

**Red Lion Borough Council  
Meeting Minutes  
Monday, April 12, 2010**

**Members**

Kelly Henshaw  
Garby Snell  
Michael Gebhart  
Thomas Shellenberger  
Dennis Klinedinst  
Christina Frutiger  
Brad Smith

**Others**

Mayor Steven Kopp  
Dan Shaw  
Nicole Ehrhart, Solicitor  
Jeff Shue, Engineer  
Stacy Myers

**Visitors**

Eric Gardner  
Lori Badders  
Brett Patterson  
Ryan Sanders  
Loren McCleary  
Dave Stump

Monte Jones  
Scott Kopp  
Lee Webb  
Jeremy Shaulis  
Robert Frutiger  
Julie Yahnke

1. The meeting was called to order @ 7:00p.m. Prayer was offered by Monte Jones from Dove Community Cell Church and everyone present participated in the Pledge of Allegiance.
2. Mr. Smith made a motion to accept the March 8, 2010 meeting minutes. Mrs. Frutiger seconded. All were in favor; motion carried.
3. **FIRE REPORT**—Chief Stump reported:
  - This month's report to come later; not complete at this time.
  - New rescue truck is now in service; old rescue truck has been sold & will be shipped to Argentina
  - Hazmat refresher course will be taking place on Sunday, April 18<sup>th</sup> on Borough grounds. This was cleared with Brett Patterson.
  - Lease agreement between Fire Company and Wellspan, which involved VNA's lease in basement of Fire Hall. Julie reported that the lease was revised in 2008, so that the Fire Company no longer paid for the VNA's electric & gas bills. At that time, Julie believes that the then-Borough Manager said it was no big deal to bill the VNA & Fire Company on the same water bill, otherwise it would require installing separate water meters. Julie had heard that the VNA is supposed to move out in June 2010. Council will work with Fire Company when & if the time comes for the VNA to move out.
  - Fire Company is requesting a larger garbage dumpster. Dan will take care of this.
4. **EMA REPORT**-Scott Kopp reported that last month he received Council's approval to spend \$2,000 for radio equipment. The actual quote came in slightly higher, at \$2,757.23 for the equipment. Mr. Klinedinst amended the motion approving the expenditure of the additional funds. Mr. Smith seconded. All were in favor; motion carried. Scott also reported that Debe Sowers has been a tremendous help in getting the EMA Department set up on the 2<sup>nd</sup> floor of the Authority building. Scott appreciates all of her time and efforts.
5. **VISITORS AND PUBLIC COMMENTS**—The following were recognized by Council:
  - Eric Gardner was present to represent residents of Elm Lane, South Pine & South Charles Streets concerning the Borough's adoption of Rock Lane at the old ambulance building. Mr. Gardner had a deed from his house that referenced Rock Lane (east of his property) as a public alley, and he thought the Borough should maintain (plow, pave, etc) it. Dan said according to his list of street adoptions, it may have shown up on a deed, but it was never adopted, this being the case with several alleys in the Borough. Mr. Gardner maintained that he had proof it was adopted in 1987.

Dan will check Borough records of Borough-owned streets. Mr. Klinedinst moved to table this issue until a future meeting, giving Dan time to look into this matter.

- Ms. Metta Barbour, who is running for election to State Representative in the 94<sup>th</sup> District, introduced herself to Council and public. She has been a Red Lion Borough resident since 1982.

6. **ORDINANCES**—none

7. **PETITIONS**—none

8. **RESOLUTIONS**—A Resolution has been drafted for Designation of Agent for obtaining financial assistance for the snowstorms of February 2010. This Resolution authorizes someone to sign the paperwork going to PEMA. Mr. Shellenberger made a motion authorizing Council President Henshaw to sign the paperwork. Mr. Smith seconded. All were in favor; motion carried.

9. **AGREEMENTS**—none

10. **BIDS**—none

11. **POLICE REPORT**—no officer present

12. **MAYOR KOPP'S REMARKS AND RECOMMENDATIONS**—Mayor Kopp reported:

- He was a judge at a Karaoke contest at Winterstown-North Hopewell Elementary School
- He participated in the "Mayors for Meals" Program held on March 24<sup>th</sup> @ Red Lion Senior Center
- Attended York Area Regional Police Commission meeting—Felton Borough is currently negotiating a possible contract with YARPD, Stewartstown Borough & State Police for police protection.
- Recent BB-gun incident resulted in an arrest
- Sgt. Rod Varner announced his retirement for March 20, 2012
- Received request from resident in Linden Avenue area who would like the road designated "Bus Stop" with road markings at Country Club Road & Linden Ave where there is currently a school bus stop. Country Club Road is a state road, so a Highway Occupancy Permit would be required to designate the road as such. Dan will look into this.

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

- Streetscape project—Jeff suggested a required public meeting for Tuesday, April 27<sup>th</sup> @ 5:30p.m. The public hearing is required under the CDBG funding. Jeff is anticipating a bid opening date of June 4, 2010. Because of the work done on a state road, Jeff will acquire the HOP. Mr. Smith made a motion authorizing Jeff to sign the application for the Highway Occupancy Permit for the Streetscape project. Mrs. Frutiger seconded. All were in favor; motion carried.
- EPA letter received—Red Lion is one of the municipalities to be audited for MS-4 requirements. MS-4 is an annual reporting to DEP that relates to how we handle our storm sewer systems. Six items need to be followed through with; 5 are fine; the 1 exception is the Operation Maintenance Program that needs implemented with Public Works personnel. DEP needs a copy of that & Jeff will take care of filing this.

14. **SOLICITOR'S REPORT**—Nicole Ehrhart reported:

- She has reviewed the MOU between Borough Council & Redevelopment Commission establishing the Red Lion Mile Committee. It was requested that a change be made; that the RLM Committee report directly to Borough Council. Re-wording of the MOU consisted of 1) Paragraph 7, stating that if any Borough resources are needed, the RLM Committee should report to the Borough Manager or Borough Council, and 2) any written status reports will be submitted directly to Borough Council. Mrs. Snell made a motion adopting this Resolution. Mr. Klinedinst seconded. All were in favor; motion carried.

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

- July 3<sup>rd</sup>—Car show & chicken bar-b-que will be held at Fairmount Park. Felton Band will also perform. A flea market is possible also.
- Red Lion Recreation Community Newsletter will now be included in monthly water bills to let residents know of various programs/events
- Spaghetti dinner will be held on Saturday, April 24<sup>th</sup> from 4-8pm
- NYC bus trip—almost full

- Theater/drama class—to start @ Rec Center this summer
  - Friends of Fairmount Park meeting to be held on Thursday, April 15<sup>th</sup> @ 7p.m. @ Borough office
16. **PUBLIC SAFETY**—no further report, Fire Report & Ambulance reports have been distributed
17. **MUNICIPAL SERVICES**—Mr. Gebhart reported Lisa Fisher of 434 Highland Road would like to be exonerated from paying the garbage bill for this property, which is empty & currently for sale. The water is currently turned off at the property, but the water meter has not been removed. In the past, this has been the determining factor in exonerating a resident from paying the trash bill. Ms. Fisher will have to request the Authority remove the meter.
18. **PUBLIC WORKS**—Mr. Smith reported:
- Request for handicapped parking space received for 39 W. Gay Street. Dan said it meets all requirements. Mr. Smith made a motion to approve the request. Mr. Klinedinst seconded. All were in favor; motion carried.
  - Street paving—culvert on the west side of North Charles Street @ Fire Company parking lot needs to be repaired. Jeff Shue can offer some options; this project would have to be bid. The Borough is responsible for underlying pipe, so no state aid will be given for this project. Mr. Shellenberger made a motion authorizing C.S. Davidson to look into a solution and report back. Mr. Smith seconded. All were in favor; motion carried.
19. **PLANNING, ZONING & REDEVELOPMENT**—Mrs. Snell reported:
- Subdivision plan was submitted by CERE, LLC for the property at 216-218 West Broadway. Three waivers were requested for 1) waiving the submission of a preliminary plan, & just submit a final plan, 2) E & S Control Plan not necessary because no earth-moving is taking place, and 3) scale size on plan increased to 1"=10', instead of 1"=20' because it makes the plan easier to read. Planning Commission recommended Council's approval. Mrs. Snell made a motion accepting the request for the 3 waivers for CERE, LLC. Mrs. Frutiger seconded. All were in favor; motion carried. Mr. Klinedinst made a motion to accept the subdivision plan for 216-218 West Broadway. Mr. Smith seconded. All were in favor; motion carried.
  - Recruiting for Redevelopment Commission; no April meeting held due to no quorum. Sue Grove has resigned, Seth Benghe is in Iraq, & Andrew Tome cannot attend meetings.
  - Tri-Borough Comprehensive Plan meeting will be held on April 28<sup>th</sup> @ 10a.m. @ Dallastown Borough Office. Discussion will be held on Community Facilities & Services.
20. **ADMINISTRATION**—Mr. Shellenberger requested an Executive Session to discuss the settlement of a litigation & personnel matters.
21. **COMMUNICATION**—none
22. **Manager's Comments**—Mark Kline has been hired to fill the Laborer's position; he started 1 week ago.
23. Mr. Klinedinst made a motion to approve the bills, with the exception of Bill # 402272 (this was pulled/voted on separately). Mr. Gebhart seconded. All were in favor; motion carried. Mr. Shellenberger made a motion to approve Bill # 402272. Mr. Klinedinst seconded. A vote was taken; motion passed with Mr. Smith abstaining.
24. Mr. Shellenberger made a motion to approve the statements. Mrs. Frutiger seconded. All were in favor; motion carried.
25. Council recessed to Executive Session @ 7:55p.m. Council reconvened @ 8:40p.m. Personnel issues were discussed; no action was taken on those. Mr. Shellenberger made a motion for authorization from Council to implement the terms of the Arbitrator's Award and stipulation and agreement to arbitrate with respect to the payment of Mr. Arnold's benefits. Mrs. Frutiger seconded. All were in favor; motion carried. Mr. Shellenberger & Mrs. Ehrhart will be working on this.
26. Mr. Henshaw made a motion to adjourn the meeting @ 8:50p.m. Motion carried; meeting adjourned.

Respectfully submitted by:  
 Stacy Myers  
 Recording Secretary