

DECEMBER 20, 2006
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 – Allen Porter, Richard George, Allen Berry, Craig Newcomer and Charles McCammon (Jason Stains was absent)

Mayor Richard Starliper

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

Mr. George welcomed the public in attendance.

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 November 28th special 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 (for November) and the Police Chief's report (for September), as presented. Councilman Berry seconded; the motion passed unanimously.

COMMITTEE REPORTS

PERSONNEL COMMITTEE: Councilman Berry noted that he will have motions on several items later in the meeting.

PROPERTY AND PUBLIC SAFETY COMMITTEE: Councilman McCammon noted that the Property Committee met the previous week. He will present a motion to table the vote on the employees' pay schedule until the first meeting in January.

STREET COMMITTEE: No report. The Street Committee's next meeting will held on the second Monday of the month (January 8th) at 9:30 a.m., due to the New Year's holiday.

INTERGOVERNMENTAL COMMITTEE: No report.

DOWNTOWN REVITALIZATION AND FINANCE COMMITTEE: Councilman Newcomer noted that action will be taken on three (3) items during the "Unfinished Business" portion of the agenda.

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

“On December 8th, along with other Council members and the Borough Manager, I attended the Christmas dinner given by the Police Department. We thank you very much.

On the 12th of December, along with John Shindledecker and David Sanders, I went to the Boyds Bears at McSherreystown to pick up 250 Boyds Bears for the “Breakfast with Santa” on Saturday, December 23rd.”

SOLICITOR’S REPORT: No report.

PUBLIC COMMENT - ITEMS ON AGENDA: None.

VOTING ON ITEMS FROM COMMITTEE REPORTS: Councilman Berry made a motion to approve an increase for Chris Eyler to Grade 6. Councilman Newcomer seconded; the motion passed unanimously.

Councilman Berry made a motion to re-appoint David Mackley to the Recreation Board (said term will expire on 12/31/2012). Councilman Porter seconded; the motion passed unanimously.

Councilman Berry made a motion to re-appoint C. Harold Mumma to the Zoning Hearing Board (said term will expire on 01/01/2010). Councilman McCammon seconded; the motion passed unanimously.

Councilman Berry made a motion to re-appoint William Pflager to the Waynesboro Borough Authority (said term will expire on 01/01/2012). Councilman McCammon seconded; the motion passed unanimously.

Councilman Berry made a motion to re-appoint O. June Mumma to the Vacancy Board (said term will expire on 01/06/2008). Councilman McCammon seconded; the motion passed unanimously.

Councilman Berry made a motion to hire Paul Minnich as a Truck Driver/Laborer - Operator. Councilman Newcomer seconded; the motion passed unanimously.

Councilman Berry stated that he will present motions for action under “New Business – Items 9D and 9E”.

Mr. Hamberger added that there are currently three (3) vacancies on the Recreation Board and one (1) vacancy on the Design Review Committee (for the Main Street Facade Improvement Program). He requested that the media present provide coverage regarding these vacancies. Interested individuals are asked to contact the Borough Manager.

Councilman McCammon made a motion to table voting on the current pay scale for maintenance and non-uniformed employees, as he would like to present a proposal that could “save a lot of time and money”. He will present information regarding the matter at the next Joint Committee meeting. Councilman Berry seconded; the motion passed unanimously.

UNFINISHED BUSINESS

ADOPT 2007 BUDGET: Mr. Hamberger noted that the tentative 2007 budget has been adopted and advertised for consideration at tonight’s meeting. Councilman Porter made a motion to adopt the 2007 budget, as presented. Councilman McCammon seconded; the motion passed unanimously.

CONSIDER 2007 TAX ORDINANCE FOR ADOPTION AND CONTINUE ACT 511 TAXES FOR 2007:

Mr. Hamberger noted that the Real Estate Tax Ordinance was advertised in accordance with the Borough Code, with no changes in rates proposed. In addition, it should be noted that all Act 511 taxes will continue in place (except for the EMST).

Councilman McCammon made a motion to adopt the proposed 2007 Tax Ordinance, as presented. Councilman Berry seconded; the motion passed unanimously.

ORDINANCE NO.

AN ORDINANCE OF THE BOROUGH OF WAYNESBORO, COMMONWEALTH OF PENNSYLVANIA, fixing the tax rate for the fiscal year 2007.

Complete copy on file at Borough Hall.

Councilman Berry made a further motion that all Act 511 taxes currently in effect continue at the same rates (with the exception of the Emergency and Municipal Services Tax). Councilman Porter seconded; the motion passed unanimously.

CONSIDER ORDINANCE RE: EMERGENCY AND MUNICIPAL SERVICES TAX (EMST) FOR

ADOPTION: Councilman Newcomer made a motion to adopt modifications to the Emergency and Municipal Services Tax, as proposed; to permit the tax to be deducted over the first four (4) pay periods of 2007; and to authorize the Solicitor and Manager to codify the deduction program. Councilman Berry seconded; the motion passed unanimously.

ORDINANCE NO.

AN ORDINANCE OF THE BOROUGH OF WAYNESBORO, FRANKLIN COUNTY, PENNSYLVANIA, AMENDING ORDINANCE NO. 1042.

Complete copy on file at Borough Hall.

ADOPT FEES FOR 2007: Mr. Hamberger noted that trash collection fees are adopted by Council by resolution. Accordingly, he presented proposed Resolution No. 2006-15 for Council's consideration, noting that the new quarterly fee for trash collection will be \$58.20/unit. Councilman McCammon made a motion to adopt Resolution No. 2006-15, as presented. Councilman Newcomer seconded; the motion passed unanimously.

RESOLUTION 2006-15

WHEREAS, the Borough of Waynesboro has adopted Ordinance #935, and

WHEREAS, Ordinance #935 provides for adoption of a Refuse Collection Fee Schedule by Resolution,

Complete copy on file at Borough Hall.

CONSIDER ORDINANCE RE: CURATIVE AMENDMENT (ADVERTISING SIGN ORDINANCE):

Solicitor Melissa Dively presented the proposed curative amendment on behalf of Ronald Martin for Council's consideration. Councilman Newcomer made a motion to adopt the proposed ordinance. Councilman Berry seconded; the motion passed unanimously.

ORDINANCE NO.

AN ORDINANCE AMENDING ORDINANCE NO. 1052 AND SECTION 89 OF THE ZONING ORDINANCE OF THE BOROUGH OF WAYNESBORO BY AMENDING SECTION 78(C)(8)(I) AND BY AMENDING SECTION 78(C)(8)(IV).

Complete copy on file at Borough Hall.

NEW BUSINESS

PENNSYLVANIA STATE ASSOCIATION OF BOROUGH'S' SPRING LEGISLATIVE CONFERENCE (MARCH 18-20, 2007): Council received an invitation to attend the Pennsylvania State Association of Boroughs' Spring Legislative Conference to be held March 18-20, 2007 in Grantville. Those interested in attending were instructed to contact Melinda Knott.

MEETING AND HOLIDAY SCHEDULE FOR 2007: Mr. Hamberger presented a proposed Meeting Schedule for 2007, and requested Council's authorization for its advertisement. Councilman Porter made a motion to authorize the Meeting Schedule for 2007, as presented by the Borough Manager. Councilman Berry seconded; the motion passed unanimously.

Mr. Hamberger also presented a proposed Holiday Schedule for 2007, which was discussed at Council's recent Joint Committee meeting. Councilman McCammon made a motion to approve the 2007 Holiday Schedule, as presented. Councilman Porter seconded; the motion passed unanimously.

2007 PART-TIME SALARY SCHEDULE: Councilman McCammon made a motion to approve the proposed 2007 Part-Time Salary Schedule, which increases the minimum wage in accordance with federal standards. Councilman Berry seconded; the motion passed unanimously.

LONGEVITY PROGRAM (MAINTENANCE AND NON-UNIFORMED EMPLOYEES): Mr. Hamberger explained that, currently, the maintenance and non-uniformed employees have no longevity program – and when they reach the top of their salary levels, they receive no additional step increases. The contract employees (police and fire), however, have longevity programs.

Accordingly, he recommended the following longevity plan for maintenance and non-uniformed employees –

- After 5 years - 2%
- After 10 years - 4% (2% + 2%)
- After 15 years - 6% (2% + 2% + 2%)
- After 20 years - 8% (2% + 2% + 2% + 2%)

Councilman Porter made a motion to approve the Longevity Program for Maintenance and Non-Uniformed Employees, as presented. Councilman Berry seconded; the motion passed unanimously.

PLANNING COMMISSION ITEMS: Kevin Grubbs reported that the Waynesboro Planning Commission reviewed the Land Development Plan for Waynesboro Condos II at their meeting on December 12th. At that time, they recommended approval of the plan to Borough Council contingent upon certain minor revisions and a recommendation for approval of the Stormwater Management Plan by the Borough's consulting engineer. Mr. Grubbs noted that all those conditions have been met. Councilman McCammon made a motion to approve the Land Development Plan for Waynesboro Condos II, as presented. Councilman Porter seconded; the motion passed unanimously.

Kevin Grubbs noted that the Waynesboro Planning Commission also reviewed the Land Development Plan for Waynesboro Hospital's parking lot addition. Eight (8) revisions (all minor in nature and related

to the Stormwater Management Plan) are required to be completed before a recommendation for approval will be given by the consulting engineer. The Planning Commission recommended approval of the plan contingent upon these revisions being made – but those are still outstanding at this point. The plan's designer has requested that Borough Council approve the plans, contingent on the revisions being completed and brought before Council at their meeting on January 3rd. Councilman Porter made a motion as such. Councilman Newcomer seconded. President George noted concern, however, and asked for Mr. Grubbs' recommendation regarding the matter. Mr. Grubbs responded that Council has 45 days to review the plan, but he would feel "more comfortable" if the required revisions were made prior to their approval. Councilman Porter then withdrew his motion for approval and Councilman Newcomer withdrew his second. Councilman Newcomer made a motion to table the matter. Councilman McCammon seconded; the motion passed unanimously.

UPDATE ON ENGINEER'S REVIEW RE: FLOODING ISSUES: President George requested that Kevin Grubbs give an update on the work being done by Dennis Black regarding flooding issues in the south end of town. Mr. Grubbs noted that Borough Council has authorized a study of the S. Potomac Street Corridor, which will begin in early 2007. A time-line of the project was requested to be provided for Council's review. Mr. Hamberger also noted that a grant application for the Hazard Mitigation Grant Program has been prepared and will be mailed the following day.

PUBLIC IN ATTENDANCE - NON-AGENDA ITEMS:

Ronald Martin, 66 State Road - Mr. Martin acknowledged the noticeable improvement in streets in the Borough to Council, the Engineering Department and the Maintenance Department.

Frank Bittner, 842 Anthony Avenue - Mr. Bittner asked for an update on the work being done to the storm sewers in the south end of town. Kevin Grubbs informed him that the Borough's Maintenance Department is filling-in an open drainage swale and installing concrete pipe. The project is approximately 2/3 complete.

Mr. Bittner also noted concern that two (2) of the Borough's police cruisers were damaged recently in accidents, and suggested that additional drivers' training might be in order. Mayor Starliper noted that the accidents occurred while officers were in pursuit of suspects, and assured him that the matter is being handled appropriately.

FOR INFORMATION ONLY

REMINDER OF PUBLIC HEARING RE: HOSPITAL RE-ZONING AND ALLEY VACATION (JANUARY 3, 2007): Mr. George reminded Council members that public hearings will be held at 7:00 p.m. and 7:15 p.m. (prior to the next Council meeting) on January 3rd.

PAY BILLS: Councilman Newcomer made a motion to approve the payment of Voucher Lists VL-06-33 and 34. Councilman McCammon seconded; the motion passed unanimously.

COUNCIL AND STAFF COMMENTS: Wishes and sentiments for the holidays were proclaimed by various Council and staff members.

In addition, Councilman Porter noted that there are a lot of leaves on Clayton Avenue. A notice had been placed in the newspaper regarding the "last call" for pick-up, but he suggested that they need to be cleaned up by someone.

Mayor Starliper requested that the Street Committee consider reconstructive work on Fourth Street, between Park Street and Hamilton Avenue, when preparing the next list of projects for CDBG monies.

Having no further business to discuss, the meeting adjourned at 7:56 p.m. on a McCammon/Newcomer motion which passed unanimously.

Respectfully Submitted,

Melinda S. Knott
Administrative Assistant