attended the Fire Police meeting.

On March 24th, I attended the groundbreaking for the new addition at the Antietam Humane Society Complex.

On March 25th, I attended the Medal of Honor Service honoring Lieutenant Colonel Charles Capehart for his action at the Battle of Monterey Mountain.

On March 30th, I attended the Franklin County Commissioners' meeting.

Also on the 30th, I attended the Board of Directors' meeting for Burns Hill Cemetery.

Again on the 30th, an event was held at Zoe's Chocolate Store.

On March 31st, along with the Chief, officers and community members, a discussion was held on community affairs at Christine's Café."

SOLICITOR'S REPORT: No report.

DIRECTOR OF UTILITIES' REPORT: Leiter Pryor reported that the Waynesboro Borough Authority held a special meeting on 04/04 to further discuss refinance of the sewer debt. Jonathan Cox of Rhoads & Sinon (special counsel) was present, and a decision was made to proceed with a loan from F & M. He explained the terms of the loan, which will net a savings of approximately \$100,000 (depending on how the rates fluctuate during the last 7 years of the loan).

In addition, Mr. Pryor reported that he received correspondence from Washington Township Manager Mike Christopher regarding the Welty Road water line project. A meeting will be held with Borough, Borough Authority and Washington Township representatives later this week to coordinate the work.

JUNIOR COUNCILPERSONS' REPORT: Arianna Taylor reported that a DUI Simulator and Mock Accident will be held at the high school on 05/17 from 10:00 a.m. to 2:00 p.m. (for seniors only).

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

- Received notification from USDA regarding award of the grant for two (2) new police cars. They have been ordered and delivery is expected in approximately eight (8) weeks.
- Received notification from DEP regarding award of the Act 101 Recycling Grant in the amount of \$8,085. 875 tons were recycled by residents in the Borough.
- He attended the PELRAS conference in State College from 03/22-03/24 and attended classes in arbitration, labor contracts, pensions and Fair Labor Standards Act.
- Researched crosswalks in Center Square. PENNDOT will not permit the use of Liquid Fuels money to replace the stamped product with brick pavers. The plan now is to mill and blacktop the deteriorating stamped crosswalks in the Square.

- The Safety Manual, which is a requirement of the Borough's new workmen's compensation insurance carrier, will be presented to Council at the next meeting for approval.
- The Mercersburg Fire Department has accepted the \$10,000 offer for purchase of their former ambulance for the Fire Police.

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 Proposal
 - Engineering Services (CDBG Program) – Mr. Stains noted that only one (1) firm responded to the RFP, and another RFP will be sent out in the near future.
- B. Approval of Minutes as Presented – March 15, 2017 (regular meeting)
- C. Pay Bills – Check Details dated 03/15, 03/20, 03/27 and 04/04

Councilman Oldham seconded; the motion passed unanimously.

UNFINISHED BUSINESS

APPROVAL OF VERIZON LEASE FOR SMALL CELL ANTENNAS: Solicitor Wiser presented, for Council's consideration, a proposed Lease Agreement with Verizon Wireless for small cell antenna facilities on various traffic signal poles in the Borough. Discussions have been ongoing with Verizon for approximately a year, and he noted that the initial lease amount they offered has increased substantially over the course of the negotiations. Terms of the agreement were reviewed; and it was noted that an exhibit will be attached to the lease indicating specific locations of the equipment (up to 20). Following Council's approval, the obligation will then be on Verizon to obtain the necessary permits required through PENNDOT for the facilities.

Councilman Fleagle made a motion to authorize the Council President to execute the lease with Verizon Wireless for small cell facilities on Borough traffic sign poles. Councilman Oldham seconded; the motion passed unanimously.

RESOLUTION NO. 2017-04 RE: 2015 CDBG MODIFICATIONS: Mr. Stains presented proposed Resolution No. 2017-04 to approve the use of \$32,877 of FY 2015 CDBG funds allocated to Demolition and \$6,500 allocated to the Swimming Pool ADA Pool Lift to undertake Handicap Barrier Removal at the Borough Hall bathrooms. Councilman

Fleagle made a motion for approval. Councilwoman Rolls seconded; the motion passed unanimously.

RESOLUTION NO. 2017-04

RESOLUTION OF THE COUNCIL OF THE BOROUGH OF WAYNESBORO
MODIFYING THE FISCAL YEAR 2015 COMMUNITY DEVELOPMENT BLOCK GRANT
PROGRAM

Complete copy on file at Borough Hall.

NEW BUSINESS

APPROVE HIRING OF TWO (2) FIRE APPARATUS DRIVERS: Mr. Stains noted there is currently one (1) vacancy in the Fire Department and there will be another after 05/01 due to retirement. The Civil Service Commission has conducted the appropriate testing and a list of eligibles has been presented to Council. Mr. Stains recommended hiring Robert Doverspike immediately to fill the first vacancy. Councilman Rooney made a motion for approval. Councilwoman Rolls seconded; the motion passed unanimously.

Mr. Stains also recommended hiring Tyler Myers, effective 05/01, to fill the second vacancy. Councilman Rooney made a motion for approval. Councilwoman Rolls seconded; the motion passed unanimously.

LAND DEVELOPMENT PLAN (ERIC CHANEY): Kevin Grubbs presented the Land Development Plan for Eric Chaney. The plan was reviewed by the Franklin County Planning Commission (who offered no comments) and the Waynesboro Planning Commission (who requested several revisions, which have been completed). The plan meets all requirements of the Zoning Ordinance, Subdivision/Land Development Ordinance and the Stormwater Management Ordinance. Councilman Fleagle made a motion for approval of the Chaney Land Development Plan, as presented. Councilman Oldham seconded; the motion passed unanimously.

RRFB (RECTANGULAR RAPID FLASHING BEACON) LIGHTS: Mr. Grubbs provided an update on the grant received two (2) years ago for RRFB lights. The Borough requested \$188,655 and received an award of \$150,924 (of which there is a 20% match requirement). Funding has been found for the 20% match, and everything is in place to proceed with the project. A reimbursement agreement with PENNDOT will be forthcoming in the near future.

Eight (8) locations for the RRFB lights have been identified:

- E. Main Street and Walnut Street
- E. Main Street and Ringgold alley (next to the Library)
- W. Main Street and Franklin Street
- W. Main Street and Price Avenue
- N. Grant Street and King Street

- Clayton Avenue and E. Second Street
- W. Third Street and Cleveland Avenue
- Roadside Avenue (approved for relocation earlier in this meeting)

Councilwoman Rolls made a motion for approval. Councilman Oldham seconded; the motion passed unanimously.

REQUEST FOR JULY 4TH PARADE (BROTHERS OF THE BRUSH): Councilman Oldham made a motion to approve a request from the Brothers of the Brush to hold the July 4th parade on 07/04 at 10:30 a.m. Councilwoman Rolls seconded; the motion passed unanimously.

FOR INFORMATION ONLY: Council members received an invitation to the Cumberland-Franklin County Boroughs Association meeting to be held on 04/25 at 6:00 p.m. in Shippensburg. RSVP's are due by 04/19.

PRESS QUESTIONS:

Jennifer Fitch, Herald Mail

Ms. Fitch asked that the intersections to receive RRFB lights be repeated, as well as the amount of the grant received.

Question: What is the lease amount for the Verizon small cell antennas?

- Sam Wiser – potentially up to \$20,000/year in revenue.

Dustin Haluska, Record Herald

Question: How much is that per pole?

- Sam Wiser asked for time to review the document so he can provide more accurate information.

COUNCIL AND STAFF COMMENTS: Dade Royer, Executive Director of Renfrew Museum, reported that he will be attending Council meetings once a month with a report from Renfrew. He noted that Renfrew and the community lost Ed Miller last month. The Lions Club is planning to plant a memorial tree, and Renfrew is looking to pursue something on a larger scale (perhaps naming his former residence after him as a landmark). Following a meeting with the Borough Manager and Borough Solicitor, the understanding is that Renfrew will continue to use the house as part of the park; and he will report back at a later date when they know what that use will be. Additionally, he noted that Charlotte's Web in Waynesboro closed and donated their entire inventory to Renfrew. The items will be auctioned off on 04/08, beginning at 9:00 a.m. In addition, he provided and reviewed a schedule of upcoming events at Renfrew in 2017.

Bill Kohler, Mainstreet Waynesboro Inc., reported that work at the parklet/plaza will begin the week after Easter; and a groundbreaking ceremony is scheduled for 04/21 at 11:00 a.m. More news will be forthcoming in the next week or so regarding upcoming events and activities.

Police Chief Sourbier asked that Council give serious consideration to the issue of parking their vehicles -- specifically, it would be beneficial for them to have some type of shelter, as vehicles sitting out in all types of weather shortens their life span. In addition, he noted he is not opposed to the concept of utilizing volunteers to write parking tickets, but would like to provide some input on the matter. He reminded Council that they are welcome to attend future meetings as was held recently at Christine's Café, as it is an excellent way of reaching the people.

Chief Sourbier also mentioned that Officers Chappell, Ramsey and Tuthill did an excellent job recently on an arrest for the home invasion incident on N. Potomac Street. They should be congratulated for their efforts.

Councilman Oldham asked when Earth Day is scheduled at Renfrew. Dade Royer stated he believes it is 04/29. Mr. Oldham also commented about the lights being installed at the rear of Mt. Vernon Terrace (he is hoping they will be shielded).

Councilman Fleagle asked if he could receive meeting packets, etc. electronically (instead of paper). President Mumma noted he will consider the request, as others may wish to do so also.

Mayor Starliper agreed with Chief Sourbier's comments regarding the officers' efforts in the N. Potomac Street incident, and added that a community member had provided a tip which helped greatly. He reminded the public of the importance in reporting immediately if/when they see something suspicious.

After reviewing the Verizon lease agreement, Solicitor Wiser responded to Mr. Haluska's question from earlier in the meeting. He stated that Verizon will pay an initial signing bonus of \$25,000 and an annual rent of \$3,900 for each location/pole they attach to. They are initially talking about seven (7) locations, which would be annual rent in the first year of \$27,300; and the annual rental payment is subject to a 2% increase per year. In addition, they will pay \$300 per year per location for electric.

Having no further business to discuss, the meeting adjourned at 8:44 p.m. on a Fleagle/Rolls motion which passed unanimously.

Respectfully Submitted,

Melinda S. Knott
Borough Secretary