

**Red Lion Borough Council  
Meeting Minutes  
November 9, 2009**

**Members**

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

**Others**

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

**Guests**

Julie Yahnke  
Dave Stump  
Loren McCleary  
Steve Kopp  
Scott Kopp  
Brad Smith  
William Olmeda  
Christopher Kraft

Skip Missimer  
Andy Miller  
Lori Badders  
Wade Elfner  
Thomas Shellenberger  
Walter Hughes  
Eddie Chipps

1. The meeting was called to order @ 7:00 p.m. Councilman Gebhart offered a prayer. Everyone present participated in the Pledge of Allegiance.
2. Mr. Klinedinst made a motion to approve the October 12, 2009 meeting minutes. Mr. Gebhart seconded. All were in favor; motion carried.
3. **FIRE REPORT**—Chief Stump reported for October:
  - 91 total calls; 16 in Red Lion Borough
  - Total personnel—183; average of 11.44/call
  - \$0 dollar loss
  - Engine purchased from Dover Township is now in service—a 2% interest-rate loan was applied for to purchase this engine, and Fire Company asked Council for their signature showing their acknowledgement/agreement that this engine was purchased by the Fire Company. A public meeting will be held on 11/18/09 @ 4:30 p.m. at the Fire Hall to announce that this engine was purchased with state monies. Mr. Herrman made a motion that Council signs the written agreement. Mrs. Barley seconded. All were in favor; motion carried.
4. **POLICE REPORT**—Officer Wilt from YARPD was present and reported there has been an increase of thefts in vehicles. She urged everyone to lock their cars, as well as keep valuables in vehicles out of sight.
5. **VISITORS AND PUBLIC COMMENTS**—Skip Missimer was present to report:
  - There will be no increase in water/sewer rates for 2010.
  - New automatic payment plan is being offered for customers to pay their water and sewer bills.
  - Possibility of constructing a narrow one-way road between Kaltreider-Benfer Library parking lot and municipal lot behind library. This will help accommodate overflow parking and alleviate traffic congestion at the library. Authority asked Council to join them in authorizing C.S. Davidson to complete

a preliminary design, engineering and cost study on this one-way road. With Council's agreement, the costs would be split between Authority & Council. Mrs. Barley made a motion to authorize C.S. Davidson to move forward with this study. Mr. Henshaw seconded. All were in favor; motion carried.

- Phil Ropp's retirement as Superintendent of Water & Sewer Department was announced. Authority asked Council to authorize the Pension Plan Administrator (Jeff Herrman) to conduct a cost study in order for the Authority to move forward before Phil's retirement. Authority will pay the cost of the study (approximately \$1,000), but the pension plan is in the Borough's name, so Council needs to approve the authorization of the actuarial study. Authority Solicitor Andy Miller would write the letter requesting the study, and then get it to Mr. Herrman for his signature. Mrs. Barley made a motion for Pension Plan Administrator to sign the letter. Mr. Gebhart seconded. All were in favor; motion carried.
- In response to questions/concerns about the taste of Red Lion's water, a consultant has been hired to do a thorough study of all water treatment processes at the Cabin Creek plant. Recommendations will be given to Authority after study is complete, then treatment processes can begin. Authority believes the taste issues to be a result of over-chlorinating the water at the request of the State to meet their requirements.

6. **PETITIONS**—none

7. **ORDINANCES**—none

8. **RESOLUTIONS**—none

9. **AGREEMENTS**—none

10. **BIDS**—none

11. **MAYOR FRUTIGER'S REMARKS AND RECOMMENDATIONS**—The meeting of Friends of Fairmount Park addressed the issue of the siren in the park. The siren is above the legal decibel limits, and in order to make the park more user-friendly, it needs to be brought into compliance. An official reading of the level should be gathered; Jeff Shue will contact Dan Shaw with name of someone who can conduct that. Scott Kopp reported that the Fire Company has the ability to turn the siren off, so when the fire alarm blows, that siren will not blow.

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

- HVAC system in Fairmount Park is now complete
- Jeff met with Dan, Brett & PennDot about Main Street Project—at Walnut & South Main Streets, there are two inlets under the sidewalk. In the past, one has collapsed & needed repaired. PennDot proposed to install a box (a "C inlet") in the street to allow water to run under sidewalk to alleviate the possibility of sidewalk collapsing or concrete breaking up. Borough would provide a 6-8' pipe to connect to drainage running off, fill dirt, and re-finish the sidewalk, while PennDot provides the C inlets. This way there would be no caverns under sidewalk. The same situation is happening at the train station inlet and the same solution is being proposed. At this time, PennDot is not requiring Borough to enter into any agreement. Jeff Shue explained it will probably be a "services rendered" agreement; no monies exchanged, with Borough work coordinating with PennDot contractors.
- E & S Plan conducted at receiving site for Yoe Borough's sediment/fill; more paperwork needs to be completed, but project should move forward.

- Projects in Borough—improvements on Cherry Street—Jeff is working with Dan & Brett on completing street inventory
13. **SOLICITOR'S REPORT**—Mike Craley reported:
- Draft ordinance completed for “No Smoking in Nitchkey Field and Fairmount Park”. Red Lion Mile was not included, but it can be added. Mrs. Barley made a motion to include the Red Lion Mile in the No Smoking Ordinance, and to authorize Mr. Craley to advertise it at the same time of 2010 budget adoption advertisement. Mr. Gebhart seconded. All were in favor; motion carried.
  - Requests an Executive Session at the end of the meeting to discuss litigation on a summary conviction appeal that is pending.
  - Red Lion Planning Commission approved the proposed zoning amendment to change parks to a permitted use in an Industrial zone. Mike has not heard back yet from YCPC regarding this.
14. **PARKS AND RECREATION**—Dennis Klinedinst reported:
- Parks & Recreation Committee didn't meet in October because of the Halloween Parade.
  - Requests for refunds were received from Sharon Riddle and Tammy Wesman because they reserved the Community building for functions, but there was no heat. Mr. Henshaw made a motion to refund their money. Mr. Gebhart seconded. All were in favor; motion carried.
  - MA/PA Greenway Open House @ Dallastown Fire Hall will be held on 11/18/09 from noon-8pm.
  - Comprehensive Plan visionary meeting will be held 11/17/09 @ 7:00p.m. @ Dallastown Borough/Municipal Offices
  - Dan reported he received survey feasibility studies for the MA/PA Community Greenway; he asked Council how he should answer: “opposed to”, “in favor of”, “in favor of, but not on my property”, “opposed altogether”, etc. Consensus of Council is for Dan to answer “in favor of”, and return the survey.
15. **PUBLIC SAFETY**—Dennis Klinedinst reported:
- Ambulance report distributed
  - Scott Kopp reported he had a meeting with Clair Paules, and Clair will step down as Chief of Emergency Management Office into a Deputy role. Clair would like Scott to be placed into the senior leadership position of EMA. Clair already notified York County 911 personnel that he stepped down as Chief of EMA, and told them Scott will be promoted into the Director role. Some paperwork is required to be completed by Red Lion Borough; Scott is working on that. Mrs. Barley made a motion to promote Scott Kopp to Director of Emergency Management; Mr. Klinedinst seconded. All were in favor; motion carried.
  - Received the bill for EMA radios ordered from the County in 2006; totaling \$3,769.68. Mrs. Barley made a motion to pay the bill; Mr. Klinedinst seconded. All were in favor; motion carried. The bill is for 3 portable radios (used by Scott Kopp, Clair Paules & Steve Paules), 1 portable (in Clair's vehicle), and 1 base station unit (in EMA Office). One pager was also given to Red Lion, which Clair now has. Scott is unsure whether or not Steve Paules wants to be involved with EMA, but if he does, he needs to contact Scott, and come before Council. Council's wishes are that Dan Shaw writes a letter to Clair's son, Steve Paules, requesting him to either return the portable radio or

request before Council that he wants to be a part of EMA. Scott could give that portable radio to one of the other EMA guys to use, should Steve return it.

16. **MUNICIPAL SERVICES**—no report
17. **PUBLIC WORKS**—no report
18. **PLANNING, ZONING AND REDEVELOPMENT**—Mrs. Barley reported:
  - Wade and Terry Elfner submitted a subdivision plan for 413 and 415 South Main Street. Red Lion Planning Commission recommended their approval with the request of 2 waivers, being: 1) no contours on plan as called for by subdivision ordinance because nothing is being changed, and 2) plan was drawn on a scale 20 feet/inch, not 10 feet/inch. No other changes were made. Mr. Craley said all items regarding plans were dealt with by Borough Engineer and YCPC, and were positively resolved. No conditions are necessary on approval, but should include the two waivers mentioned. Mr. Herrman made a motion to approve the plan with the two waivers. Mr. Henshaw seconded.
  - Request for release of remaining public improvement security funds from Red Lion High School construction project. Mrs. Barley made a motion to release the funds; Mr. Gebhart seconded. All were in favor; motion carried.
19. **ADMINISTRATION**—Mr. Craley reviewed the union contract, and reported there are no problems from a legal standpoint. Mr. Klinedinst made a motion to accept the contract; Mrs. Barley seconded. All were in favor; motion carried.
20. **Manager's Comments**—Dan Shaw reported:
  - New Code Ordinance books are in
  - Received a call from Chief Gross from YARPD; budget meeting will be held 11/11/09; the prior proposed increase of 4.6% was decreased to 2-2½ %
  - PSAB sent invitation for RL Borough to join the Employment Alliance of Municipalities. Some features are included in the membership, but no cost/fees were listed. Dan will gather more information for next meeting.
21. Mrs. Barley made a motion to approve the bills and statements; Mr. Klinedinst seconded. All were in favor; motion carried.
22. Council recessed to Executive Session @ 8:00p.m. Council reconvened @ 8:20p.m. Mrs. Barley made a motion instructing Mr. Craley not to prosecute the Maber's summary conviction appeal. Mr. Henshaw seconded. All were in favor; motion carried.
23. Council planned to review resumes for position of Borough Manager on Friday, November 27, 2009 @ 1:00 p.m. Budget discussion will be held directly after.
24. Council recessed meeting @ 8:25p.m. to reconvene on Friday, November 27, 2009 @ 1:00p.m.

Respectfully submitted by:

Stacy Myers  
Recording Secretary