

JANUARY 5, 2005
WAYNESBORO, PA 17268

Council President Charles McCammon called the regularly scheduled meeting to order at 7:45 p.m., with the following in attendance:

Borough Council Members – Richard George, C. Harold Mumma, John Cook, Charles McCammon and Andrew Benchoff (Ardie Winters was absent)

Mayor Louis M. Barlup, Jr.

Borough Staff – Lloyd R. Hamberger, II, Borough Manager
Daniel Sheffler, Code Enforcement Officer
D. Lloyd Reichard, II, Borough Solicitor
Kevin Grubbs, Assistant Director of Borough Engineering
Ray Shultz, Police Chief
Denny Benshoff, Maintenance Superintendent
Ron Flegel, Fire Chief

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

APPROVE MINUTES: Councilman George made a motion to approve the minutes of the December 16, 2004 meeting, as written. Councilman Cook seconded; the motion passed unanimously.

COMMITTEE REPORTS

PERSONNEL COMMITTEE: Councilman Mumma noted that the Personnel Committee received satisfactory employee evaluations for the following individuals, however no action was required: Stacie Noll, Mike Pryor and Gordon Cruickshanks.*

Mr. Mumma made a motion to grant step increases for the following individuals: Terry Rideout and Donald Kaiser. Councilman Cook seconded; the motion passed unanimously.*

In addition, Councilman Mumma made a motion to remove Lynn Goetz from probationary status. Councilman Benchoff seconded; the motion passed unanimously.*

****These items were previously approved at Council's December 16th meeting, but were inadvertently affirmed again at this meeting.***

Councilman Cook made a motion to reappoint Robert Ternes to a five-year term on the Health Board (said term will expire on 11/01/09). Councilman Mumma seconded; the

motion passed unanimously.

Councilman Cook made a motion to reappoint Deb Ramsey to a five-year term on the Recreation Board (said term will expire on 12/31/09). Councilman Mumma seconded; the motion passed unanimously.

Councilman Cook made a motion to reappoint S. Allen Stine to a five-year term on the Borough Authority (said term will expire on 01/01/10). Councilman Mumma seconded; the motion passed unanimously.

Councilman Cook made a motion to reappoint Harold Mouer to a three-year term on the Zoning Hearing Board (said term will expire on 01/01/08). Councilman Mumma seconded; the motion passed unanimously.

Councilman Cook made a motion to reappoint O. June Mumma to a one-year term on the Vacancy Board (said term will expire on 01/06/06). Councilman Benchoff seconded; the motion passed 4-0, with Councilman Mumma abstaining.

PROPERTY COMMITTEE: No report. Councilman Benchoff noted that the Property Committee's next meeting will be held on January 17th at 7:00 p.m. This will be a joint meeting with the Borough's Personnel Committee.

STREET COMMITTEE: Councilman Cook reported that the Street Committee met on January 3rd.

Several requests for handicapped parking spaces were received and reviewed by the Committee. Mr. Cook made a motion to grant approval for the requests received for Bridger, Gurekovich and Bohn. Councilman George seconded; the motion passed unanimously. Kevin Grubbs noted that he would like to discuss the parking situation on Cleveland Avenue with neighbors for the Gurekovich request. Accordingly, Councilman Cook made a motion to remove the Gurekovich request from the approval list. Councilman George seconded; the motion passed unanimously.

Councilman Cook reviewed the list of streets recommended by the Street Committee for resurfacing/reconstruction during 2005. Councilman Cook made a motion to approve the list of street projects, as presented. Councilman George seconded; the motion passed unanimously. The list was as follows:

Reconstruction

Park Street (W. Ninth Street - south of Sunset Avenue)

Ridge Avenue (W. Third Street - W. Fourth Street)

W. Second Street (Cleveland Avenue - Hamilton Avenue)

Park Street (W. Sixth Street to the north)

Homewood Avenue (S. Broad Street - alley)

Resurfacing

Sunset Avenue (Fairview Avenue - Park Street)
Park Street (W. Eighth Street - W. Ninth Street)
S. Welty Road (Borough line - Bridge)
Green Street (Hamilton Avenue - east of Ridge Avenue)
S. Church Street (Eighth Street - Ninth Street)
W. Ninth Street (S. Church Street - S. Potomac Street)
W. Ninth Street (S. Potomac Street - Anthony Avenue)
Ringgold Street (E. Third Street - E. Fifth Street)
E. Third Street (Myrtle Avenue - Clayton Avenue)
W. Fifth Street (Ridge Avenue - Fairview Avenue)
N. Franklin Street (W. North Street - King Street)
Fairview Avenue (W. Eighth Street - Sunset Avenue)

Councilman George made a motion to authorize the Borough Manager to seek bids for the required street work. Councilman Cook seconded; the motion passed unanimously.

Councilman George noted that the Street Committee will present its recommendations for source funding to Borough Council at the February meeting. He added that the Engineering and Maintenance Departments have indicated that this schedule is feasible; however, if they are unable to complete the entire list, the street work will be done in the order listed. Mr. George cautioned that property owners will need to cooperate by repairing/replacing curb and/or sidewalk when they receive notices from the Borough to do so.

Councilman George also made a motion to authorize the Borough Manager to pursue the purchase of a new street sweeper, and to provide Council with his recommendations to do so. Councilman Cook seconded; the motion passed unanimously.

Kevin Grubbs reported that the traffic counts for various Third Street intersections have been completed, however the traffic counter currently used does not detect speed. Under the criteria required to complete the study, a speed count must be done. Accordingly, Councilman George made a motion to authorize the Borough Manager to seek bids to purchase a new traffic counter. Councilman Cook seconded; the motion passed unanimously. Mr. Hamberger stated that no bids are required – three (3) competitive quotes will be sufficient.

2005 SALARIES: The Borough Manager presented Council members with a proposed Salary Schedule for Non-uniformed Employees, which includes a 3% cost-of-living increase. Councilman Mumma made a motion to approve the proposed Salary Schedule, effective January 2, 2005. Councilman Benchoff seconded; the motion passed unanimously.

INTERGOVERNMENTAL COMMITTEE: No report.

DOWNTOWN REVITALIZATION AND FINANCE COMMITTEE: Councilman Cook

reported that the Borough's Downtown Revitalization and Finance Committee meeting originally scheduled for January 24th has been rescheduled to January 31st, at 7:00 p.m. in Borough Hall's first floor conference room. The scheduling change was made to allow for individuals to attend the second "visioning" meeting regarding downtown revitalization efforts which will be held on January 24th in the Elks Club. He added that there was an excellent turnout at the first meeting, and he hopes that as many (or more) individuals will attend subsequent meetings.

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

"Tonight marks the beginning of a new year for Borough Council. As in the past, we will all be striving to do the best job we can in both maintaining and improving our community.

Each of us has an important challenge, and at the recent Borough Conference which I attended, a session entitled "The Legends of Leaders" explored the folklore of leadership.

One of the misconceptions is that "Good leaders are born, not made." Of course we know that if this were true, the potential to build leaders would not exist and some of the best possible leaders would go unnoticed and have little impact on their peers or organizations.

Since we have each made a commitment to leadership in our community, we should be aware of the feelings that often exist and which are incorrect.

I collected some of the handouts from this session to share with you to think about.

On the reserve side are listed the 4 C's of Leadership: Charisma or likeability, Competence, Character and Conviction. I found these thought-provoking and hope you might also as we start 2005."

PUBLIC COMMENT - ITEMS ON AGENDA: None.

UNFINISHED BUSINESS

REZONING (WEST END DEVELOPMENT): Kevin Grubbs presented recommendations from both the Franklin County Planning Commission and the Waynesboro Planning Commission to rezone the proposed property in accordance with the request presented by West End Development. Councilman Cook made a motion to authorize advertisement of the ordinance required for the rezoning for Council's consideration at their next meeting. Councilman Mumma seconded; the motion passed 4-0. (Councilman Benchoff abstained).

CLOSE-OUT 2004 BUDGET: Mr. Hamberger noted that the 2004 budget year has been completed. Councilman Cook made a motion to authorize the appropriate transfers and

close-outs for the year-end. Councilman Mumma seconded; the motion passed unanimously.

REVISE JOB DESCRIPTIONS: Mr. Hamberger noted that, since Jim Valentine retired, Kevin Grubbs has been serving as the Assistant Director of Borough Engineering. Upon review of the job descriptions for the Engineering Department, it was felt that they needed to be re-written. Accordingly, Councilman Mumma made a motion to approve the creation of the following job descriptions: Head of Borough Engineering Services - salary level 17, and Assistant Head of Borough Engineering Services - salary level 17. Councilman George seconded; the motion passed unanimously. Mr. Hamberger noted that recommendations for filling these positions will be presented at the next Council meeting.

STREET LIGHT AGREEMENT (CLAYTON AVENUE): This item was deferred until Council's next meeting.

NEW BUSINESS

EMERGENCY SERVICES TAX: Mr. Hamberger explained that legislature was passed in late November adopting an Emergency Services Tax, which is dedicated to emergency services and street repairs. (This would increase the current Occupational Privilege Tax from \$10.00 to \$52.00/year.) The Borough's Finance Committee requested that the Borough Manager and Solicitor comment on the feasibility of adopting this new tax for the 2005 year. It is the solicitor's opinion, however, that there are some legal concerns regarding citizen notification once the fiscal year has begun, as well as additional administrative questions which need to be addressed. Therefore, it is the staff's recommendation that this matter be tabled for consideration for the 2006 fiscal year. This would also provide the opportunity to gain perspective from other municipalities which have adopted the new tax, such as Chambersburg, etc.

It was mentioned that the current Occupational Privilege Tax is levied on people working within the Borough, as would be the new Emergency Services Tax. (This would affect approximately 4,200 individuals.) It was further noted that if the Emergency Services Tax is enacted, the Borough would then remove the additional 3% millage imposed on property taxes for street repairs which began this year.

HOLLENGREEN FARM PERMIT APPLICATION: Kevin Grubbs reported that he received pro-forma notification from the developer of the Hollengreen Farm that he has applied for various permits from DEP, including the NPDES permit, for the proposed development.

AWARD BIDS: Bids for ductile iron pipe were opened on January 4th. The apparent low bidder was L/B Water Service, Inc. of Chambersburg, PA, and it is the staff's recommendation that the bids be awarded to them. Councilman Cook made a motion to award the bids for ductile iron pipe to L/B Water Service, Inc. Councilman Mumma seconded; the motion passed unanimously.

PUBLIC IN ATTENDANCE - NON-AGENDA ITEMS: Earl Miller, E. Second Street. Mr. Miller noted that, in addition to the streets proposed for resurfacing, Second Street (from Potomac Street to Fairview Avenue) also needs repaved. Kevin Grubbs stated that Second Street (from Cleveland Avenue to Hamilton Avenue) is on the rebuild list, and Councilman George noted the Street Committee will review the portion mentioned by Mr. Miller.

Tony Tartaglia, 8 W. Third Street. Mr. Tartaglia noted that, in past discussions, Council had indicated they were planning to review (and possibly modify) the current ordinances pertaining to planning and zoning – he questioned the status of that project. He also suggested placing a moratorium on any future zoning requests until Council has had a chance to consider any modifications. Councilman Cook stated that that possibility can be discussed at the upcoming Downtown Revitalization & Finance Committee meeting (to be held on January 31st).

In addition, Mr. Hamberger added that the Waynesboro Planning Commission is charged with review of the Comprehensive Plan. He is in the process of pursuing a state-funded grant program to reimburse 50% of the cost of updating a multi-jurisdictional comprehensive plan. They have contacted Washington Township regarding a joint project, and they seem to be amenable to discussing the matter further. Attempts are being made to schedule a joint meeting between the two Planning Commissions.

Discussion then arose regarding the need for storm drains on various streets (Price Avenue, in particular). Denny Benschhoff will review that location as soon as possible, and additional drains will be considered when rebuilding the streets planned.

Amos Miller, 309 W. Sixth Street. Mr. Miller noted that enforcement of the noise level downtown is an ongoing problem. He also noted the bi-annual Clean-Up Week is beneficial to the residents, but quite costly. He suggested that the Borough look into establishing a central disposal location for residents to deliver smaller items for pick-up. As the hauler would have only one location to remove the items from, this should result in substantial savings. Mayor Barlup mentioned that that suggestion has already been made in-house. It was mentioned, however, that many residents (particularly senior citizens and the elderly) may have difficulty in delivering their items to the pick-up site.

Kim Tartaglia, 8 W. Third Street. Mrs. Tartaglia thanked Councilman George for his efforts on Third Street, and suggested the possibility of “right-turn only” on Philadelphia Avenue (both ways). She also spoke positively about the downtown revitalization meeting held recently at the Elks Club, and urged citizens to attend the upcoming meetings if they are interested in re-shaping the community.

Councilman Mumma agreed that the downtown revitalization meeting was very productive. Great things can be accomplished if the small groups which have been making tremendous strides all join forces and work together toward one common goal. He urged residents to attend the upcoming meeting on January 24th at 7:00 p.m. at the

Elks Club.

Richard Belisle, Morning Herald. Mr. Belisle questioned if the Borough requires residents to bring curb/sidewalk into conformance when streets are rebuilt/repaved? Mr. Hamberger explained that the Engineering Department inspects curbs and sidewalks prior to any street work being done. If repairs or replacements are needed, a notice is sent to the property owner. If the property owner fails to have the necessary work completed within a specified time period, the Borough has the work done and bills the property owner (cost plus 10%).

Discussion ensued regarding the population growth due to the proposed developments in the area. A resident questioned if the Borough is considering building another school to house the additional children. Council President McCammon noted that that matter will need to be dealt with by the School Board. Mayor Barlup added that they have publicized their plans to enlarge and expand all schools within the School District.

Amos Miller, 309 W. Sixth Street. Mr. Miller questioned if Council had given any thought to adding sidewalk on streets where there currently is none (for example, Park Street from Ninth Street to Sunset Avenue). He noted that residents who have sidewalk are required to keep it in good repair and cleared from snow/ice; and residents who don't have sidewalks are relieved of that responsibility. In addition, pedestrians are forced to walk in the street when there is no sidewalk. Borough Solicitor Lloyd Reichard noted that each street would have to be reviewed on an individual-basis.

FOR INFORMATION ONLY

FIRE RELIEF ASSOCIATION AUDIT: Mr. Hamberger noted that the Borough received a copy of the Fire Relief Association's audit, and it will remain on file at Borough Hall.

PSAB SPRING LEGISLATIVE CONFERENCE: Council members received information regarding the upcoming PSAB Spring Legislative Conference to be held March 20-22 at the Holiday Inn Harrisburg/Hershey in Grantville.

CENTRAL TRI-COUNTY BOROUGH ASSOCIATION MEETING: Council members also received information regarding the Central Tri-County Boroughs Association meeting to be held on January 25th in Mechanicsburg. Those interested in attending were asked to inform Melinda Knott no later than January 21st.

PAY BILLS: Councilman Cook made a motion to approve the payment of Voucher List VL-04-39. Councilman Benchoff seconded; the motion passed unanimously.

COUNCIL AND STAFF COMMENTS: Councilman George invited the public to attend the Street Committee's next meeting on January 31st at 9:30 a.m.

Councilman Cook thanked Mrs. Tartaglia for her positive comments on the downtown revitalization meeting held the previous evening. He noted that it will take input and

efforts from members of the community, as well as the local government, to “turn the town around”.

Mayor Barlup reminded Council members of the ribbon-cutting ceremony at Quiznos on January 6th at 2:00 p.m. He also commended Code Enforcement Officer Dan Sheffler on his suggestions regarding the BOCA Code recently submitted to Borough Council. In addition, Mr. Barlup urged citizens to attend the downtown revitalization meeting on January 24th at the Elks Club.

Council adjourned to executive session at 8:44 p.m. for the purpose of discussing the potential sale of a property. Council returned to regular session at 9:14 p.m. and adjourned the meeting at 9:15 p.m.

Respectfully Submitted,

Melinda S. Knott
Administrative Assistant