

NOVEMBER 5, 2008  
WAYNESBORO, PA 17268  
REGULAR MEETING

Council President Craig Newcomer 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 – Benjamin Greenawalt, Jason Stains, C. Harold Mumma, Craig Newcomer, Charles McCammon and Ronald Martin

Mayor Richard Starliper

Borough Staff – Lloyd R. Hamberger, II, Borough Manager  
Denny Benschoff, Maintenance Superintendent  
Melissa Dively, Borough Solicitor (Salzmann Hughes, PC)  
Dan Sheffler, Zoning-Code Enforcement Officer  
Mark King, Police Chief  
Kevin Grubbs, Head of Engineering Services

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

**APPROVE MINUTES:** Councilman Martin made a motion to table the minutes of the October 15, 2008 (special meeting and regular meeting) until Council's next meeting. Councilman Greenawalt seconded; the motion passed unanimously.

**COMMITTEE REPORTS**

**PERSONNEL COMMITTEE:** Councilman Mumma noted that he will have motions on several items during the "voting" section of the meeting, as follows –

- Resignation from an employee at the Sewer Treatment Plant
- Resignation/appointment for the Library Board
- New job description and pay rate for Police Secretary

Mr. Hamberger informed Council that the written portion of the Police Officer's civil service examination was held on October 20<sup>th</sup>; and oral interviews will be conducted on Friday, November 14<sup>th</sup>.

**PROPERTY AND PUBLIC SAFETY COMMITTEE:** Councilman McCammon noted his concern about the dark and dangerous area of "Becks' Curve" on Route 16. Even though the area is located in Washington Township, he suggested that Council look into the possibility of installing lights on the Renfrew Park property to increase safety for individuals walking, riding bicycles and operating motorized wheelchairs along the roadway. The matter was forwarded to the Street Committee for review.

**STREET COMMITTEE:** Councilman Martin noted that the Street Committee and staff are discussing the possibility of abandoning several alleys in the Borough. Council was provided with a list of the proposed alleys, for their consideration, as follows –

- King Street to Brown Street - at rear of homes on Wayne Avenue

- Wayne Avenue - to the aforementioned alley
- Eden Avenue and Linden Avenue - to rear of the former Charlie Shaffer property
- Rear of Frick Avenue from Lesher Avenue to King Street
- Off of W. Main Street (711 W. Main Street) - steep dip to a rear alley
- Alley from Sixth Street - from Park Street to Green Street
- Alley at the rear of the former Martin's Freight
- Alley from Lesher Avenue to King Street, and from Lesher Avenue to Tritle Avenue

Councilman Martin noted that recommendations are made in the Joint Comprehensive Plan to "get truck traffic off Main Street", and various rumors have circulated that Washington Township Boulevard will not allow truck traffic. He noted that the two concepts are conflicting, and requested that Mr. Hamberger discuss the matter with Mike Christopher (for further discussion at an upcoming Joint Comprehensive Plan meeting).

Councilman Martin stated that he provided Council members with a packet of information regarding an unopened section of Myrtle Avenue (from Third to Fourth Streets).

Councilman Martin also noted that, during a recent budget meeting, discussion was held regarding the Liquid Fuels Tax. He stated that the Borough spends in excess of \$30,000/year picking up leaves (including labor, equipment and fuel), which equates to approximately 3/4 mill of taxes.

Kevin Grubbs recommended that 25 mph speed limit signs be erected on the newly-paved C.V. Avenue. Councilman Martin noted that he will discuss the matter during the "voting" section of the meeting.

**INTERGOVERNMENTAL COMMITTEE:** No report.

**DOWNTOWN REVITALIZATION COMMITTEE:** President Newcomer reminded Council members of Senator Punt's press conference regarding the Center Square and traffic light project to be held the following day at 11:00 a.m. at the Waynesboro Country Club.

He added that the Rotary parking lot paving should be completed by Friday of this week.

**FINANCE COMMITTEE:** No report.

Mr. Hamberger reminded Council members of the proposed budget meeting the following evening at 7:00 p.m. Additional information was provided this evening for review and discussion at that meeting. He noted that he would like to advertise the proposed 2009 budget for adoption in mid-December, and informed the public that they are looking at no tax increase for the upcoming year.

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

"On October 16<sup>th</sup>, along with Borough Manager Hamberger and Councilmen McCammon, Greenawalt, Mumma, Martin and Newcomer, I attended the Greater Waynesboro Chamber of Commerce's Banquet.

On October 31<sup>st</sup>, with Borough Manager Hamberger and Councilmen Mumma and Newcomer, I attended the Waynesboro Hospital's press conference announcing the prestigious award of No. 1 in the United States in job ranking in the healthcare field.

On the 3<sup>rd</sup> of November, I was privileged to talk to and talk with individuals from Thailand. They were individuals who were editors or owners of newspapers in Thailand. This was arranged by Paul Engelstad from the State Department. The group was in

Waynesboro at various meetings and sightseeing, as well as Gettysburg, Chambersburg and Harrisburg.

Also on the 3<sup>rd</sup>, Chief King went to the Police Academy's physical training final. His report to me was that he was very proud of the way our three (3) new officers handled themselves.

Also, I would like to thank Denise for her article on Ex."

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

**PUBLIC COMMENT - ITEMS ON AGENDA:**

Frank Bittner, 842 Anthony Avenue - Mr. Bittner asked for additional information on the proposed alley abandonments. Councilman Martin responded that there is no foreseeable use of these alleys by the Borough, and this would reduce time spent by the Borough maintaining them. He added that many of the alleys "lead to no place". Mr. Bittner pursued further discussion regarding paving of the alley to the rear of Red Roof 2; and Denny Benshoff advised that the alley was paved several years ago because it "was in bad shape".

Billie Finn, 203 Clayton Avenue - Ms. Finn asked for additional information on the discussion regarding Myrtle Avenue. Councilman Martin replied that there is an unopened street from Third to Fourth Streets – he has provided information to Borough Council for review and discussion on whether the Borough will maintain and continue this as a potential street or do they want to give it up? Ms. Finn questioned if residents should wait until the matter is discussed at a Council meeting before they express their views. Mr. Martin noted that this is strictly for Council's information at this point, but suggested that she deliver her comments/information to Mr. Hamberger for forwarding to Council.

Harry Morningstar, Jr., 205 Clayton Avenue - Mr. Morningstar noted concern regarding any plans for the alley to the rear of his property (the section of Myrtle Avenue being discussed). Councilman Martin assured him that the residents will be made aware of what the Borough's plans are. Mr. Morningstar also commented that the \$30,000 figure mentioned by Councilman Martin for leaf removal is quite interesting.

**VOTING ON ITEMS FROM COMMITTEE REPORTS:** Councilman Mumma made a motion to accept Doug Layman's resignation from his position as Sewer Treatment Plant Operator, effective November 21<sup>st</sup>. Councilman Stains seconded; the motion passed unanimously.

Councilman Mumma made a motion to appoint Louise West to the Library Board, due to the resignation of Patricia O'Connor. Ms. West's term would expire on February 1, 2011. Councilman Martin seconded; the motion passed unanimously.

Councilman Mumma stated that the Borough's auditor suggested that time studies be conducted on the office personnel; and in so doing, it was discovered that the job description for Kim Green (Police Secretary) was very outdated. Accordingly, he made a motion to re-classify Ms. Green's position to Administrative Assistant. Councilman McCammon seconded; the motion passed unanimously. Councilman Mumma further motioned that the salary level for Ms. Green's new position be 7A (\$13.38/hour), effective the next full pay period. Councilman McCammon seconded; the motion passed unanimously.

Councilman Martin made a motion to erect 25 mph signs on the newly-paved C.V. Avenue (from King to Main Streets). Councilman Stains seconded; the motion passed unanimously.

Councilman Martin made a motion to approve the application for a handicapped parking space from Robert Starry, 202 Elder Avenue. Councilman McCammon seconded; the motion passed unanimously.

Councilman Martin made a motion to erect “no parking” signs on the east side of Dickinson Avenue from Roadside Avenue to the wall at the Waynesboro Hospital’s parking lot. He explained that this action should improve the congestion and visibility problems which exist at this location. Councilman Greenawalt seconded; the motion passed unanimously.

**RECREATION SET-ASIDE ORDINANCE:** Councilman Martin made a motion to authorize the Borough Solicitor and staff to draft an ordinance to empower a recreation impact fee of \$400.00 for every new housing unit built in the Borough of Waynesboro, to assist in offsetting additional recreation costs. Councilman Greenawalt seconded. Mr. Martin noted that he arbitrarily chose \$400.00, based on the fact that Washington Township’s fee is \$1,000 (which he feels is high) and discussion of a \$250 fee at the Street Committee meeting (which he feels is low). A vote was called and the motion passed unanimously.

## **UNFINISHED BUSINESS**

**CONSIDER ORDINANCE RE: LOCAL SERVICES TAX:** Mr. Hamberger noted that the proposed ordinance was advertised in accordance with laws of the Commonwealth of Pennsylvania. The \$52.00 Local Services Tax was enacted last year, and Solicitor Dively added that this is an administrative act to have it continue each year. Councilman Mumma made a motion to adopt the proposed ordinance, as presented. Councilman Greenawalt seconded; the motion passed unanimously.

### **ORDINANCE NO.**

AN ORDINANCE OF THE BOROUGH OF WAYNESBORO REPEALING ORDINANCES NO. 1073 WHICH ESTABLISHED AN EMERGENCY MUNICIPAL SERVICES TAX AND ITS AMENDMENTS BEING ORDINANCES NO. 1042 AND NO. 1058, AND TO ENACT A NEW ORDINANCE TO BE ENTITLED LOCAL SERVICES TAX.

Complete copy on file at Borough Hall.

**AWARD BIDS (2009 MATERIALS AND SUPPLIES):** Mr. Hamberger provided bid results for Council’s review.

The staff is recommending award of the chemical bids as follows –

- Liquid Chlorine #2000 cylinder - Univar USA, Inc.
- Liquid Chlorine #150 cylinder - Univer USA, Inc.
- Hydrofluorisilicic Acid - North Industrial Chemicals, Inc.
- Sodium Polyphosphate - Shannon Chemical
- Caustic Soda (684 lb. drum) - North Industrial Chemicals, Inc.
- Caustic Soda (220-gallon tote) - North Industrial Chemicals, Inc.
- Caustic Soda (50% bulk delivery) - George S. Coyne Chemical Co., Inc.
- Caustic Soda (25% bulk delivery) - George S. Coyne Chemical Co., Inc.
- Hydrated Lime - Thatcher Company of New York
- Activated Carbon - Thatcher Company of New York
- Potassium Permanganate - George S. Coyne Chemical Co., Inc.
- Liquid Polymer - Univar USA, Inc.
- Aluminum Sulfate - Delta Chemical Corporation

Councilman Martin made a motion to award the chemical bids as recommended. Councilman Greenawalt seconded; the motion passed unanimously.

Councilman McCammon made a motion to award the fuel oil bids to H. J. Tanner. Councilman Greenawalt seconded; the motion passed unanimously.

Councilman McCammon made a motion to award the motor fuels (voucher) bids to Cumberland Valley Fuels and motor fuels (delivered) to H. J. Tanner. Councilman Greenawalt seconded; the motion passed unanimously.

Mr. Hamberger advised that he also advertised for snow plowing bids, however none were received.

**BURNING AT 220 S. POTOMAC STREET REAR (FORMER BENJU PROPERTY):** Mr. Hamberger noted that, at Council's last meeting, they agreed to permit an individual to burn debris at the former Benju property, provided there were no complaints. Numerous complaints were received, however, and Councilman Mumma made a motion to rescind the permission to burn. Councilman Stains seconded; the motion passed unanimously.

### **NEW BUSINESS**

**FUNDRAISING EFFORT FOR REPLACEMENT OF TREES (MEMORIAL PARK BOARD):** Donald McBride, President of the Memorial Park Board, was present to explain their plans to restore the 32 trees originally planted in 1949 along the main (existing) walkway at Memorial Park to honor individuals who lost their lives in World War II. There are currently 7 trees on the east side and 15 trees on the west side (2 of the trees have been recommended for removal), making their goal for the replacement of 12 trees. The Board will be asking area residents and businesses to contribute towards replacing the trees at an approximate cost of \$250.00 each. They plan to start their fundraising efforts in the spring. Mayor Starliper informed Mr. McBride that he will donate one (1) tree, and Councilman Martin noted that he will donate two (2).

**PUBLIC IN ATTENDANCE - NON-AGENDA ITEMS:** None.

Harry Morningstar, Jr., 205 Clayton Avenue - Mr. Morningstar commented that the design work for the C.V. Avenue radiuses is "first rate", and he has had many favorable comments from truck drivers who have used the new street for deliveries to his business. Mr. Hamberger noted that they will hold a ribbon-cutting ceremony for the new street in early-December.

George Link, 531 S. Church Street - Mr. Link publicly thanked Councilman Martin for having the former Tool Company property (adjacent to his property) mowed. The growing season is coming to an end for this year, but he questioned what will be done about the problem next year. Councilman Martin noted that if Mr. Link has a similar problem next year, his point of contact at the Borough would be Dan Sheffler, Code Enforcement Officer. Mr. Link asked for clarification on the current Weed Ordinance. Mr. Sheffler advised that notice will be given to a property owner in violation, he/she will be provided time to take care of the problem, and then citations will be issued if it has not been mowed. If the citations are paid and it still needs cut, Council will need to advise him how to proceed.

### **FOR INFORMATION ONLY**

**UPDATE ON PAVING PROJECTS:** Kevin Grubbs reported that CDBG projects for the year have been completed (N. Broad Street between Mt. Airy Avenue and Harbaugh Avenue, E. North Street between N. Broad Street and N. Church Street; and C.V. Avenue) and were opened to traffic.

Mr. Grubbs added that all went well with installation of the radiuses at Turkey Hill and the parking lot at the laundromat has been paved. In addition, Allegheny Power has installed all the street lights (except 3) along Main Street, from Franklin to Tritle Avenues. Mr. Hamberger noted that the Engineering Department (Kevin Grubbs and Scott Crum), as well as the support staff, should be commended for their efforts on these projects.

Denny Benshoff reported that paving of the Rotary parking lot is approximately half done. He is hoping to complete it by Friday, weather permitting. Mr. Hamberger noted that this project is an example of inter-municipal cooperation, as the Borough has been renting a paver and trucks from Washington Township in order to save money.

Councilman Martin noted that King Street from Tritle Avenue to Frick Avenue was also paved. He stated that he wanted it known that he paid for it ... it does not affect him, or benefit him, but he paid for it, and it cost \$10,000. He added that he did it for the betterment of the Borough.

Councilman Martin commented on the brightness of the street light at Clayton Avenue and Third Street, and asked if this is a new type of bulb being used by Allegheny Power. Discussion ensued, and it seemed to be the consensus of Council that these bulbs should be used in all the lights in town.

**PAY BILLS:** Councilman Mumma noted that Check No. 47169 will be voided, and he made a motion to approve the payment of Check Nos. 47170 to 47285. Councilman Martin opened discussion on the \$38,000 check issued for insurance. Mr. Hamberger explained that this is for the Borough's "full package of liability" (EEO, vehicles, casualty, theft and properties). Mr. Martin suggested that the Borough solicit bids from several insurance companies for these coverages, as they could possibly save money. The matter was referred to the Finance Committee for review.

**COUNCIL AND STAFF COMMENTS:** Dan Sheffler reminded the public that election signs must be removed five (5) days after the elections are over.

Police Chief King reported that (as of today) the public, local businesses and non-profit organizations have donated \$1,485.00 toward the Police Department's K-9 Fund; and the Waynesboro Veterinary Clinic has donated their services for the new K-9 for the life of the dog. Mayor Starliper added that no solicitations have been mailed out yet – these donations were simply in response the article in the newspaper.

Mayor Starliper reiterated favorable comments on the wattage of the bulb in the light at Clayton Avenue and Third Street. If those could be utilized throughout the Borough, it would be beneficial. In addition, he noted that he received a number of comments after "non-passage" of the proposed Weed Ordinance at Council's last meeting. He noted that a lot of people would like to see that ordinance passed so that property owners in violation could be fined "on the spot".

President Newcomer publicly congratulated Waynesboro Hospital on being voted #1 in the United States as a health care employer. He also congratulated our new Senator, Rich Alloway; and added he hopes to work as well with him as with Terry Punt. Thirdly, he wished Senator Punt well in his retirement at the end of the year. He noted that Mr. Punt has been "gracious enough to bring a lot of money to Waynesboro", and he thanked him for everything he has done for the community. As the upcoming Christmas parade on November 22<sup>nd</sup> will be his last parade ride, Mr. Newcomer noted it would be nice to see a lot of signs saying "Thank you Terry" for everything he has done for this town.

Councilman Martin requested (and made a motion) that Council hold an executive session in regards to police matters. Councilman Greenawalt seconded; the motion passed unanimously.

Council went into executive session at 8:23 p.m. and returned to regular session at 8:52 p.m.

Councilman Martin made a motion to install “no parking” signs during a six-month construction phase on a portion of Third Street. The signs shall outline an area from the current “no parking” sign on the southeast corner of the intersection of Third Street/Myrtle Avenue, to a location immediately west of the first driveway at 201 Clayton Avenue. Councilman Stains seconded; the motion passed unanimously.

Having no further business to discuss, the meeting adjourned at 8:55 p.m. on a McCammon/Stains motion which passed unanimously.

Respectfully Submitted,

Melinda S. Knott  
Administrative Assistant