

MAY 16, 2007  
WAYNESBORO, PA 17268  
REGULAR MEETING

Council President Richard George 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 – Richard George, Craig Newcomer, Jason Stains, Allen Porter and Charles McCammon (Allen Berry was absent)

Mayor Richard Starliper

Borough Staff – Lloyd R. Hamberger, II, Borough Manager

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

**APPROVE MINUTES:** Councilman Porter made a motion to approve the minutes of the May 2, 2007 public hearing and regular meeting, as written. Councilman McCammon seconded; the motion passed unanimously.

**ACCEPT REPORTS:** Councilman McCammon made a motion to accept the reports of the Code Enforcement Officer and Fire Chief, as presented. Councilman Stains seconded; the motion passed unanimously.

**COMMITTEE REPORTS**

**PERSONNEL COMMITTEE:** Councilman Newcomer reported that he will present motions on several matters, including (1) a resolution reaffirming appointments of members to the Zoning Hearing Board; (2) a list of individuals to be hired for Northside Pool; (3) performance evaluations for several employees; and (4) a resignation from (and appointment to) the Design Review Committee.

**STREET COMMITTEE:** Councilman Porter noted that he will present information regarding a request for a handicapped parking space later in the meeting.

**PROPERTY AND PUBLIC SAFETY COMMITTEE:** Councilman McCammon reported that he will make a motion that the matter regarding 502 and 504 W. Main Street (fire-damaged properties) be turned over to legal counsel for further action.

**INTERGOVERNMENTAL COMMITTEE:** No report.

**DOWNTOWN REVITALIZATION AND FINANCE COMMITTEE:** Councilman Newcomer informed Council that he attended Mainstreet Waynesboro, Inc.'s meeting the previous evening. He felt that it was a productive meeting, and thanked members of the organization for their efforts. Mr. Hamberger added that he spoke recently with Senator Punt regarding Council's request for funding for downtown sidewalk projects. Councilman Newcomer explained that they are pursuing available grants from Senator Punt and/or Congressman Shuster for brick-imprinted concrete sidewalks in the downtown area.

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

“On May 5<sup>th</sup>, I attended the showing of the Waynesboro Area Senior High School Art Show at the Oller House. If you haven’t already, I would recommend that you view the works of these fine artists. Their work will be on display thru May 26<sup>th</sup>.

On May 9<sup>th</sup>, I was privileged to be invited to attend the installation of the WAMS Leo Club. This new club has been in the works for four years, and the Waynesboro Lions and Lioness Clubs are to be congratulated for this accomplishment. My very best to this Leo Club.”

**SOLICITOR’S REPORT:** No report. Borough Solicitor Melissa Dively informed Council that she recently received a “new version” of the agreements for issues regarding a proposed right-of-way between the Borough and the Waynesboro Area School District. A copy has been forwarded to Kevin Grubbs for his review and comment.

Council President George noted that he recently had the opportunity to visit the Rotary Club’s new recreational park off of Anthony Avenue. He stated that it is “turning into a fine recreation area” and thanked members of the Rotary Club for all they have done there. Mr. Hamberger stated that Council members received correspondence from GRC General Contractors noting that they have completed the initial stage of the development, and have turned the area over to the Borough for maintenance purposes. Several students will be hired for the summer to assist in maintaining this park and others. All agreed that this area will be a great benefit to the community. On a related matter, Mayor Starliper noted that Council discussed inspections of playground equipment several meetings ago. He suggested that a schedule for routine inspections be prepared. Mr. Hamberger advised that cursory inspections are being conducted at the present time, but they are awaiting Scott Crum’s test results for certification as a Playground Safety Inspector. Council will discuss the matter further at a later date.

**SPECIAL PRESENTATION:** A \$50.00 U.S. Savings Bond was presented to Becky Graham, a senior at the Waynesboro Area Senior High School, who was the winner of the poster contest for the Borough’s Main Street Facade Improvement Program. Mr. Hamberger noted that several “excellent renditions” were presented, and Council chose Becky’s to be displayed in downtown businesses’ windows when grant monies are used for facade improvements.

**PUBLIC COMMENT - ITEMS ON AGENDA:** None.

**VOTING ON ITEMS FROM COMMITTEE REPORTS:** Councilman Newcomer made a motion to promote Jordan Sanders to Assistant Manager at Northside Pool. (He added that Sarah Besecker recently resigned, having accepted another position.) Councilman McCammon seconded; the motion passed unanimously.

Councilman Newcomer made a motion to hire the following individuals for positions at Northside Pool  
–

Lifeguards - Lillian Ostoich, Miles Nelson and Joy Mullins  
Cashier - Paige Tanner  
Custodian - Isaac Aldridge

Councilman McCammon seconded; the motion passed unanimously.

Councilman Newcomer made a motion to hire Scott Crum, Jr. as a Summer Maintenance Worker with the Maintenance Department. Councilman McCammon seconded; the motion passed unanimously. Mr. Hamberger also noted that two (2) individuals hired previously for the Golf Course (Nathan Kauffman and Jarred Knott) will be transferred to the Maintenance Department for the summer.

Councilman Newcomer made a motion to remove Gary Smith from probationary status and place him on permanent status at the Water Plant. Councilman McCammon seconded; the motion passed unanimously.

Councilman Newcomer made a motion to approve a step increase for Jody Sanders to salary level 11E. Councilman McCammon seconded; the motion passed unanimously.

Councilman Newcomer made a motion to approve a step increase for D'Lynn Scheeler to salary level 6C. Councilman McCammon seconded; the motion passed unanimously.

Councilman McCammon made a motion that the matter regarding the fire-damaged properties at 502 and 504 W. Main Street be turned over to legal counsel for further action. Councilman Porter seconded; the motion passed unanimously. In addition, Councilman Porter made a motion to designate the Building Code Board of Appeals as the board responsible for hearing appeals regarding the Property Maintenance Code. Councilman McCammon seconded; the motion passed unanimously. Further, Councilman Porter made a motion that the fee schedule be the same for the Property Maintenance Code appeals as for the Building Code appeals. Councilman Stains seconded; the motion passed unanimously.

Councilman Porter made a motion to approve the installation of a handicapped parking space at 314 Walnut Street. Councilman Newcomer seconded; the motion passed unanimously.

Councilman Porter noted that he failed to mention a complaint received regarding restricted parking on the west side of S. Price Avenue during his Street Committee report. The matter will be reviewed to determine if any change needs to be made.

Councilman Newcomer noted that Ernst Brockmann submitted his letter of resignation from the Facade Improvement Program's Design Review Committee, and Ray Miller has agreed to be his replacement. Accordingly, Mr. Newcomer made a motion to accept Mr. Brockmann's resignation and to appoint Mr. Miller as his replacement. Councilman Porter seconded; the motion passed unanimously. Mr. Hamberger was requested to write a letter to Mr. Brockmann to thank him for his service.

**RESOLUTION AFFIRMING ZONING HEARING BOARD APPOINTMENTS:** Councilman Newcomer made a motion to approve Resolution #2007-09, which will affirm the appointments to the Zoning Hearing Board (as required by the Municipalities Planning Code). Councilman McCammon seconded; the motion passed unanimously.

#### RESOLUTION #2007-09

WHEREAS, the Borough of Waynesboro has appointed individuals to the Zoning Hearing Board, and

WHEREAS, the Municipalities Planning Code requires said individuals to be appointed by Borough Council by resolution,

Complete copy on file at Borough Hall.

Councilman McCammon reminded Council members that they had decided several meetings ago to attempt to locate two (2) alternates for the Zoning Hearing Board. It was noted that they are still looking for suitable candidates.

## **UNFINISHED BUSINESS**

**POLICE CONTRACT:** Mr. Hamberger noted that, after a series of negotiation meetings, he has received an executed copy of the proposed contract with the Waynesboro Police Association. Police Chief Shultz, Mayor Starliper and he have reviewed the contract and are recommending Council's approval. Councilman Porter made a motion to approve and execute the proposed three-year contract with the Waynesboro Police Association, as presented. Councilman Stains seconded; the motion passed unanimously.

## **NEW BUSINESS**

**AWARD BIDS FOR SODIUM HYPOCHLORITE (NORTHSIDE POOL):** Based on recommendations by the staff, Councilman McCammon made a motion to award the bids for sodium hypochlorite to Aqua Chemical Supply, Inc. Councilman Stains seconded; the motion passed unanimously.

**AWARD BIDS FOR CDBG CURB PROGRAM:** Mr. Hamberger reported that bids for the CDBG Curb Program were opened on May 14<sup>th</sup>, however they were much higher than anticipated. The staff is recommending rejecting the bids and re-bidding the contract (for award at Council's June meeting). Councilman McCammon made a motion to reject the bids and authorize a re-bid, as recommended by the Borough Manager. Councilman Newcomer seconded; the motion passed unanimously.

**PLANNING COMMISSION ITEMS:** Kevin Grubbs noted that the Waynesboro Planning Commission has reviewed the proposed amendment to the ordinance regarding temporary directional signs on advice of the Borough Solicitor. Several revisions are being recommended and will be forwarded to Council for consideration. A committee (Craig Newcomer, Charles McCammon, Kevin Grubbs and Lloyd Hamberger) has been appointed to meet with representatives of the Planning Commission to review the matter further. It was suggested that Melissa Dively be consulted on any proposed revisions.

## **PUBLIC IN ATTENDANCE - NON-AGENDA ITEMS:**

Frank Bittner, 842 Anthony Avenue - Mr. Bittner asked a series of questions regarding the Waynesboro Borough Authority, a summary of which follows:

1. Is WBA authorized to do business outside the Borough of Waynesboro?
2. Is a water meter on each of the Borough's fire trucks?
3. If fire trucks are called to put out a fire, who pays for the water?
4. If the Maintenance Department flushes a water/sewer line, who pays for the water?
5. If there is a hazardous materials incident and water is used for clean-up of the contaminated area, who pays for the water?
6. If there is a serious accident and blood is washed from the area, who pays for the water?
7. If the WBA is authorized to do business outside the Borough and if water is freely given in the examples stated, could these actions be considered community or public service?

In response to Mr. Bittner's questions, Mr. Hamberger noted that the fire trucks are not metered, the fire hydrants are not metered, and maintenance/emergency vehicles are not metered. He explained that the Waynesboro Borough Authority is a legal, autonomous, independent organization, whose enabling legislation is the Municipalities Authorities Act. Its members are appointed by Borough Council, and they are authorized to do business outside the Borough of Waynesboro (as is done in Washington Township). Mr. Hamberger added that the services Mr. Bittner referenced are considered community/public services, and Borough Council is amenable to them doing these things.

Carole Malin, Downtown Manager - Ms. Malin expressed her personal appreciation of MainStreet Waynesboro, Inc. for the Borough's support in getting the flower beautification program underway. She specifically thanked the Maintenance Department for putting up the brackets and hanging the flowers. The volunteers are now ready to proceed with watering the baskets throughout the summer. She thanked all those involved in the project for their efforts.

## **FOR INFORMATION ONLY**

**GREENWAY MEETING:** Council members received information on the Franklin County Greenway and Open Space Public Meeting to be held on May 23<sup>rd</sup>. Additional information is available by contacting the Franklin County Planning Commission.

**REMINDER OF POOL OPENING:** Mr. Hamberger reported that Northside Pool will open on May 26<sup>th</sup>. Much work has been done to get the pool ready for this season, including a new roof on the building, work on the kiddie pool, painting the kitchen, coating the floors, and a new sound system – all of which was included in the budget.

**REQUEST FROM SAFETY COMMITTEE:** Mr. Hamberger explained that the Borough's Safety Committee has developed a "Safe Employee" program whereby an employee will be nominated and voted on each quarter to recognize safe workplace habits. The "safe employee" for each quarter will receive a Certificate of Achievement; and the Safety Committee is requesting Council's approval to grant them with four (4) hours of personal time. Council reviewed the matter, and recommended that employees be recognized only once during a calendar year. Councilman Stains made a motion to approve the request for four (4) hours of personal leave to be granted to each employee recognized quarterly as "Safe Employee". Councilman Newcomer seconded; the motion passed unanimously.

**TATTOO AND BODY PIERCING INSPECTIONS:** Mr. Hamberger noted that the Borough's former Health Officer performed inspections of (and issued permits for) tattoo establishments in the Borough. Since the state is conducting health inspections now (and they don't inspect tattoo establishments), he is recommending that Accredited Services (who has a certified individual on-staff) be designated as responsible for this service. Their proposed fee for the inspection and permit would be \$100.00. Councilman Porter made a motion to designate Accredited Services as responsible for inspection and issuing permits to tattoo and body piercing establishments in the Borough. Councilman Stains seconded; the motion passed unanimously.

**RE-ORGANIZATION OF COUNCIL:** Council President Richard George turned the meeting over to Vice-President Craig Newcomer. He stated that when he was given the opportunity to be Council President, he had said that he would turn the leadership responsibilities over when some of the other members had gained more experience ... and he feels that the "time is right" for this now. He then made a motion that Council re-organize. Councilman Porter seconded; the motion passed 4-1 (Councilman McCammon opposed).

Councilman George made a further motion that Craig Newcomer be appointed as Council President. Councilman Porter seconded. Following clarification on procedures for re-organizing, the motion and second were rescinded.

Mayor Starliper asked for nominations for the position of Council President. Councilman George made a motion to appoint Craig Newcomer as Council President. Councilman Porter seconded. Councilman McCammon questioned why this action was being taken. Mr. George reiterated his earlier comments. A vote was called and the motion passed 4-1, with Councilman McCammon opposing.

Councilman George made a motion that Jason Stains be appointed Council Vice-President. Councilman Porter seconded. Again, Councilman McCammon commented that he saw no purpose for

re-organization. A vote was called and the motion passed 4-1, with Councilman McCammon opposing.

**PAY BILLS:** Councilman George made a motion to approve the payment of Voucher Lists VL-07-13 and 14. Councilman Stains seconded; the motion passed unanimously.

**COUNCIL AND STAFF COMMENTS:** Mayor Starliper thanked the Maintenance Department for removing signs from an out-of-business establishment downtown.

Maintenance Superintendent Denny Benshoff commented positively on the kiddie pool at Northside Pool.

Councilman Newcomer thanked Council members for their support in appointing him as Council President. He commended the efforts of the members of MainStreet Waynesboro, Inc., noting that they are responsible for many of the positive “happenings” downtown. He also encouraged the public to obtain a copy of the newly-issued Chamber of Commerce Directory. Copies will be available at Borough Hall’s front counter.

Having no further business to discuss, the meeting adjourned at 8:18 p.m. on a McCammon/Stains motion which passed unanimously.

Respectfully Submitted,

Melinda S. Knott  
Administrative Assistant