

NOVEMBER 1, 2006
WAYNESBORO, PA 17268

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, Jason Stains, Craig Newcomer, Richard George, Charles McCammon and Allen Berry

Mayor Richard Starliper was absent

Borough Staff – Lloyd R. Hamberger, II, Borough Manager
Denny Benshoff, Maintenance Superintendent
Kevin Grubbs, Head of Engineering Services
Melissa Dively, Borough Solicitor (Salzmann Hughes, PC)
Ron Flegel, Fire Chief

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

APPROVE MINUTES: Councilman McCammon made a motion to approve the minutes of the October 4th regular meeting, the October 12th special meeting, and the October 18th public hearings, as written. Councilman Berry seconded; the motion passed unanimously.

COMMITTEE REPORTS

PERSONNEL COMMITTEE: Councilman Berry noted that he will have a motion on the acceptance of an employee's letter of resignation.

PROPERTY AND PUBLIC SAFETY COMMITTEE: No report.

STREET COMMITTEE: Councilman Porter noted that the Street Committee has not met since Council's last meeting. Their next meeting is scheduled for Monday, November 6th, at 9:30 a.m., in Borough Hall's first floor conference room. He invited the public to attend.

INTERGOVERNMENTAL COMMITTEE: Councilman Stains read correspondence from Comcast regarding several channel changes that will occur on October 31st.

DOWNTOWN REVITALIZATION AND FINANCE COMMITTEE: No report.

MAYOR'S REPORT: Mayor Starliper mentioned a wedding ceremony at which he officiated recently.

SOLICITOR'S REPORT: No report.

PUBLIC IN ATTENDANCE - ITEMS ON AGENDA: None.

VOTING ON ITEMS FROM COMMITTEE REPORTS: Councilman Berry made a motion to accept the resignation from David Neibert, Maintenance Department, effective November 3rd. Councilman Porter seconded; the motion passed unanimously.

UNFINISHED BUSINESS

ZERO LOT LINE/DOWNTOWN BUSINESS DISTRICT ZONE: Mr. Hamberger noted that a public hearing was held prior to Council's last meeting, and comments (both pro and con) were heard. Council deferred the matter for further consideration. He added that Council must make a decision on adoption of the ordinances within ninety (90) days, or another hearing will need to be held.

Councilman Newcomer made a motion to advertise the proposed ordinances for adoption. Councilman Porter seconded. Council President George questioned, if a proposal for the downtown area was presented that did not meet the setback entirely, would they have a recourse to request an exception? Solicitor Melissa Dively stated that they could apply for a variance through the Zoning Hearing Board.

Harry Morningstar, Jr., 205 Clayton Avenue – Mr. Morningstar noted, as a member of the Design Committee for Mainstreet Waynesboro, he strongly recommends that this ordinance be adopted. He feels that it is vital for the historic area in downtown Waynesboro to maintain its architectural integrity.

A vote was then called, and the motion passed unanimously.

COMPREHENSIVE PLAN CONSULTANT CONTRACT: Mr. Hamberger noted that the Borough/Township previously awarded the contract for the Joint Comprehensive Plan consulting services to Spotts, Stevens and McCoy (SSM). He presented a proposed agreement with them for execution. Borough Solicitor Melissa Dively has reviewed and approved the agreement, and Washington Township reviewed it with no comment. Accordingly, he recommended that Council execute the proposed agreement with SSM so they can begin work on the the Joint Comprehensive Plan. Mr. Hamberger added that an agreement will be presented within the next several weeks for the Downtown Study. Councilman Porter made a motion to authorize execution of the contract with SSM, as presented. Councilman Stains seconded; the motion passed unanimously.

WAYNESBORO AREA SCHOOL DISTRICT - STORMWATER MANAGEMENT PLAN: Kevin Grubbs noted that Council reviewed the Land Development Plan for the Waynesboro Area School District (Senior High School Expansion) on October 18th. After discussion on the matter, Council decided to wait until all issues were completed/resolved with regard to their Stormwater Management Plan. Mr. Grubbs informed Council that all requirements of the Stormwater Management, Subdivision/Land Development and Zoning Ordinances have now been met. Councilman Porter made a motion to approve the Land Development Plan for the High School Expansion Project, as presented. Councilman Stains seconded; the motion passed unanimously.

DENNIS BLACK ENGINEERING - STORMWATER REVIEW: Kevin Grubbs noted that he received the proposal for a stormwater review from Dennis Black Engineering today. He added that they will also evaluate the sanitary sewer siphon system on Fifth Street, which is not included in this proposal; and a separate report will be prepared for the Waynesboro Borough Authority for this portion. Councilman Porter made a motion to proceed with the stormwater review, subject to the staff's approval. Councilman Newcomer seconded; the motion passed unanimously.

NEW BUSINESS

REQUEST FOR CHRISTMAS PARADE AND TREE LIGHTING CEREMONY (GREATER WAYNESBORO CHAMBER OF COMMERCE): Mr. Hamberger presented correspondence from the Chamber of Commerce regarding their request to hold the Christmas Parade on Saturday, November 18th, at 2:00 p.m. They are requesting that "no parking" signs be placed on the meters along Main Street (from Grant Street to Broad Street) from 12:30 p.m. to 3:00 p.m. The Chamber will provide staff

early Saturday morning to post the signs. Councilman McCammon made a motion to approve the Christmas Parade, as requested. Councilman Stains seconded; the motion passed unanimously.

Their second request was to hold the Tree Lighting Ceremony on Friday, December 1st, from 6:00 p.m. to 8:00 p.m. The Square will need to be closed to traffic during that time. In addition, set-up will require that "no parking" be permitted in the Square all day Friday. Councilman Berry made a motion to approve the request for the Tree Lighting Ceremony, as presented. Councilman Stains seconded; the motion passed unanimously.

INVITATION TO MAIN STREET MEETING RE: 2006 CHRISTMAS EVENTS (NOVEMBER 2, 2006 AT 8:00 A.M.): The Chamber's Executive Director, MaryBeth Hockenberry, was present to update Council on their plans for the upcoming holidays. She noted that there will be no tree in Center Square this year, but they will place four (4) trees in the quadrants. (They discussed sight lines with the Borough to ensure that traffic is not impeded.) They have purchased all new decorations, and are requesting that downtown businesses participate by decorating their buildings with white lights. (Decorations will be placed out on the Sunday after Thanksgiving.)

A meeting with the new Main Street Manager will be held on Thursday, November 2nd, from 8:00 a.m. to 9:00 a.m., at the Elks Club. The purpose of this meeting is to talk with business owners about the activities planned for the holiday season and suggestions for increasing downtown retail traffic. Mrs. Hockenberry invited Council members to attend; and thanked them for their support and assistance in these events.

REQUEST TO BURN STORM DEBRIS (WAYNESBORO AREA SCHOOL DISTRICT): Mr. Hamberger presented a request from the Waynesboro Area School District to burn tree limbs and shrubs that have accumulated from various storms over the last 1½ years. This would be done on the Middle School property (at the lower area between the Middle and High Schools) on November 9th or 10th, or over the Thanksgiving holiday. Mr. Hamberger explained that the Borough has a "no open burning" ordinance, however Council can grant special exceptions for good reasons. He added that they have granted permission to the School District for this purpose in the past. Fire Chief Flegel noted that there were no problems with the burns conducted by the School District in the past. Mr. Hamberger presented proposed Resolution No. 2006-11 to grant the School District's exception to burn, as requested. Councilman McCammon made a motion to approve Resolution No. 2006-11, as presented. Councilman Stains seconded; the motion passed unanimously.

RESOLUTION 2006-11

WHEREAS, Section V, Subsection 9 of Borough Ordinance No. 956, known as the "Air Pollution Control Ordinance of 1994", provides that Borough Council may from time to time adopt exceptions to the open burning prohibition in the Borough of Waynesboro by resolution, and

WHEREAS, the Borough of Waynesboro has determined that it is in the public interest to permit open burning from time to time by the Waynesboro Area School District, and

Complete copy on file at Borough Hall.

PUBLIC IN ATTENDANCE - NON-AGENDA ITEMS:

Mike Walters, 315 N. Grant Street – Mr. Walters thanked the Borough for posting speed limit signs on N. Grant Street and the Police Department for their assistance in enforcing it. He asked that *The Record Herald* write an article to advise the public of the legal speed limit in that area.

Mr. Walters also asked if Ronald Martin will still be required to install a privacy fence at the proposed Frick Federal Credit Union property, since he now owns the Deross property next to it. Kevin Grubbs responded affirmatively – Mr. Martin is required to install an 8' screen around the portion of his property that adjoins the residential area. Mr. Walters noted that the fence to the rear of the former Deross property has been removed; and he questioned if the Borough owns the property to that fence-line (because they stop mowing approximately 8-9' from it). Mr. Grubbs explained that the only portion vacated was located directly behind the former Blue Chip (the portion behind the former Deross property was not vacated). The Borough will be responsible for maintaining that area. He noted that the Deross's fence encroached onto the Borough's property, so they agreed to maintain the area for the Borough in the past. President George requested that Denny Benschhoff review the matter for future reference.

FOR INFORMATION ONLY

UPDATE ON LIGHT IN BOROUGH HALL'S REAR PARKING LOT: Mr. Hamberger reported that he has discussed Council's request to install a light in Borough Hall's rear parking lot with Allegheny Power. They are recommending that a light be installed on the pole on the wall at the American Legion's parking lot. They feel that the light will be broadcast over the parking lot better, and this will alleviate any difficulty when snow plowing is done during the winter. The cost for the light will be \$22.00/month (the same as other standard street lights).

UPDATE ON LIBRARY PARKING LOT PAVING: Mr. Hamberger noted that the base coat has been applied to the Library's parking lot, and the surface coat will be applied the following day.

RIBBON CUTTING CEREMONY/OPEN HOUSE - CUTS FITNESS FOR MEN (NOVEMBER 4, 2006 AT 10:00 A.M.): Council members received an invitation to attend the Ribbon Cutting Ceremony and Open House for Cuts for Men on November 4th, beginning at 10:00 a.m.

REMINDER OF ATH&L FIRE COMPANY FAMILY DINNER (NOVEMBER 6, 2006 AT 6:00 P.M.): Council members were reminded of the upcoming Family Dinner at the ATH&L Fire Company on November 6th at 6:00 p.m.

MUNICIPAL NOTIFICATION RE: NPDES PERMIT (TURKEY HILL LAND DEVELOPMENT): Mr. Hamberger noted that this municipal notification is required when businesses apply for an NPDES Permit.

PAY BILLS: Councilman Newcomer made a motion to approve the payment of Voucher List VL-06-28. Councilman Porter seconded; the motion passed unanimously.

COUNCIL AND STAFF COMMENTS: Councilman Stains noted that it was brought to his attention recently that neighborhood children are riding bicycles, etc. in the alley behind McDonald's; and complaints have been voiced about the danger of speeding vehicles there. He asked that the Street Committee review the matter to determine if a "Children at Play" sign (or stop sign) in the alley is warranted.

Councilman Newcomer encouraged Council members and the public in attendance to vote on Election Day.

Mayor Starliper questioned if the poles from the old parking meters will be removed if they are not being used for a new meter. Mr. Hamberger stated that they will.

Mayor Starliper mentioned the weed over-growth and condition of the sidewalk at the former CVS property. Kevin Grubbs reported that all necessary sidewalk work has been completed, with the

exception of one driveway entrance (and notification has been sent to the property owner for this work to also be completed). He will speak with Code Enforcement Officer Dan Sheffler regarding the weeds.

Mayor Starliper discussed equipment he observed recently in Hancock, MD for use at pedestrian crosswalks. He explained that there is a pole with an electronic eye placed on the curb at the crosswalks/intersections on each street. When a pedestrian is present, the lights on the pole flash to advise motorists that the pedestrians are attempting to cross the street. The Street Committee was requested to obtain additional information on this equipment for future consideration.

Mr. Starliper thanked Michael Walters for his positive comments regarding the Police Department.

Mr. Hamberger noted that he received correspondence from the Franklin County Planning Commission about their Housing Trust Fund Grant Program, which is available to residents of Franklin County for various housing rehabilitation projects. Applications will be accepted from December 1, 2006 through February 1, 2007 by contacting Dan Wolfe, Franklin County Planning Commission, at 261-3855. He provided this information to *The Record Herald* reporter for publication.

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

Respectfully Submitted,

Melinda S. Knott
Administrative Assistant