

JANUARY 3, 2006
WAYNESBORO, PA 17268

Council President C. Harold Mumma 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, Lorena Newcomer, John Cook, C. Harold Mumma, Charles McCammon and Stephen Monn

Mayor Louis M. Barlup, Jr.

Borough Staff – Lloyd R. Hamberger, II, Borough Manager
Ray Shultz, Police Chief
Ron Flegel, Fire Chief
Denny Benschhoff, Maintenance Superintendent
Kevin Grubbs, Head of Engineering Services
Dan Sheffler, Zoning-Code Enforcement Officer
D. Lloyd Reichard, II, Borough Solicitor

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

ACCEPT REPORT: Councilman McCammon made a motion to accept the Police Chief's Report from November, 2005. Councilman Monn seconded; the motion passed unanimously.

REPORTS FROM ANY COMMITTEES: None.

APPROVE MINUTES: Councilman Monn made a motion to approve the minutes of the December 21, 2005 regular meeting, as written. Councilman McCammon seconded; the motion passed unanimously.

Councilman Cook also made a motion to approve the minutes of the special joint meeting with the Wage Tax Bureau held on December 27, 2005. Councilwoman Newcomer seconded; the motion passed unanimously.

UNFINISHED BUSINESS: None.

APPROVE 2005 BILLS AND AUTHORIZE NECESSARY TRANSFERS: Councilman Cook made a motion to approve payment of the 2005 bills and authorize any necessary transfers. Councilman McCammon seconded; the motion passed unanimously.

SPECIAL PRESENTATION TO MAYOR: State Representative Patrick Fleagle presented a House of Representatives Citation to outgoing Mayor Louis Barlup, congratulating him on his years of service as Mayor of Waynesboro. Mr. Barlup was somewhat speechless, but thanked Mr. Fleagle. He added that it has been both an honor and a privilege to serve the citizens of Waynesboro; and wished the new Mayor and Council the best of luck in their future positions.

FINAL COMMENTS FROM OUTGOING COUNCIL MEMBERS: Councilman Monn noted his appreciation for the experience of serving on Council and commended the Borough's employees on the excellent jobs they do.

Councilman George thanked Mr. Mumma for his service to Council and Mayor Barlup for serving the Borough well for many years.

Councilwoman Newcomer noted that she will miss everyone, and hopes to attend some future Council meetings.

Councilman Cook thanked everyone for allowing him to serve on Council.

Mayor Barlup noted that he has enjoyed working with all of Council and the staff.

President Mumma echoed the others' comments, adding that serving on Council has been a tremendous experience. He noted his appreciation of the department heads and employees who carry out the daily operations of the Borough.

The meeting adjourned at 7:38 p.m.

RE-ORGANIZATION MEETING

District Justice Larry Pentz administered the Oath of Office and Loyalty Oath to Mayor-elect Richard Starliper and newly-elected Councilmen Allen Berry, Jason Stains, Craig Newcomer and Allen Porter.

ELECT COUNCIL OFFICERS: Mayor Starliper asked for nominations for the position of Council President. Charles McCammon nominated Allen Porter. Jason Stains nominated Richard George. Allen Berry made a motion to close the nominations.

A vote was called on the nomination of Allen Porter as President – voting in favor were Allen Porter and Charles McCammon. A vote was then called on the nomination of Richard George as Council President – voting in favor were Craig Newcomer, Jason Stains and Allen Berry (Richard George abstained). Mr. Starliper announced Richard George as Council President by majority vote.

Mayor Starliper asked for nominations for the position of Council Vice-President. Richard George nominated Craig Newcomer. Charles McCammon nominated Allen Porter. Charles McCammon made a motion to close the nominations.

A vote was called on the nomination of Craig Newcomer as Vice-President – voting in favor were Craig Newcomer, Richard George and Jason Stains. A vote was then called on the nomination of Allen Porter as Council Vice-President – voting in favor were Allen Porter, Charles McCammon and Allen Berry. Having a tie vote, Mayor Starliper cast his vote for Craig Newcomer as Council Vice-President.

APPOINTMENTS: Councilman Newcomer made a motion to re-appoint the following individuals –

- 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 - Ron Flegel
- G. Deputy Fire Chiefs - Appointments deferred until later in the meeting
- H. Fire Police -

ATH&L: Richard Jones, Robert Rowe, Dale Meyers, Jim Green, Ben Greenawalt, Charles Hollinshead, Terry Rowe and Jim Matthews;
and

MSFE&H: Robert Shank, Wayne Miller, Daryl Burns and Jim Seilhamer

Councilman Stains seconded; the motion passed 5-1, with Councilman McCammon opposing.

APPOINT BOROUGH STAFF: Councilman Porter made a motion to re-appoint the current employees as follows –

- 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

Councilman McCammon seconded; the motion passed unanimously.

APPOINT DEPUTY FIRE CHIEFS: Councilman Berry made a motion to appoint Gary Summers and Jody Sanders as Deputy Fire Chiefs. Councilman McCammon seconded; the motion passed unanimously.

APPOINT VACANCY BOARD: Councilman Stains made a motion to appoint June Mumma to the Borough's Vacancy Board. Councilman Berry seconded; the motion passed 5-1, with Councilman McCammon opposing.

APPOINT BOROUGH SOLICITOR: There was no motion.

APPOINT HANDICAPPED GRIEVANCE COMMITTEE: Councilman Porter made a motion to appoint Eric Boyer and Jon Fleagle to the Handicapped Grievance Committee. Councilman Stains seconded; the motion passed unanimously.

APPOINT SEWAGE ENFORCEMENT OFFICERS: Councilman McCammon made a motion to appoint Jonathan Piper of Mercersburg, PA as Primary SEO and Bill Bruck of Chambersburg, PA as Secondary SEO. Councilman Porter seconded; the motion passed unanimously.

The re-organization meeting adjourned and the regular meeting (with "new" Council) convened at 8:01 p.m.

PUBLIC IN ATTENDANCE: There was no public in attendance who wished to address Council at this time.

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

PUBLIC COMMENT - ITEMS ON AGENDA: None.

NEW BUSINESS

OPEN 2006 BUDGET: Mr. Hamberger explained that the Borough Code allows "new Council" the right to open the 2006 budget and make any modifications they see fit. Once those modifications are made, the proposed amended budget must be placed on public display for ten days and adopted by February 15th.

Council President George asked Council to consider some changes in the 2006 budget as prepared. He noted that, several weeks ago, Council approved an Emergency Municipal Services Tax (EMST). He feels that there were many unanswered questions which needed to be answered in order to pass the tax. Meetings were held with the Wage Tax Bureau and more questions arose. The Tax Collector provided Council with a list of items required, but he was unsure what else needed to be done. Accordingly, Mr. George suggested that Council revert to the tax used previously and provide a tax reduction of 1.0 mills.

Councilman Newcomer made a motion to abolish the EMST as adopted, to place the new millage rate at 17.18 for general tax purposes, and to authorize the Borough Manager to proceed accordingly. Councilman Porter seconded. The motion passed 5-1, with Councilman McCammon opposing.

Mr. Hamberger reported that the tax bills are scheduled to be printed on Monday, January 9th. He will inform the County of Council's new tax rate the following morning.

EMPLOYEE SALARIES: Mr. Hamberger provided Council with a 2006 salary schedule and roster for non-uniformed and maintenance employees. The schedule includes a 3% cost-of-living increase. Councilman Porter made a motion to accept the salaries, as presented. Councilman Stains seconded; the motion passed unanimously.

AWARD BIDS: Mr. Hamberger recommended that the bid for PVC pipe be awarded to L/B Water Service, Inc., based on their price of 84¢ for 2-1/2" PVC pipe. Councilman McCammon made a motion to award the bid as recommended by the Borough Manager. Councilman Berry seconded; the motion passed unanimously.

Mr. Hamberger noted that the only bidder for the Library Accessibility Project was GRC General Contractor, Inc. Their bid was \$9,500.00; and Mr. Hamberger noted that \$8,500 has been budgeted from CDBG funds for the project. Councilman Porter made a motion to award the bid to GRC General Contractor, Inc. Councilman Berry seconded; the motion passed unanimously.

Mr. Hamberger noted that two (2) bids were received for Ductile Iron Pipe, however the bid from Atlantic States Cast Iron Pipe Company did not meet the Borough's delivery specifications. Therefore, Councilman Porter made a motion to award the bid for Ductile Iron Pipe to L/B Water Service, Inc. Councilman McCammon seconded; the motion passed unanimously.

Mr. Hamberger noted that the only bid received for Parking Meters, Housings and Accessories was from Duncan Parking Technologies, Inc. Councilman Newcomer made a motion to award the bid to Duncan. Councilman Porter seconded. Councilman McCammon asked for clarification on the housings and accessories specified. Mr. Hamberger briefly explained the equipment required to upgrade the existing meters in the downtown area. Councilman Newcomer made a motion to table the matter until the next meeting. Councilman Stains seconded; the motion passed unanimously.

DISCUSSION OF EMERGENCY MUNICIPAL SERVICES TAX (EMST): This item was discussed previously.

DISCUSSION OF PER CAPITA TAX FEES: Mr. Hamberger noted that Council previously adopted a fee of 3% to be paid to the Tax Collector for collection of the per capita tax. He provided information on the rates being paid by neighboring communities, noting that the "going rate" is approximately 4.5%. Councilman McCammon made a motion to approve a fee of 4% to be paid to the Tax Collector for collection of these taxes. Discussion followed, and President George stated that he would support 5%. Councilman McCammon then amended his motion to 5%. Councilman Newcomer seconded; the motion passed unanimously.

TAX SETTLEMENT: Mr. Hamberger provided Council with information regarding a re-assessment for Unova Industrial Automation Systems. A settlement of approximately 73% has been negotiated, which the County and School District have agreed to – this will involve a Borough tax rebate of approximately \$5,520.00. The action required is to authorize the Borough Solicitor to execute the settlement agreement. Discussion followed, and Councilman Stains made a motion to table the matter until Council's next meeting. Councilman Berry seconded; the motion passed unanimously.

RFP - BOROUGH POSITION(S): Councilman McCammon made a motion to authorize the Borough Manager to immediately advertise an RFP for the positions of Borough Solicitor and Borough Manager, with proposals to be submitted by February 1, 2006 and a contract in place by March 1, 2006.

President George requested that the two positions be dealt with by separate motion.

Councilman McCammon then made a motion to authorize the Borough Manager to immediately advertise an RFP for the position of Borough Solicitor, with proposals to be submitted by February 1, 2006 and a contract in place by March 1, 2006. He clarified that this does not necessarily mean that a new solicitor will be hired, but will allow Council to review other candidates for consideration. Councilman Porter seconded; the motion passed 5-1, with Council President George opposing.

Councilman McCammon made a further similar motion for the position of Borough Manager. Hearing no second, the motion died.

PUBLIC IN ATTENDANCE - NON-AGENDA ITEMS: Tax Collector Delmos Oldham thanked Borough Council for approving the 5% fee for collection of the per capita tax, and for their wisdom on the EMST. He reported that 2005 was a good year for real estate collection, as well as the earned income tax.

FOR INFORMATION ONLY

CHRISTMAS TREE PICK-UP: Mr. Hamberger reported that Waste Management will be collecting Christmas trees in the Borough during the week of January 9-13, on residents' normal trash collection day.

BOARD RESIGNATIONS/VACANCIES: Mr. Hamberger presented a letter of resignation from the Waynesboro Borough Authority from Richard Starliper. Councilman Stains made a motion to accept Mr. Starliper's resignation, due to his election as Mayor. Councilman Berry seconded; the motion passed unanimously. Mr. Hamberger added that two (2) individuals have expressed an interest in serving on the Borough Authority. He recommended that Council hold interviews for the vacancy prior to their next meeting (January 18th), beginning at 6:00 p.m. Councilman Porter made a motion as such. Councilman Stains seconded; the motion passed unanimously.

Mr. Hamberger also reported that an individual has expressed interest in filling the vacancy on the Zoning Hearing Board. He suggested that an interview with him be scheduled for the same evening. Council agreed.

COUNCIL COMMENTS: Mr. Hamberger provided information received from the PSAB regarding an upcoming Elected Officials Training to be held in Gettysburg on February 3-4. Those interested in attending were asked to inform Mr. Hamberger.

Councilman Berry thanked the outgoing Mayor and Council members, noting his appreciation for the job they did.

As a returning Council member, Councilman Porter recommended that the new Councilmen attend the PSAB training mentioned by the Borough Manager. He noted that it was very informative and enlightening.

Councilman Stains congratulated Councilmen George and Newcomer on their elections as President and Vice-President, respectively. He also commended Mayor Barlup on his years of service to the Borough, as well as the returning members to Council. He thanked all former Councilpersons for their service and mentoring, and the public for giving him the opportunity to serve.

Councilman Newcomer thanked his family, friends and constituents for electing him to his position.

Mayor Starliper also noted his appreciation to the outgoing Council members for their efforts. In particular, he thanked them for authorizing the curb painting at fire hydrants and intersections, and recommended that the hydrants be done first. He also mentioned two (2) items which require prompt attention – the property on W. Main Street that burned and has been condemned (and should be torn down), and the business at S. Church/W. Sixth Streets that is in great need of clean-up. He then thanked the public for their attendance and support.

Denny Benshoff noted he is looking forward to working with the new Council members.

Having no further business to discuss, the meeting adjourned at 8:30 p.m.

Respectfully Submitted,

Melinda S. Knott
Administrative Assistant