

**Red Lion Borough Council
Meeting Minutes
October 12, 2009**

Members

Christina Frutiger
Michael Gebhart
Cynthia Barley
John Clemons
Dennis Klinedinst
Jeffrey Herrman
Kelly Henshaw

Others

Mayor Robert Frutiger
D. Michael Craley, Solicitor
Jeffrey Shue, Engineer
Dan Shaw
Officer Montgomery, YARPD
Stacy Myers

Guests

Julie Yahnke
Dave Stump
Tom Wilbur
Loren McCleary
Scott Kopp

Dave Price
William Bogdanowich
Brad Smith

1. The meeting was called to order @ 7:00p.m. Councilman Clemons offered a prayer, and everyone present participated in the Pledge of Allegiance.
2. Mr. Henshaw made a motion to approve the minutes from both the September 14, 2009 Regular Council meeting and the September 21, 2009 continuation Council meeting. Mr. Clemons seconded. All were in favor; motion carried.
3. **FIRE REPORT**—Chief Stump reported for September:
 - Total of 57 calls; 14 in Borough
 - Purchased a 1990 Pierce from Dover Township; holds 1500 gallons/water
 - Purchased a 2008 rescue pumper
 - Trying to consolidate equipment to save on manpower/money
 - Dallastown Halloween parade is the same day as Red Lion's Homecoming parade on 10/22/09; there will be a lack of fire police for directing traffic. John Clemons will look into getting help in Red Lion
4. **POLICE REPORT**—Officer Montgomery reported:
 - August activity—161 miscellaneous calls; 10 accidents—1 w/injuries; 59 traffic citations; 20 summary citations; 15 misdemeanor felonies; 13 juvenile arrests
 - September activity—170 miscellaneous calls; 5 traffic citations; 15 felony/misdemeanor arrests (not complete report for September)
 - Witch Watch—started in 1993 by Hummelstown Police Department with 40 school students. They would "patrol" borough streets during Trick-or-Treating as deterrents for mischievous behavior. If they see anything wrong, they are to call the Police. After Trick-or-Treating, Golden Crust Pizza is throwing a pizza party for the volunteers. Officer Montgomery asked Borough Council to be a sponsor for the Witch Watch program for \$110, which will cover the reflective vests and the LED lanyards that the volunteers will wear. Riddle's Appliance, YARPD, and Golden Crust are also sponsors. YARPD have requested that the Fire Police help on Halloween night by slowing down traffic and helping children cross the street at crosswalks. Officer Montgomery also asked Red Lion Area Business Association to set up a refreshment/candy stand in the Square on Halloween night. Mr. Gebhart made a motion to sponsor this program for \$110. Mrs. Barley seconded. All were in favor; motion carried.

5. VISITORS AND PUBLIC COMMENTS

- **Crossing Guard** Tom Wilbur was present to express his concern for children's safety at intersection of Main & Gay Streets with the construction traffic on Main Street. Traffic gets gridlocked, especially in the afternoon when children are getting out of school. Motorists that are trying to avoid Main Street traffic are cutting down alleys where children are also walking. The Borough noise ordinance prohibits construction work to be done between the hours of 11pm-7am. Mr. Wilbur asked about the possibility of Kinsley stopping the construction work between 3:15pm-3:45pm to alleviate traffic congestion at the same time school children are walking home. Mr. Bogdanowich crosses children at North Charles & West High Street and he is also concerned with traffic congestion and speeding problems due to Main Street construction and motorists taking other streets to avoid the construction. John Clemons will approach Kinsley about stopping construction work early (around 3:15pm) so it may alleviate the safety/traffic problems.
- Both Crossing Guards approached Council about a \$1/hr pay raise for all Crossing Guards. Mr. Clemons made a motion to approve the pay raise effective 11/1/09 (½ of which the school district pays) Mr. Klinedinst seconded. All were in favor; motion carried.
- Winter clothing purchased for Crossing Guards, including coats, rain gear and gloves totals \$1,160.28. The school also pays ½ of this.
- Mr. Bogdanowich once again requested a letter from insurance company that absolves the Crossing Guards from responsibility in the case of vehicular accidents that occur where they are stationed. Mr. Craley suggested contacting the insurance company for a letter that states the Crossing Guards are covered under the Borough's insurance for incidents that occur while they're in the scope of their duties. Whatever falls under their "scope of employment" is covered by either the school district or Borough's insurance. Dan Shaw will look into which liability insurance policy they are covered under.
- **David Price** from Captain Bob's Crabs requested that the newly-increased transient retail merchant license fee be lowered for him because his business is seasonal. He operates the crab business in Lion Bowling's parking lot from April-October, and has been in that location for the past ten years. The fee was increased from \$75/yr to \$75/mo. Mr. Craley said Council would need to enact a new Resolution to change the fee. Dave has paid one fee of \$75 since the fee schedule has changed. He will pay \$75 for the month of October yet. Consensus of Council is to revisit this fee discussion at budget time.
- **Drew Walker**, representing Kaltreider-Benfer Library, asked Council to remember the library when planning donations during budget time. The past donation from the Borough has been \$5,500. Mrs. Barley explained that, along with the monetary donation, the Borough also pays the water & sewer bills for the library, as well as any mowing, snow removal, etc, so it adds up to much more than the \$5,500.

6. PETITIONS—none

7. ORDINANCES—Mr. Craley prepared a text amendment to the Zoning Ordinance with those sections referenced that will make Parks & Recreation a permitted use rather than a special exception use in the Industrial Zone. He mailed it to York County Planning Commission on 10/5/09 for their review; Red Lion Planning will review on 10/19/09, so recommendations will be ready for Council's action by December 2009 meeting.

8. RESOLUTIONS—Tax Collection Committee delegate and alternate need to be named before initial meeting on 10/15/09 @ 7:00p.m. Michael Gebhart was named as delegate; Dan Shaw was named as alternate. Mr. Barley made a motion to approve the nominations. Mr. Henshaw seconded. All were in favor; motion carried.

9. AGREEMENTS—none

10. BIDS—none

11. MAYOR FRUTIGER'S REMARKS AND RECOMMENDATIONS—"Friends of Fairmount" will meet on 10/15/09 @ 7:00p.m. in the lower level of Community building. Since recent juvenile misconduct in the park,

Police suggested to the Mayor that Council make the park “No Smoking” to deter the kids from being there. Mr. Craley said in order for the Ordinance to be more effective, it should be amended to include the park and outside other public buildings, with smoking allowed only in designated areas. To save some advertising money, Mr. Craley can draft the amendment at this time and it can be advertised later. Until more information/costs are gathered for signage, and what buildings will be posted, Mr. Clemons made a motion for Mr. Craley to draft the amendment to include just the park at this time. Mr. Klinedinst seconded. All were in favor; motion carried.

12. **ENGINEER’S REPORT**—Jeff Shue reported:

- Received request from Red Lion School District to eliminate the remaining bonding for expansion project. Jeff will work with Dan on identifying the release.
- CDBG application was approved for extension of Streetscape project; application was submitted to the County
- Jeff sent notice to Brett Patterson regarding negotiations with PennDots’ rehabbing the inlets at the intersection of Main & Walnut Streets. Borough has not received anything in writing yet from PennDot, except an email that stated PennDot will replace the inlets from Windsor Lane to Winterstown Road and Springvale Road (12 inlets). Jeff explained to Brett that the inlets should be made more conventional (right now, they are under the sidewalk). Jeff suggested Brett do a PA One Call to check location of utilities, and then he & Brett will discuss what to do & relay their wishes to PennDot.
- HVAC at Community building—equipment was delivered last week; work should be completed mid-October
- E & S Plan at old incinerator site is complete; Borough can receive dredge material now if wanted; Dan said skirting should go around site as per E & S Plan
- Brett is currently taking an inventory of storm sewer systems; relates to grant money Red Lion & Yoe may apply for jointly
- Jeff would like to see a street inventory done, which allows the implementation of a long-range infrastructure improvement plan. This plan would be helpful when budgeting for paving projects. Jeff can work with Brett on this; Dan will check with Brett to see if he has time to pursue this inventory, and then money can be budgeted for 2010 for this project.

13. **SOLICITOR’S REPORT**—Mike Craley reported:

- EY, Inc. lease—Mike contacted them with revised lease; has not heard back yet
- Sent notice to Tax Claim office regarding West Broadway property

14. **PARKS & RECREATION**—Dennis Klinedinst reported:

- On 9/24/09, attended public playground safety program; a lot of literature gathered
- Parks & Rec teamed up with Red Lion Mile Committee for children’s Halloween activities at the Rail Trail
- Free energy audit offered by County—if we want to take advantage of available grant money, we have to commit to doing what energy auditors want for Community building, or we can pay for audit on our own. A lot of administrative paperwork is involved with the commitment. Last year, over \$10,000 was spent on heating/electric bills. Mr. Klinedinst made a motion to move forward with the energy audit, and make the commitment to obtain much-needed funds to make improvements. Mr. Clemons seconded. A vote was taken; motion carried with one opposing vote—Mr. Herrman opposed.
- Christmas Tree Lighting ceremony—Betty Rhodes would like to organize this, along with having Santa’s Shanty set up in Red Lion Square. She has gotten sponsorship from local businesses, and would like Council’s support. Dennis has checked into donated oranges for Santa to give to the children. Mike Gebhart suggested the Borough office write a letter to Giant for a donation of oranges.

15. **PUBLIC SAFETY**—John Clemons reported:

- Ambulance report distributed; Fire Report given earlier

- Projected 4.7% increase for Police protection for upcoming 4-year contract; next year, Red Lion will spend approximately \$794,000 on Police costs. Dallastown and Windsor sent letters to YARPD stating they were not happy with the projected increase. Mr. Herrman made a motion for Dan Shaw to send a letter to YARPD stating Red Lion is dissatisfied with their projected increase. Mr. Klinedinst seconded. All were in favor; motion carried.
16. **MUNICIPAL SERVICES**—no report
17. **PUBLIC WORKS**—Kelly Henshaw reported we are proceeding with the replacement of drainage pipe at train station
18. **PLANNING, ZONING AND REDEVELOPMENT**—Cindy Barley reported:
- Council reviewed survey that York County Planning Commission submitted regarding Tri-Borough Comp Plan. Mrs. Barley made a motion to spend necessary monies to get survey mailed out and returned. Mr. Klinedinst seconded. All were in favor; motion carried.
 - A public meeting will be held on 11/17/09 @ 7:00p.m. at Dallastown Borough Office to discuss visioning for the future.
19. **ADMINISTRATION**—Jeff Herrman reported:
- Catherine Meyer Award winner this year is Betty Rhodes
 - Appreciation dinner will be held on 11/5/09 at the Community building; Catherine Meyer Award will be presented that night
 - Budget meeting will be held 10/24/09 @ 8:00a.m.
 - Teamsters contract with Red Lion Borough employees—Dan stated the new contract removes the early retirement clause and adds a clause that the Borough must report within 5 days any full-time employees that would be eligible to join the union. Decision on contract is tabled until November; Mike Craley will review contract before then.
20. Mrs. Barley made a motion to approve the bills and statements. Mr. Klinedinst seconded. All were in favor; motion carried.
21. Council recessed @ 8:50p.m. for Executive Session to discuss personnel matters. Council reconvened @ 9:00p.m. Mrs. Barley made a motion to increase Dan Shaw's salary to \$55,000/yr. , and for it to be retroactive to 9/22/09 to such time as he is no longer serving as interim Manager. Mr. Henshaw seconded. All were in favor; motion carried.
22. Mrs. Barley made a motion to adjourn the meeting @ 9:04p.m. Mr. Gebhart seconded. All were in favor; motion carried.

Respectfully submitted by:

Stacy Myers
Recording Secretary