

JANUARY 4, 2010
WAYNESBORO, PA 17268

REGULAR MEETING - OLD COUNCIL

Council President Craig Newcomer called the meeting of the Waynesboro Borough Council to order at 7:30 p.m. with the following in attendance:

Borough Council Members – Benjamin Greenawalt, Jason Stains, C. Harold Mumma, Craig Newcomer and Ronald Martin (Charles McCammon was absent)

Mayor Richard Starliper

Borough Staff – Lloyd R. Hamberger, II, Borough Manager
Denny Benschhoff, Maintenance Superintendent
Dan Sheffler, Zoning-Code Enforcement Officer
Kevin Grubbs, Head of Engineering Services
S. Leiter Pryor, Director of Utilities
Melissa Dively, Borough Solicitor (Salzmann Hughes, PC)
Mark King, Police Chief
Dave Martin, Fire Chief

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

REPORTS FROM ANY COMMITTEES: It was noted that Committee Reports will be presented during the regular meeting of “new” Council.

ACCEPT REPORTS: None.

APPROVE MINUTES: Councilman Martin made a motion to approve the minutes of the December 16, 2009 regular meeting, and the December 23, 2009 workshop and special meeting, as written. Councilman Greenawalt seconded; the motion passed unanimously.

UNFINISHED BUSINESS: Unfinished business will be discussed during the re-organization meeting.

APPROVE 2009 BILLS AND AUTHORIZE NECESSARY TRANSFERS: Councilman Mumma made a motion to approve payment of the Voucher List dated 12/30. Councilman Stains seconded. Councilman Martin requested information at the next meeting regarding balances for the WBA Water and Sewer Capital Reserve Funds. The motion then passed unanimously.

Councilman Martin made a motion to approve the payment of all 2009 bills, and to authorize any necessary transfers. Councilman Stains seconded; the motion passed unanimously.

The meeting adjourned at 7:34 p.m. on a Martin/Greenawalt motion which passed unanimously.

RE-ORGANIZATION - INCOMING COUNCIL

District Justice Larry Pentz administered the Oaths of Office to Mayor Richard Starliper and Tax Collector Delmos Oldham.

Mayor Starliper then administered the Oaths of Office to Councilmen Jason Stains, Craig Newcomer and Wayne Driscoll; and called the meeting to order at 7:42 p.m.

ELECT COUNCIL OFFICERS: Mayor Starliper asked for nominations for the position of Council President. Harold Mumma nominated Craig Newcomer. Jason Stains seconded. The nominations were closed.

A vote was called on the nomination of Craig Newcomer as Council President. Craig Newcomer was elected Council President by unanimous vote.

Mayor Starliper asked for nominations for the position of Council Vice-President. Jason Stains nominated Harold Mumma. Wayne Driscoll seconded. Benjamin Greenawalt nominated Jason Stains. Ronald Martin seconded, but Jason Stains declined. The nominations were closed.

A vote was called on the nomination of Harold Mumma as Council Vice-President. Harold Mumma was elected Council Vice-President by unanimous vote.

NEW JOB DESCRIPTIONS: Councilman Mumma made a motion to adopt a new job description for the position of Assistant Borough Manager. Councilman Martin seconded; the motion passed unanimously.

Councilman Mumma made a motion to adopt a job description for new duties of the Borough Treasurer. Councilman Stains seconded; the motion passed unanimously.

Councilman Mumma made a motion to adopt a job description for the new position of Financial Records Supervisor/Bookkeeper. Councilman Stains seconded; the motion passed unanimously.

APPOINTMENTS:

- A. Manager - Councilman Mumma made a motion to appoint Lloyd Hamberger as Borough Manager. Councilman Martin seconded; the motion passed unanimously.
- B. Secretary - Councilman Mumma made a motion to appoint Lloyd Hamberger as Secretary. Councilman Stains seconded; the motion passed unanimously.
- C. Assistant Secretary - Councilman Mumma made a motion to appoint Kevin Grubbs as Assistant Secretary. Councilman Greenawalt seconded; the motion passed unanimously.
- D. Treasurer - Councilman Mumma made a motion to appoint Lloyd Hamberger as Treasurer. Councilman Stains seconded; the motion passed unanimously.
- E. Assistant Treasurer - Councilman Mumma made a motion to appoint Julie Myers as Assistant Treasurer. Councilman Stains seconded; the motion passed unanimously.
- F. Financial Records Supervisor/Bookkeeper - Councilman Mumma made a motion to appoint Goldie Kauffman as Financial Records Supervisor/Bookkeeper. Councilman Stains seconded; the motion passed unanimously.
- F. Fire Chief - Councilman Mumma made a motion to review the position at a later date, but to request that Dave Martin (the current Fire Chief) remain until further action is taken. Councilman Stains seconded. Councilman Martin noted that Chief Martin has done a good job, and he sent a letter indicating his interest in continuing in the position ... why don't they just re-appoint him now? Councilman Mumma stated that the matter will need to be discussed further at a later date (which is expected to be within the time-frame of the next two Council meetings). This will include discussions with Chief Martin. A vote was called. The motion passed 3-2 (Councilmen Greenawalt and Martin opposed).
- G. Deputy Fire Chiefs - Councilman Mumma made a motion to appoint Jody Sanders and Trayer Stoops as Deputy Fire Chiefs. Councilman Stains seconded; the motion passed unanimously.

- H. Fire Police - Councilman Mumma made a motion to appoint the following individuals as Fire Police: Richard Jones, Robert Rowe, Daryl Burns, James Seilhamer, Ben Greenawalt, Robert Shank, Jim Green, Charles Hollinshead, Jim Matthews and Alan Harnes. Councilman Stains seconded; the motion passed 4-0 (Councilman Greenawalt abstained).

OTHER APPOINTMENTS:

- A. Maintenance Superintendent - Councilman Mumma made a motion to appoint Denny Benschoff as Maintenance Superintendent. Councilman Martin seconded; the motion passed unanimously.
- B. Operations Manager (Water and Sewer) - Councilman Mumma made a motion to appoint Gordon Cruickshanks as Operations Manager. Councilman Martin seconded; the motion passed unanimously.
- C. Head of Engineering Services - Councilman Mumma made a motion to appoint Kevin Grubbs as Head of Engineering Services. Councilman Martin seconded; the motion passed unanimously.
- D. Zoning/Code Enforcement Officer - Councilman Mumma made a motion to appoint Dan Sheffler as Zoning/Code Enforcement Officer. Councilman Stains seconded; the motion passed unanimously.
- E. Golf Course Manager/Groundskeeper - Councilman Mumma made a motion to appoint Mike Rouzer as Golf Course Manager/Groundskeeper. Councilman Stains seconded; the motion passed unanimously.
- F. Police Chief - Councilman Mumma made a motion to appoint Mark King as Police Chief. Councilman Martin seconded; the motion passed unanimously.
- G. Director of Borough Utilities - Councilman Mumma made a motion to appoint Leiter Pryor as Director of Borough Utilities. Councilman Martin seconded; the motion passed unanimously.

Vacancy Board - Councilman Mumma recused himself at this time. Councilman Martin made a motion to appoint O. June Mumma and Members of Council to the Vacancy Board. Councilman Greenawalt seconded; the motion passed unanimously.

Borough Solicitor - Councilman Mumma made a motion to appoint Salzmann Hughes, PC (Melissa Dively) as the Borough Solicitor. Councilman Martin seconded; the motion passed unanimously.

Handicapped Grievance Committee - Councilman Mumma made a motion to appoint Eric Boyer, Jon Fleagle, and the President of Council to the Handicapped Grievance Committee. Councilman Stains seconded; the motion passed unanimously.

Sewage Enforcement Officers - Councilman Mumma made a motion to appoint Jonathan Piper (primary) and Bill Bruck (secondary) as Sewage Enforcement Officers. Councilman Martin seconded; the motion passed unanimously.

Emergency Services Alliance Representatives - Councilman Mumma made a motion to appoint Benjamin Greenawalt, Jody Sanders and Trayer Stoops as Emergency Services Alliance Representatives. Councilman Martin seconded; the motion passed unanimously.

The re-organization meeting adjourned at 7:54 p.m.

REGULAR MEETING - NEW COUNCIL

President Newcomer called the meeting (with "new Council") to order at 7:55 p.m.

PUBLIC IN ATTENDANCE: None.

COMMITTEE REPORTS

PERSONNEL COMMITTEE: Councilman Mumma noted that he received a favorable performance evaluation for Stacie Noll. No action was required at this time.

PROPERTY AND PUBLIC SAFETY COMMITTEE: No report.

STREET COMMITTEE: Councilman Martin noted that he will present items during the “voting” section of the meeting.

INTERGOVERNMENTAL COMMITTEE: No report.

MAYOR’S REPORT: No report.

PUBLIC COMMENT - ITEMS ON AGENDA: None.

VOTING ON ITEMS FROM COMMITTEE REPORTS: Councilman Mumma made a motion to hire Bryan Chappell as a Police Officer to fill a vacancy in the Police Department. Mr. Chappell will return as Patrolman II (\$21.57/hour), as recommended by the Personnel Committee, Mayor and Police Chief. Councilman Stains seconded. Councilman Martin expressed concern that Council members other than those on the Personnel Committee were not aware of this proposal. Mr. Newcomer stated that it was discussed during a workshop; and it was his understanding that the only concerns expressed were regarding the budget. Since the budget was passed for 18 officers and there are currently only 17, the Committee felt it was appropriate to proceed. Councilman Martin stated that all of Council should have been advised. He also voiced his disappointment regarding the decision on re-appointment of Dave Martin as Fire Chief. President Newcomer returned the discussion to Bryan Chappell. Council members mentioned his previous resignation, and President Newcomer stated he is “glad to have him back”. Councilman Mumma noted that the Personnel Committee is assigned to conduct interviews and make recommendations on matters such as this. Councilman Martin agreed, but noted that the various committees should give a report to Council so other Council members are not “surprised” during the meetings. A vote on the matter was taken. The motion passed 4-2 (Councilmen Martin and Greenawalt opposed).

Councilman Mumma made a motion to authorize the Borough Manager to advertise to receive applications for the position of Assistant Borough Manager. Councilman Martin seconded; the motion passed unanimously.

Councilman Martin noted that High School Principal Chris Dennis attended the Street Committee’s meeting held on December 30th to request that signs be erected between the driveway into the courtyard and the current visitors’ parking on Second Street (where there are presently “no parking” signs), to allow for drop off and pick up of students in that area. Police Sergeant Bock also attended that meeting and noted that that is what is going on anyway. Councilman Martin made a motion to erect signs that allow for dropping off and picking up students in the area designated. Councilman Stains seconded; the motion passed unanimously.

Councilman Martin added that Street Committee members requested a meeting be arranged with School District representatives, the Borough, and Lobar (the contractors doing renovations at the High School) to discuss Second Street. Business Administrator Caroline Dean called him late today, and he will follow-up on her call the following day. He suggested, however, that the Solicitor write a letter requesting such a meeting if no meeting has been scheduled by the end of this week.

Councilman Martin made a motion that a 65' driveway entrance off Ninth Street (into the rear of the Landis complex owned by D. L. George & Company) be permitted. This would allow for tractor-trailers to enter off Ninth Street (which was built for that purpose) and would aid in keeping truck traffic off Clayton Avenue and State Hill Road. Councilman Stains seconded; the motion passed unanimously.

Councilman Martin asked Kevin Grubbs to provide a brief update on the crosswalk lights from PENNDOT. Mr. Grubbs noted that he sent the information they requested and followed up with an email, but has heard no response. Mr. Hamberger reported that he contacted Dave Rock (PENNDOT) to see what he can to "speed things up". In the meantime, Councilman Martin requested that the press ask pedestrians utilizing the crosswalks to watch for oncoming automobiles.

Mr. Hamberger advised the Street Committee that he received a complaint this week about the crosswalk at Third Street/Cleveland Avenue. He feels that it is adequately signed and painted (considering the weather), but asked that the Committee members drive by to see if anything else is needed. Councilman Martin asked Denny Benschhoff to start painting crosswalks as soon as the weather permits.

NEW BUSINESS

OPEN 2010 BUDGET: Pursuant to the Borough Code, Mr. Hamberger explained that Council has the right to amend the budget and tax rates during the month of January. Councilman Martin made a motion that the 2010 budget "stand as it is". Councilman Greenawalt seconded; the motion passed unanimously.

EMPLOYEE SALARIES: Councilman Mumma made a motion to grant a 1% across-the-board increase to all non-union employees. Councilman Stains seconded. Councilman Martin suggested that it may be better to give a one-time payment rather than stretching it out over the entire year. Councilman Mumma explained why he favors giving a percentage, including the amount of taxes paid on a one-time payment and that a percentage builds up an employee's base salary. Councilman Martin noted that he will vote against the 1%, because he favors a one-time payment. Councilman Greenawalt also noted that premiums for the employees' health insurance are "up 6.5%". A vote was called. The motion passed 4-2 (Councilmen Martin and Greenawalt opposed). Mr. Hamberger requested that this cost-of-living increase take effect the first full pay period in 2010. Council concurred.

AWARD PROPANE BIDS FOR 2010: Mr. Hamberger noted that bids for propane were opened today. He recommended that the bids be awarded at Council's next meeting.

PLAN APPROVAL APPLICATION (YORK INTERNATIONAL CORPORATION): Mr. Hamberger noted that this is a formality when a plan is submitted to DEP pursuant to the Clean Air Act. Councilman Martin made a motion to acknowledge the notification. Councilman Stains seconded; the motion passed unanimously.

PUBLIC IN ATTENDANCE - NON-AGENDA ITEMS: None.

FUTURE GOALS OF COUNCIL: Councilman Martin commented on the following items as future goals of Council --

- It is his hope and goal to work diligently on the S. Potomac Street Outfall Project by pursuing grants and doing what can be done to get the project underway. He also feels it is appropriate to solicit bids as soon as possible because local contractors are currently looking for work.

- The Street Committee and Council should also be looking at funding for rebuilding Second Street and Welty Road.
- In addition, with Council's approval, he would like to contact Bonnie Zehler (Franklin County Housing Authority) to pursue additional senior citizen living units which were discussed in the past. President Newcomer noted that he received a call from her and was going to bring this matter up during Council's next workshop.
- He believes that all of Council is in favor of further downtown improvements. This was "quite a year" for many improvements in the downtown area, and Council should work on additional improvements and bringing in more businesses.
- He urged the Mayor, Chief, and members of the Police Department to continue enforcing excessive speeding in the Borough; and he commended them on their successful efforts recently on State Hill Road.
- The intersection/crosswalk at Second and Main Streets continues to be an issue. Motorists are driving through the red lights like they don't pertain to them.
- In addition, Mr. Martin noted his concern about pedestrians' safety in crosswalks. He volunteered to assist the Police Department with enforcement by standing in crosswalks at various times of the day.
- Stop signs are also an issue. Motorists need to be reminded that they mean "stop", not just look and go. Councilman Martin encouraged the Police Department to give out fines, not warnings.

FOR INFORMATION ONLY

REMINDER: NEW CHRISTMAS TREE PICK-UP: Mr. Hamberger advised that a block ad was published twice outlining the Borough's new policy on brush and recyclables. In addition, he reminded the public that there will be no special Christmas tree pick-up this year. Trees will be collected during "brush weeks" (or non-recycling weeks) this month.

PAY BILLS: Councilman Mumma made a motion to approve payment of the Voucher List dated 12/22. Councilman Martin seconded; the motion passed unanimously.

COUNCIL AND STAFF COMMENTS: Mr. Hamberger requested that Dan Sheffler give a report on citations issued for snow-covered/icy sidewalks.

Councilman Driscoll noted that it has been almost a year since he decided to run for Council, during which time he has met a lot of people. He looks forward to working with Council, the staff, and residents for the next four (4) years ahead.

Councilman Martin thanked individuals who were appointed this evening to various boards. He noted that they provide a lot of beneficial services to the community (which couldn't otherwise be afforded) by volunteering their time.

Dan Sheffler reported that he issued 12 citations for uncleared sidewalks after the first storm. He then issued 6 citations during the next storm (at least half of which were "repeats" from the previous storm). He requested that Council consider making a motion that the Police Department issue citations when a storm ends after midnight on Thursday and before 8 a.m. on Friday (making the 24-hour period allowed for clearing the sidewalk over the weekend). Otherwise, the process of having the owner cited and getting the sidewalk cleared doesn't begin until Monday morning when he is in the office to write

the citations. President Newcomer suggested that they talk with Chief King before making a decision on the matter. Mr. Sheffler also suggested that bids for sidewalk snow removal be solicited before the winter season, so he can contact them when property owners fail to clear the sidewalks after being issued a citation. (The property owners would be billed for this work.) Councilman Martin agreed that this would be a good idea, especially due to the number of foreclosures taking place. Councilman Martin made a motion that bids for snow removal on sidewalks be solicited in accordance with Mr. Sheffler's recommendation. Councilman Mumma seconded; the motion passed unanimously.

Police Chief Mark King noted that the budget for aggressive driving enforcement was reduced to one-fourth (1/4) by the state for this year. However, he was pleased to say that Waynesboro's Police Department received their operative funding back. He explained that they provide grant money as long as the Police Department meets certain criteria; and a number of Departments in the state have totally lost the program. He announced that the enforcement program began today and will be Borough-wide.

Councilman Greenawalt suggested that Council "start the new year off" by scheduling monthly workshops to discuss controversial items being brought before Council. He also thanked residents for attending the meeting.

Mayor Starliper stated that a number of Council members and the Borough Manager attended Senator Punt's funeral on Sunday afternoon. He noted his appreciation for all that Terry Punt has done for the community.

Mayor Starliper reminded the public that the Borough's Snow Emergency Plan is put into effect after the accumulation of 4" of snow. He and Denny Benshoff coordinate the announcement and notify the Police Department, who then contacts the media. The Snow Emergency Plan involves the removal of cars along Main and S. Potomac Streets.

Councilman Martin requested that Council consider displaying a plaque in the lobby of Borough Hall to honor Terry Punt. He suggested using Lloyd Hamberger's quote, "a big man in a small body". President Newcomer agreed.

A member of the audience, Allen Porter, questioned if downtown property owners have been advised what they can do to care for the newly-placed brick sidewalks. Kevin Grubbs noted they have been provided with information on care and maintenance, adding that salting products purchased "these days" are safe to use.

President Newcomer noted that Councilman Charles "Chip" McCammon was ill tonight and unable to attend the meeting. Having served three (3) full terms on Council (from 1998 to 2010), he will receive a plaque for his service to the Borough. Councilman Greenawalt added that Mr. McCammon informed him that this was only the second meeting he has missed in almost 300.

Having no further business to conduct, the meeting adjourned at 8:38 p.m. on a Greenawalt/Martin motion which passed unanimously.

Respectfully Submitted,

Melinda S. Knott
Administrative Assistant