

JANUARY 7, 2008
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 – Allen Porter, Richard George, Craig Newcomer, Charles McCammon and Allen Berry (Jason Stains was absent)

Mayor Richard Starliper

Borough Staff – Lloyd R. Hamberger, II, Borough Manager
Denny Benschhoff, Maintenance Superintendent
Dan Sheffler, Zoning-Code Enforcement Officer
S. Leiter Pryor, Director of Utilities
Melissa Dively, Borough Solicitor (Salzmann Hughes, PC)
Ron Flegel, Fire Chief
Ray Shultz, Police Chief

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

REPORTS FROM ANY COMMITTEES

PERSONNEL COMMITTEE: Councilman Berry reported that he received favorable performance evaluations for Donald Kaiser and John Lockwood, however no action was required. In addition, three (3) additional items will require Council's vote:

- Councilman Berry made a motion to accept Don Ringer's resignation as Emergency Management Coordinator; and further, to defer the appointment of his replacement for "new Council". Councilman George seconded; the motion passed unanimously.
- Councilman Berry made a motion to accept C. Harold Mumma's resignation from the Zoning Hearing Board. Councilman Porter seconded; the motion passed unanimously.
- Councilman Berry noted that Doyle Helfrick of 358 Ringgold Street has expressed interest in being considered for a vacancy on the Planning Commission. Councilman Berry made a motion to accept this individual as a candidate for the vacancy; and further, to defer any appointment until interviews can be conducted by the new Council. Councilman George seconded; the motion passed unanimously.

PROPERTY AND PUBLIC SAFETY COMMITTEE: No report.

STREET COMMITTEE: No report. Councilman Porter noted that the Street Committee meeting scheduled for earlier this day was canceled until a new Committee is established for the new Council. He offered any assistance required to the new Committee.

INTERGOVERNMENTAL COMMITTEE: No report.

DOWNTOWN REVITALIZATION AND FINANCE COMMITTEE: No report.

ACCEPT REPORTS: Councilman George made a motion to accept the Fire Chief's report, as presented. Councilman Berry seconded; the motion passed unanimously.

APPROVE MINUTES: Councilman McCammon made a motion to approve the minutes of the December 19, 2007 regular meeting, as written. Councilman Berry seconded; the motion passed unanimously.

UNFINISHED BUSINESS

REQUEST FOR STREET CLOSING (NEIGHBORHOOD BLOCK PARTY - ST. MARY'S EPISCOPAL CHURCH): Mr. Hamberger noted that this matter was discussed at the last meeting, but deferred for action until this meeting. Fire Chief Flegel and Police Chief Shultz noted no problems with the event. Councilman George made a motion to approve the request, as outlined in their correspondence dated December 5, 2007. Councilman Porter seconded; the motion passed unanimously.

APPROVE 2007 BILLS AND AUTHORIZE NECESSARY TRANSFERS: Councilman McCammon made a motion to approve payment of the 2007 bills and authorize any necessary transfers. Councilman Berry seconded; the motion passed unanimously.

The meeting adjourned at 7:36 p.m.

RE-ORGANIZATION - INCOMING COUNCIL

Mayor Starliper called the meeting to order at 7:37 p.m. Certificates of Election and Oaths of Office were presented previously to the Borough Office; and the Mayor administered the Loyalty Oath to the new Councilmen (Ronald Martin, C. Harold Mumma and Benjamin Greenawalt).

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

A vote was called on the nomination of Jason Stains as President – voting in favor were Charles McCammon and Benjamin Greenawalt. A vote was then called on the nomination of Craig Newcomer as Council President – voting in favor were Harold Mumma, Craig Newcomer and Ronald Martin. Craig Newcomer was elected Council President by majority vote.

Mayor Starliper asked for nominations for the position of Council Vice-President. Ronald Martin nominated Harold Mumma. Charles McCammon nominated Benjamin Greenawalt. The nominations were closed.

A vote was called on the nomination of Harold Mumma as Council Vice-President – voting in favor were Harold Mumma, Craig Newcomer and Ronald Martin. A vote was then called on the nomination of Benjamin Greenawalt as Council Vice-President – voting in favor were Benjamin Greenawalt and Charles McCammon. Harold Mumma was elected Council Vice-President by majority vote.

APPOINTMENTS: President Newcomer asked for any changes to the present positions. There being no changes voiced, the appointments were as follows --

- A. Manager - Lloyd Hamberger
- B. Secretary - Lloyd Hamberger
- C. Assistant Secretary - Kevin Grubbs

- D. Treasurer - Goldie Kauffman
- E. Assistant Treasurer - Julie Myers
- F. Fire Chief - Councilman Mumma made a motion to appoint David Martin as Fire Chief. Councilman Martin seconded; the motion passed unanimously.
- G. Deputy Fire Chiefs - Councilman Martin stated that there were many applicants for these positions who possess great qualifications. He feels that Council should write a letter to the fire companies acknowledging and commending their volunteers for the time and effort spent in obtaining such training. As both fire companies made nominations for the Deputy Chief positions, he made a motion to appoint the individuals recommended (Trayer Stoops and Jody Sanders). Councilman George seconded; the motion passed unanimously.
- H. Fire Police - Richard P. Jones, Robert Rowe, Terry Rowe, Charles Hollinshead, Ben Greenawalt, Dale Meyers, James Green, James Seilhamer, Daryl Burns and Robert Shank. Councilman Martin made a motion to approve the list as read by the Mayor. Councilman Mumma seconded; the motion passed 4-0 (Councilman Greenawalt abstained).

OTHER APPOINTMENTS: No changes were noted in the following positions –

- A. Maintenance Superintendent - Denny Benshoff
- B. Operations Manager (Water and Sewer) - Gordon Cruickshanks
- C. Head of Engineering Services - Kevin Grubbs
- D. Zoning/Code Enforcement Officer - Dan Sheffler
- E. Golf Course Manager/Groundskeeper - Harry Grove
- F. Police Chief - Ray Shultz
- G. Director of Borough Utilities - Leiter Pryor

Vacancy Board - O. June Mumma and Members of Council

Borough Solicitor - Salzmann Hughes, PC (Melissa Dively)

Handicapped Grievance Committee - President of Council, Eric Boyer and Jon Fleagle

Sewage Enforcement Officers - Jonathan Piper (primary) and Bill Bruck (secondary)

Councilman Martin made a motion to approve the aforementioned appointments. Councilman McCammon seconded; the motion passed unanimously.

President Newcomer noted that Council will review and discuss the appointment of representative(s) to the Emergency Services Alliance.

The re-organization meeting adjourned at 7:47 p.m.

REGULAR MEETING - NEW COUNCIL

President Newcomer called the meeting (with “new Council”) to order at 7:48 p.m.

PUBLIC IN ATTENDANCE:

John Cook, 230 S. Church Street – Mr. Cook reported a “derelict” vehicle on S. Church Street. He expressed concern that the inoperable vehicle is an extreme safety hazard. The matter was referred to the Police Department for review.

COMMITTEE REPORTS: There were no committee reports, as new committees need to be appointed by the President.

MAYOR'S REPORT: Mayor Starliper reported that he swore in the Police Department's newest officer (Tammy Shank), and she is now on-duty.

PUBLIC COMMENT - ITEMS ON AGENDA: None.

NEW BUSINESS

OPEN 2008 BUDGET: Mr. Hamberger explained that the Borough Code allows for "new Council" to re-open the budget, if they so desire. Any changes made, however, must be completed and implemented by February 15th. Councilman McCammon made a motion for the 2008 budget to remain closed. Councilman Greenawalt seconded; the motion passed unanimously.

EMPLOYEE SALARIES: Mr. Hamberger provided Council with a proposed 2008 salary schedule and roster for non-uniformed employees. He noted that the schedule includes a 3% cost-of-living increase for all employees (except the Police Chief, which is in accordance with the police contract), and recommended that the new salaries be implemented the first full pay period in January. Councilman McCammon made a motion to approve the salary schedule, as presented. Councilman Mumma seconded; the motion passed unanimously.

TIMBER MANAGEMENT AGREEMENT (PENNSYLVANIA STATE UNIVERSITY): Mr. Hamberger presented a proposed agreement between the Waynesboro Borough Authority, the Borough of Waynesboro and the Pennsylvania State University Penn State for timber management on the watershed at South Mountain. Leiter Pryor explained that the agreement between the Borough and Penn State originated in 1950; and it was felt that certain revisions were necessary at this time to better reflect the services and responsibilities Penn State provides. A new agreement was drafted and executed by the Waynesboro Borough Authority at their meeting on December 18th. Since the Borough of Waynesboro is also a signatory, the agreement was sent to the Borough Solicitor for review. Mr. Pryor noted that Penn State's Forestry Department provides an invaluable service to the Borough through this program. Councilman Martin made a motion to approve the proposed Timber Management Agreement, as presented. Councilman McCammon seconded; the motion passed unanimously.

RESIGNATION OF EMERGENCY MANAGEMENT COORDINATOR (DON RINGER): Mr. Hamberger noted that he has contacted Hans Bader regarding Don Ringer's resignation, and he indicated a willingness to fill the position. (Mr. Bader was recommended by Don Ringer, as is currently the Deputy Emergency Management Coordinator). Councilman Greenawalt made a motion to appoint Hans Bader as the Borough's Emergency Management Coordinator. Councilman Martin seconded; the motion passed unanimously.

SOUTH CENTRAL REGIONAL COUNTER-TERRORISM TASK FORCE EQUIPMENT/RESPONSE/TRAINING AGREEMENT: Mr. Hamberger presented a proposed agreement between the Borough of Waynesboro, the Waynesboro Fire Department and the South Central Regional Counter-Terrorism Task Force for use of their equipment to respond to an act or suspected act of terrorism or a criminal event in a safe and effective manner. The agreement includes a provision that only trained individuals may use the equipment; and "if we break it, we bought it". Fire Chief Flegel concurred. The types of equipment available for use were not specifically defined, however Deputy Chief Sanders noted that the barricades used during downtown events (to close off streets and alleyways) are one example. Police Chief Shultz stated that the Borough signed a similar agreement several years ago regarding law enforcement, and it provided for the use of equipment and sharing of personnel. Councilman Mumma made a motion to execute the agreement, as proposed. Councilman Greenawalt seconded; the motion passed unanimously.

QUINCY TOWNSHIP FIRE PROTECTION AGREEMENT: Mr. Hamberger explained that the Borough originally asked for \$13,900.47 to provide fire protection services to Quincy Township residents, and Quincy Township offered \$7,924.00 (which the Borough did not accept). Following Council's last meeting, correspondence was forwarded to Quincy Township asking them again to consider renewing the contract at the current rate. They responded and requested that the Borough consider accepting a fee of \$12,241 for 2008-2010, but reducing the amount paid in 2008 by 1/3 for each year following. He added that the cost to provide fire services to Quincy Township last year were calculated at approximately \$21,000.

Considering the safety of Quincy Township residents, President Newcomer suggested that a one-year agreement be entered into at this point in time; and then begin negotiations immediately in January for the following three-year period. Councilman Mumma stated that expenses continually increase each year; and if the Borough sets a precedent with this Township, what will happen with the other Township? Discussion followed regarding Quincy Township's point of view in calculating costs. Councilman Martin noted that they are looking at the number of houses in the municipality, not the number of calls the Fire Department responds to (which includes commercial establishments, vehicle accidents, etc.). Council agreed that the taxpayers in Waynesboro should not have to pay for Quincy Township's fire protection.

Councilman Mumma made a motion to propose the contract amount of \$13,900.47 for 2008; said contract to be for a period of one (1) year (with negotiations to then begin immediately for a long-term contract); and their response to this offer is requested no later than February 1, 2008. Councilman Martin seconded. Councilman Martin added that he would like to go on record with the Fire Companies that the Borough will reimburse them for any difference not received from Quincy Township. Councilman Mumma agreed to the amended motion. Councilman Martin seconded; the amended motion passed unanimously.

PLANNING COMMISSION VACANCY: Council President Newcomer noted it was recommended by the previous Personnel Committee that "new Council" interview and select a candidate for the vacant position on the Planning Commission. Councilman Mumma made a motion as such. Councilman Martin seconded; the motion passed unanimously.

PUBLIC IN ATTENDANCE - NON-AGENDA ITEMS:

Frank Bittner, 842 Anthony Avenue – Mr. Bittner thanked outgoing Council for their tireless efforts and congratulated "new Council" on their future task for better development in and around Waynesboro. He outlined goals for them to approach as a team, and stated he will provide copies of a "Borough Council Handbook" to the new members for their reference. He stressed the need for standing reports and studies from the various departments; and suggested that the Borough consider purchasing a podium for use by the public when addressing Council during public meetings.

Ron Flegel, 724 Maple Street – Mr. Flegel thanked Council for the opportunity to serve as Fire Chief for the Borough for the last four (4) years. He enjoyed the position, as well as that of Apparatus Driver for the past 40 years. He wished the new officers the best in their positions, and offered help and/or assistance to the new Chief.

FOR INFORMATION ONLY

CHRISTMAS TREE PICK-UP: Mr. Hamberger reminded Council that Christmas trees will be picked up this week on residents' normal trash collection day. He noted, however, that trees should not be placed at the curb until the day of collection.

PROPERTY FOR SALE: Mr. Hamberger noted that bids were let for the sale of a Borough property on Ridge Avenue, however no bids were received. He will begin preparing re-bid information shortly.

COMMITTEE ASSIGNMENTS: President Newcomer noted that there are several pressing issues which need to be addressed by the Street Committee; and he appointed Councilman Martin as Chairman of the new Street Committee so that a meeting can be scheduled in the near future.

Other committee assignments will be announced at Council's next meeting.

PAY BILLS: None.

COUNCIL AND STAFF COMMENTS: Mr. Hamberger wished Ron Flegel well in his retirement. Councilman McCammon echoed his comments.

Councilman Martin commented on figures contained in Dan Sheffler's report, particularly the amount collected for land use permits. He recommended (and made a motion) that the fee for land use permits be increased from \$25.00 to \$100.00, effective immediately. Councilman Greenawalt seconded; the motion passed unanimously. Solicitor Dively advised that the permit fee schedule is adopted by resolution, and Council's motion should be to prepare a resolution to increase the land use permit fee. She added that it can be prepared for Council's execution at their next meeting.

Councilman Martin questioned if the Borough has received any funds from Quincy Home for their assistance in the bond issue, as this saved them a lot of money. President Newcomer noted that no monies have been received to date, and he volunteered to contact them regarding the matter.

Councilman Martin made a motion that the Borough write a letter to the owners of Gold's Gym to thank them for the improvements made to the property and for their investment in Waynesboro. Councilman McCammon seconded; the motion passed unanimously.

Denny Benshoff reported on current projects for the Maintenance Department, including painting at Borough Hall, "patching" holes in streets, plowing snow, and work on water lines on C.V. Avenue and Monta Vista Drive.

Dan Sheffler asked for clarification on Council's intentions regarding the increase in land use permit fees. Would the \$100.00 apply to any structure placed on a property (such as a shed) or just new construction? Council confirmed that it would be for any structure.

Leiter Pryor reported on upcoming major capital projects planned by the Waynesboro Borough Authority, including a water filtration plant at their new well site. They are hoping to go to bid for the project in 60-90 days and let a contract in June. The yield of this well is approximately 250 gpm (which will serve approximately 2,000 homes). He also commented on plans for debt reduction in the Water and Sewer Funds (by the end of 2009, they will be debt-free at the Sewer Plant, but they will need to borrow again for an upcoming required upgrade).

Kevin Grubbs noted that the Planning Commission meets on January 14th (which is two days before the next Council meeting). He will provide Council with information from the Planning Commission on Tuesday (January 15th) for their review and consideration at the January 16th Council meeting. In addition, he has prepared copies of pertinent ordinances for the new councilmen's use.

Mr. Hamberger informed new Council members that the Borough/Township's Joint Comprehensive Plan Study Group meets on the fourth Tuesday of each month, if they would like to attend any upcoming meetings.

Councilman Martin asked for an update on the storm sewer analysis. Kevin Grubbs noted that he will meet with the consulting engineer on January 31st, at which time they will present their completed analysis and recommendations. A full report will be provided to Council at their next meeting (February 6th). Mr. Hamberger noted that, upon receipt of their recommendations, he will discuss funding options with the Commonwealth. Mr. Grubbs added that bidding information is being prepared for the first phase renovations (gabions or aqua-duct) between Maple and S. Church Streets, which should take 3-4 months for completion. Mr. Martin requested that he provide Council with an update at each meeting.

Police Chief Shultz welcomed new Council members and noted he looks forward to working with them.

Councilman Greenawalt thanked voters of the third ward for their support, and thanked citizens for their attendance at this meeting.

Councilman Mumma thanked Ron Flegel for his 40 year employment commitment to the Borough; and noted that he was “key” in getting the two (2) fire companies to work together. He also thanked the public for their interest and attendance.

Mayor Starliper congratulated the three (3) new councilmen, and wished the new President and Vice-President well. He added best wishes to Ron Flegel in his retirement.

Mayor Starliper noted that correspondence was received from Philip Valenti (LaRouchePAC) regarding home foreclosures and the Borough’s support. He suggested that Mr. Hamberger contact Representative Todd Rock and Senator Terry Punt to see what “their take” is on House Bill 418 before any decision is made to support the matter.

President Newcomer also thanked Ron Flegel for his service to the Borough and wished him well in his retirement. He congratulated the new Fire Chief and Deputy Fire Chiefs in their appointments, as well as new councilmen in their positions, and added he is looking forward to working with them all. He also thanked the public for their attendance.

Having no further business to discuss, the meeting adjourned at 8:34 p.m. on a McCammon/Mumma motion which passed unanimously.

Respectfully Submitted,

Melinda S. Knott
Administrative Assistant