

Red Lion Borough Council
Meeting Minutes
Monday, December 14, 2009

Members

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

Others

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

Guests

Julie Yahnke
Loren McCleary
Scott Kopp
Brad Smith
Andy Miller
Thomas Shellenberger

David McCoy
Henry Herrman
Gary Peacock
Michael Poff
Walter Hughes

1. The meeting was called to order @ 7:00p.m. Councilwoman Barley offered a prayer, and everyone present participated in the Pledge of Allegiance.
2. One change was necessary to Council's Friday, November 27, 2009 Continuation meeting minutes. Council adjourned that meeting @ 3.08p.m. Mrs. Barley made a motion to approve these minutes with the necessary change and the minutes from the November 9, 2009 meeting. Mr. Klinedinst seconded. All were in favor; motion carried.

3. **VISITORS AND PUBLIC COMMENTS**

- Andy Miller, Solicitor for Red Lion Municipal Authority addressed Council concerning the pension agreement of Phil Ropp, which is currently controlled by Red Lion Borough. Mr. Ropp is planning on retiring in 2010, and Mr. Miller asked Council to approve the pension agreement. Mr. Ropp's last payroll date will be October 15, 2010; he may continue to use his sick leave until that time. Mr. Clemons made a motion to approve the agreement. Mrs. Barley seconded. All were in favor; motion carried.
- Mr. Herrman from the Municipal Authority announced that there will be a vacancy at the end of 2009; Eric Immel's term expires on 12/31/09. Mr. Herrman asked Council to consider reappointing Mr. Immel to the Authority. Council will consider this at their Reorganization meeting on 1/4/2010.
- Gary Peacock with York County Conservation District, representing the Codorus Creek Watershed Association, invited Red Lion Borough to become partners of Barshinger Creek Initiative. Applications for Growing Greener grants through DEP have been submitted, and along with some larger projects, there are some smaller projects the Initiative is involved in at this time, and they thought RL Borough would be interested. Red Lion Borough's involvement is a small one; Barshinger Creek starts at Red Lion Area High School to Rt. 214 & includes Dallastown tributaries. There are no monetary commitments needed at this time; Mr. Peacock is asking Red Lion to simply be a supporting partner. All funding should be supported through grant monies.

4. **FIRE REPORT**—Julie Yahnke reported:
 - Mayor Frutiger will be swearing in the new officers of the Fire Company on December 28th @ 7:00p.m.
 - New Year's Eve Committee—will have use of the Fire Hall on 12/31/09
 - January & February—Recreation Commission will be using Fire Hall for basketball
 - New rescue vehicle is in Lancaster; should be here by the end of 2009
5. **PUBLIC HEARING**—for proposed zoning text amendments; hearing started @ 7:12p.m.

Mr. Craley stated the advertised Ordinance was for the text amendment to change a park and recreation area from a Special Exception to a Use-by-Right in the Industrial Zone.

Recommendations have been received and approved by York County Planning Commission & Red Lion Planning Commission. No public comments were heard. Public hearing was closed @ 7:14pm
6. **ORDINANCES**
 - Changing a park and recreation area from a Special Exception to a Use-by-Right in the Industrial Zone. Mrs. Barley made a motion to approve the Ordinance. Mr. Klinedinst seconded. All were in favor; motion carried.
 - Ordinance to prohibit smoking in Fairmount Park, Nitchkey Field and on the Red Lion Mile. Mr. Gebhart made a motion to approve the Ordinance. Mr. Henshaw seconded. A vote was taken; Mr. Herrman opposed; motion carried with 6-1 vote.
7. **PETITIONS**—none
8. **RESOLUTIONS**—none
9. **AGREEMENTS**
 - Agreement for JAG grant needs to be signed. Cpl. Good from YARPD said grant monies will be used for new in-car cameras for police cruisers. The monies will also be used to continue the Feet on the Street program and possibly extend it to other nearby municipalities. Mrs. Barley made a motion to sign the agreement. Mr. Clemons seconded. All were in favor; motion carried.
 - Agreement with Tim Kohler, Animal Control Officer, to renew contract through 2010. There was no increase in rates; \$325/month; picking up stray dogs and cats. Mr. Henshaw made a motion to sign the agreement. Mrs. Barley seconded. All were in favor; motion carried.
 - Agreement with SPCA—basically 50 cents/resident. Mrs. Barley made a motion to renew agreement; Mr. Gebhart seconded. All were in favor; motion carried.
10. **POLICE REPORT**—Cpl. Good reported for November:
 - Part I offenses—19
 - Part II offenses—42
 - 164 miscellaneous calls
 - Hours of service; -72
 - String of vandalisms reported
 - Two officers completed Act 120, and are now completing the field training program; Officers Hempfing & Cohick
 - Civil Service promotional exam going on now; just completed written test for two Corporal positions (two promotions) coming soon
 - Linden Avenue—rumors of an armed home invasion; man was a mental health patient; no home invasion took place
11. **BIDS**—none
12. **MAYOR FRUTIGER'S REMARKS AND RECOMMENDATIONS**—Mayor Frutiger stated that in a gesture of holiday spirit, he would like Borough parking meters bagged from 12/21/09--1/4/2010.

Mrs. Barley made a motion to approve bagging the meters. Mr. Klinedinst seconded. All were in favor; motion carried.

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

- Asked to do a cost estimate and a letter to Borough and Authority for the extension of the driveway between the Kaltreider-Benfer Library around to the back of the water tower. If we were to put the job out for bid, Jeff estimates the job to be approx. \$15,000 for construction costs. Jeff will work with Dan and he recommends working with local vendors to keep costs under \$10,000.
- Storm sewer repairs—previously PennDot said they would work with the Borough to repair & replace inlets before their paving project was complete. Dan received a recent email from PennDot that stated now they were not going to do that. Dan had replied, saying that was “unacceptable”. No further reply from PennDot was received.

14. **SOLICITOR'S REPORT**—Mike Craley reported:

- Holloway Zoning Enforcement Hearing—scheduled for December 22, 2009 before Judge Linebaugh.
- Mr. Craley extended his thanks to Red Lion Borough for the privilege of being their Solicitor for the past 12 years.

15. **PARKS AND RECREATION**—Mr. Klinedinst reported:

- Lacrosse is starting in March; Recreation Commission had to register with the State; cost was \$70
- Basketball—held at Red Lion Fire Hall—starting soon
- Indoor/outdoor carpet in Bowers Pavilion—Dennis asked if Rec Board buys cement, can Borough employees install? Dan will talk to Brett about this
- Santa's Shanty—in Red Lion Square-12/18 & 12/19/09

16. **PUBLIC SAFETY**—Ambulance report distributed; Fire Report given previously

17. **MUNICIPAL SERVICES**—no report

18. **PUBLIC WORKS**---Handicapped parking space request received for 627 West Broadway; meets all requirements. Mrs. Barley made a motion to approve the request. Mr. Klinedinst seconded. All were in favor; motion carried.

16. **PLANNING, ZONING & REDEVELOPMENT**—Mrs. Barley reported:

- Brad Smith submitted a letter of resignation from Red Lion Planning Commission; effective 12/31/09. Mrs. Barley made a motion to accept the resignation; Mr. Henshaw seconded. All were in favor; motion carried.
- Zoning hearing to be held on 12/22/09 @ 6:00p.m. for a Special Exception for a home occupation at 11 Pleasantview Street

17. **ADMINISTRATION**—Jeff Herrman reported:

- 2010 budget has been advertised; before Council for approval and adoption—Mr. Herrman made a motion to approve and adopt the 2010 budget. Mrs. Barley seconded. All were in favor; motion carried.
- Real estate tax ordinance; was 3.7mils; proposed increase to 4.2mils—Ordinance also includes provision for discount & penalty & tax collector's certification to be \$20. This ordinance has been advertised and is before Council for approval and adoption. Mr. Herrman made a motion to approve the Real Estate tax ordinance. Mrs. Barley seconded. All were in favor; motion carried.
- Benecon—supplemental insurance for autism, mental health, and part-time students—being offered through insurance provider for additional cost. Borough employees currently have some mental health coverage, this would be expanded coverage. Michelle's Law gives part-time students health coverage should they have to take a medical leave of absence from college. Normally a student in a part-time status cannot get health care coverage. Benecon told Dan the

majority of their customers (who are municipalities) did not include this supplemental insurance with their health care, with the exception of the part-time student, medical leave of absence coverage. Red Lion does not have enough employees to qualify for the autism and expanded mental health coverage. Dan will check into pricing for the coverage concerning students.

- Keystate Publishers supplemental agreement—Mr. Henshaw made a motion to retain Keystate. Mr. Klinedinst seconded. All were in favor; motion carried.
- CDBG—grant money for Streetscape project (includes East Broadway & South Main Street)—Mr. Henshaw made a motion to accept the grant money (\$225,000) through CDBG. Mr. Clemons seconded. All were in favor; motion carried.
- Participation in the PSAB “TEAM” program (The Employment Alliance of Municipalities)—no cost to Borough. Mrs. Barley made a motion to participate. Mr. Gebhart seconded. All were in favor; motion carried.
- 2010 flu shots—Workfirst suggested ordering flu shots for 2010; \$35/shot or go through insurance; no co-pay & insurance will pay. Mrs. Barley made a motion to go through insurance to get the flu shots and not Workfirst for next year’s flu shots. Mr. Henshaw seconded. All were in favor; motion carried.

18. **COMMUNICATION**—none

19. Manager’s Comments—none

20. Other correspondence—none

21. Mrs. Barley made a motion to approve the bills and statements. Mr. Gebhart seconded. All were in favor; motion carried.

22. Mr. Herrman made a motion to adjourn the meeting @ 7:59p.m. Mr. Gebhart seconded. All were in favor; motion carried. Meeting adjourned.

Respectfully submitted by:

Stacy Myers
Recording Secretary