

NOVEMBER 16, 2016
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, Chad Rooney and Michael Cermak

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 Wiser, Borough Solicitor (Salzmann Hughes, PC)
Jody Sanders, Deputy Fire Chief
John Beck, Assistant Fire Chief

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

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

PERSONNEL COMMITTEE: Councilman Cermak noted that he received a favorable performance evaluation for Scott Crum - no action was required.

Councilman Cermak made a motion to approve the reclassification of Jamie Shindlecker to the position of Utility System Repair Technician, at a salary level 11A. Councilman Rooney seconded; the motion passed unanimously.

Councilman Cermak made a motion to approve the hiring of Robert Luchs (previously temporary) as Truck Driver/Laborer, at a salary level 5A. Councilman Rooney seconded; the motion passed unanimously.

Councilman Cermak made a motion to approve the hiring of Matthew Rosenberry as Fire Apparatus Driver, at a salary of \$12.96/hour, effective 11/21/2016. Councilman Rooney seconded; the motion passed unanimously.

PROPERTY AND PUBLIC SAFETY COMMITTEE: No report. Councilman Rooney noted that two (2) ongoing items are the Official Map (which is still being compiled, but will be brought to Council in January) and the Firearms Ordinance (which is still being

discussed). The meeting scheduled for 11/17 will be canceled, due to the lack of new business.

STREET COMMITTEE: Councilwoman Rolls announced that the next Street Committee meeting will be held on 11/23 at 9:00 a.m.

INTERGOVERNMENTAL COMMITTEE: No report.

DOWNTOWN REVITALIZATION COMMITTEE: Councilman Fleagle noted that the Downtown Revitalization Committee met on 11/15 and discussed the following --

- 137 W. Main Street – Mr. Adler presented his plans for the property and is working with the Franklin County Area Development Corporation and the Franklin County Redevelopment Authority for funding assistance.
- 21 E. Main Street – Bill Kohler gave an update on status of the grant/low-interest loan application for this property.
- Concerns re: New Hope Shelter – Sheree Green, representing downtown merchants, presented concerns the previous month regarding illegal activity which they felt involved residents from the shelter. A representative of the New Hope Shelter was in attendance to discuss plans, in conjunction with the Police Department, to address these concerns.
- Plaza, Dog Waste Stations and Holiday Events – Bill Kohler gave an update on plans for the plaza, dog waste stations to be installed at several locations downtown and upcoming holiday events.
- Street Lights – An update on the status of the street lights was given. It is his understanding that they are considering an upgrade of the Victorian lights, as well as the cobra-style lights. Ms. Rolls added that the Street Committee is meeting later this week with a lighting consultant who will do an analysis of lighting throughout the Borough.
- Health Board – Councilman Fleagle asked for an update on the Health Board issue. Solicitor Wiser advised that the Borough of Chambersburg has requested that Waynesboro work out terms with PA Municipal Code Alliance (the third party code inspector Chambersburg uses) for the services they wish to pursue. The list of services will then be presented to Chambersburg's Board of Health for oversight.
- Mulberry Avenue Archway – Bob Correll and Harry Morningstar Jr. gave an update on the archway project. Council will be provided additional information after bids have been received.
- Zoning Ordinance and Subdivision/Land Development Ordinance Updates – Discussed changes as they relate to Main Street.
- Telephone Contacts for Borough Staff – Concern was expressed regarding the ease and availability of obtaining contact numbers for Borough staff members. The Borough Manager was asked to review the website and telephone system.

The next Committee meeting is scheduled for 12/06 at 10:00 a.m.

FINANCE COMMITTEE: President Mumma noted that Council will be voting on the tentative 2017 budget later in this meeting.

RECREATION BOARD: No report. There will be no Recreation Board meetings during the months of November and December.

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

“On November 3rd, I attended the Chamber's mixer at *The Record Herald*.

On November 5th, I attended the Library's 4th Annual Books, Bytes and Brews.

On November 11th, I hosted a Veterans' forum at Borough Hall. Representative Paul Schemel, Chad Reichard (for Senator Rich Alloway) and Justin Slep (Director of the Franklin County Office of Veterans Affairs) talked with veterans about their care and comments.

Also on the 11th, I had the privilege of speaking at the “Remember Me” Veterans Day dedication ceremony at the American Legion. Artist Larry Selman presented a rendition of his concept of World War I. We thank Mr. Selman for this rendition to the American Legion and to the citizens of Waynesboro.

On November 15th, I attended a program at the Grove Family Library. The title of the program was on senior safety and Mrs. Karen Sourbier was the organizer. Guess who was the speaker?

Also on November 15th, Manager Stains and I attended the Franklin County Council of Governments meeting in Chambersburg.”

SOLICITOR'S REPORT: No report.

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

- The playground equipment at Rotary Park will be installed in the near future. The maintenance crew has excavated the ground and GRC is doing further site prep for the equipment.
- The water line at Memorial Bridge will be relocated on 11/17 (from 9:00 p.m. thru the night), which will affect customers in the 800-900 block of W. Main Street and Zullinger. CodeRed notifications have been sent to affected residents and restaurants in the area have been contacted. A boil water advisory will be in effect (as a precautionary measure), which will hopefully be lifted on 11/19.
- Trash will not be collected on Thanksgiving Day (11/24). Thursday's trash will be collected on Friday (11/25) and Friday's on Saturday (11/26) ... and collection on those days only will begin at 1:00 a.m.

- The walking trail has been progressing well. The maintenance crew began at the top of Cemetery Hill at Renfrew and are now down to the stream between the first and second phases of the Brimington Development. Much of the area has a stone base in place and a travel lane is being added for a crane to bring in beams for the bridge across the stream on that section of the trail.
- The maintenance crew has also been collecting leaves at curbside, erecting the community Christmas tree, and installing wreaths on the decorative light poles downtown.
- The public was reminded of Council's public hearing to be held on 12/07 at 6:30 p.m. for the Zoning Ordinance and Subdivision/Land Development Ordinance (SALDO). The Council meeting will follow the conclusion of that hearing, with a 10-minute break in between.
- He and the Mayor attended the Franklin County COG meeting. Other municipalities are beginning to work on their Official Maps also – and it's good to know that Waynesboro is "ahead of the curve". The COG is setting their legislative agenda for 2017 ... Council members were asked to advise him of any items to forward to them for consideration. The use of radar equipment continues to be discussed.
- A thank-you letter was received from the Calvary Assembly of God for approval of their "Light the Night" program held in conjunction with the Borough's Trick-or-Treat night.
- He has been appearing weekly on the radio to discuss Borough issues, which will continue.
- Councilman Oldham had asked if there would be sufficient space on the property tax bills to include the additional taxes proposed in the budget. The Tax Collector is confident that will be no problem.

On behalf of the Rotary Club, Councilman Fleagle thanked the Borough's Maintenance Department and GRC for their work at the Rotary Park.

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:

Jon Fleagle, Chairman of the Waynesboro Borough Authority – Mr. Fleagle noted that the Borough's solicitor is currently reviewing a new proposed Sewer Use Ordinance, which was prepared for the WBA by Gannett Fleming. His review is important so that all responsibilities and duties are properly assigned between the Borough and the Borough Authority, and to ensure that enforcement of the ordinance is done properly. Once his review is completed, limitations and penalties will be added, and the document will be returned to Council for action at their earliest convenience.

Mr. Fleagle explained that in the last month or so, someone dumped an agent containing molybdenum into the sewer system. This ended up in the sludge at the wastewater treatment plant and is preventing them from land-applying the sludge. A

contractor will be hired to dewater the sludge and haul it to a landfill. Costs for this work are estimated at over \$100,000. To date, attempts to locate the responsible individual/business have been unsuccessful, however sampling throughout the sewer system will continue.

Mr. Fleagle noted that the current Sewer Use Ordinance (adopted in 1989) does not contain limitations on molybdenum, but the new proposed Sewer Use Ordinance does impose limits and penalties for violations. For that reason, the WBA would ask that Council act as soon as possible on the proposed ordinance so they might recover costs should problems occur in the future.

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

- A. Approval of Minutes – November 2, 2016 (public hearing and regular meeting)
- B. Pay Bills – Check Details dated 10/31, 11/07 and 11/14
- C. Accept Reports of the Code Enforcement Officer, Police Chief and Fire Chief for the month of October, 2016

Councilman Oldham seconded; the motion passed unanimously.

UNFINISHED BUSINESS: None.

NEW BUSINESS

FRANKLIN COUNTY AREA TAX BUREAU'S PROPOSED 2017 OPERATING BUDGET: Council received a copy of the Franklin County Area Tax Bureau's proposed 2017 operating budget. Every municipality and school district in the County must review and vote on this budget. Councilman Cermak made a motion to vote in favor of the proposed budget. Councilman Fleagle seconded; the motion passed unanimously.

APPOINTMENT OF REPRESENTATIVE AND ALTERNATE TO FRANKLIN COUNTY AREA TAX BOARD: Council must annually appoint their representative and an alternate to the Franklin County Area Tax Board ... they are currently Jason Stains (representative) and Delmos Oldham (alternate). Councilman Cermak made a motion to appoint the same individuals for 2017. Councilman Rooney seconded; the motion passed unanimously.

AUTHORIZE CIVIL SERVICE EXAMINATION FOR UPCOMING FIRE APPARATUS DRIVER VACANCY (DUE TO PLANNED RETIREMENT): Mr. Stains noted that the current eligible list for Fire Apparatus Driver has been exhausted (and would have expired prior to a planned retirement), so the Civil Service Commission should be authorized to hold an examination for future vacancies. Councilman Oldham made a motion as such. Councilman Cermak seconded; the motion passed unanimously.

SALE OF ENGINE TANKER 2 TO WAYNESBORO VOLUNTEER FIRE DEPARTMENT:

Mr. Stains advised that no bids were received for the sale of Engine Tanker 2, however the Fire Department feels confident that they have a buyer (who buys/sells apparatus from volunteer fire departments only). Assistant Fire Chief John Beck noted that the Volunteer Fire Department has voted to accept ownership (if offered by the Borough) under the condition that the money would be placed aside for the purpose of purchasing a new aerial truck. Discussion followed regarding the need for a ladder truck, and Councilman Cermak made a motion to authorize the transfer of Engine Tanker 2 to the Waynesboro Volunteer Fire Department for the price of \$1.00, on the condition that if/when the apparatus is sold, funds received from the sale must be placed into an account used solely for the purchase of a ladder truck. Councilman Rooney seconded; the motion passed unanimously.

ADOPT 2017 TENTATIVE BUDGET: Borough Manager Stains reported that Council has been working on a tentative budget for 2017; and at the last budget meeting, the consensus was to bring it before Council this evening for a vote. The proposed tentative budget would go on public display on 12/05 and would be before Council for a final vote at their 12/21 meeting. Councilman Cermak made a motion to approve the tentative 2017 budget, as presented. Councilwoman Rolls seconded; the motion passed 5-1 (Councilman Oldham opposed).

FOR INFORMATION ONLY: Mr. Stains noted that the Borough of Mont Alto has expressed their appreciation to the Engineering Department (in particular, Scott Crum) for assisting with the use of our Speed Enforcement Evaluator. They have turned their data over to the Pennsylvania State Police for enforcement; and the Honorable Mayor of Mont Alto reported today that the PSP is utilizing that information and conducting many traffic stops.

AUTHORIZE TAX ORDINANCE FOR ADVERTISEMENT: Mr. Stains presented a proposed ordinance establishing tax rates in the Borough for 2017 as follows –

- Tax rate for general purposes – 18.18 mills
- Tax rate for street lights – 2.0 mills
- Tax rate for street improvements – 5.0 mills
- Tax rate for fire services – 1.0 mills
- Tax rate for recreation services – 0.5 mills

Councilman Cermak made a motion to authorize advertisement of the proposed ordinance for Council's consideration on 12/21. Councilman Rooney seconded; the motion passed unanimously.

PRESS QUESTIONS: None.

COUNCIL AND STAFF COMMENTS: Councilman Rooney thanked the public for their attendance.

Councilman Cermak provided a “heads up” to those in attendance ... he had the opportunity today to travel on the new part of N. Welty Road near Country Club Road, and observed the Washington Township Police Department stop many vehicles at the intersection with the new stop sign.

Kevin Grubbs reminded Council of the upcoming public hearing to review the proposed Zoning Ordinance and Subdivision/Land Development Ordinance (SALDO) on 12/07 at 6:30 p.m. Additional information will be forthcoming to Council members.

Bill Kohler (Mainstreet Waynesboro, Inc.) reported they have received award notification for a \$15,000 grant for engineering/architectural drawings for the project at 21 E. Main Street, as well as a low-interest loan of \$60,000 for Phase 1 of the project. They were hoping to have the park and the outside of the building completed this year, but spring of 2017 is more likely. Councilman Oldham reminded Mr. Kohler about the memorial to be placed at the parklet for Officer Daywalt (killed in the line of duty). Mr. Kohler noted it is his understanding that several of the clubs/organizations have pledged money for that purpose.

Mr. Kohler thanked the Borough’s maintenance crew for assisting with the Christmas decorations, as well as Star Electric, Don Smith, Pat Fleagle and MSW’s volunteers. The “pop-up shops” began on 11/11 (9 buildings which were previously vacant are being utilized by vendors for the next 9 weekends). The Library will also be using a building downtown on the evening of the Tree Lighting Ceremony (11/18) for storytelling and Christmas crafts for families. That space will then be used the following weekend for Santa’s workshop. The parade will be held on 11/19 at 2:00 p.m.

Councilman Oldham thanked the public for their attendance.

Councilman Fleagle thanked his wife, Jane, for allowing him to attend the Borough Council meeting this evening on their 41st anniversary.

Mayor Starliper asked for an update on the snow emergency plan concerns. Mr. Grubbs noted that the matter will be discussed at the Street Committee’s 12/07 meeting. Notifications have been provided to 242 property owners (residents on and surrounding the affected routes) and 72 letters were mailed to property owners who reside at different addresses.

President Mumma also thanked the public for their attendance.

Having no further business to discuss, the meeting adjourned at 8:22 p.m. on a Fleagle/Rolls motion which passed unanimously.

Respectfully Submitted,

Melinda S. Knott
Borough Secretary