

**Red Lion Borough Council  
Meeting Minutes  
Monday, March 14, 2011**

**Members**

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

**Others**

Nicole Ehrhart, Solicitor  
Cpl. Dyke, YARPD  
Dianne Price, Borough Manager  
Mayor Steven Kopp  
Dan Shaw, Codes Enforcement  
Stacy Myers

**Guests**

Scott Kopp  
Beth Nidam  
Cynthia Barley  
Brett Patterson  
Julie Yahnke  
Dennis Tyndall

Robert Leiphart  
Rev. Andrew Tome  
Linda Abey  
Ron Abey

1. The meeting was called to order @ 7:00p.m. Rev. Andrew Tome, from the Lighthouse Fellowship Church, opened with a prayer. Everyone present participated in the Pledge of Allegiance.
2. Mrs. Frutiger made a motion to approve the February 14, 2011 meeting minutes. Mr. Smith seconded. All were in favor; motion carried.
3. **VISITORS AND PUBLIC COMMENTS**—the following addressed Council:
  - Mr. Robert Leiphart, from 91 Weaver Lane, was present to discuss garbage issues and the Ordinance that is to enforce them. He cited several areas of the Refuse Ordinance that are not being followed around the Borough. Refuse containers are to be durable and watertight, and are to be rinsed and kept clean; he stated this is not the case with several he's seen. The containers are to be brought back to the residence & not left on the street past an allotted time. He stated this is not being followed, and he has collected several containers at his home because they blow around in the wind/rain. Mr. Leiphart asked that violations be given when Ordinances aren't followed. Dan Shaw recently visited the area that Mr. Leiphart spoke of. Council said Dan will continue to monitor this situation.
4. **PUBLIC SAFETY**—Mrs. Frutiger:
  - **Fire Report**—Julie Yahnke reported:
    - 41 calls this month; 9 in the Borough
    - Agreement between the Fire Company & Borough—Dianne & Julie will meet to discuss
    - Updates on the old fire hall are being done. Contractors will look at certain jobs to be done this summer.
  - Ambulance report was distributed
  - **EMC**—Scott Kopp reported:
    - Amateur radio—mounting equipment has been received
    - Updated address for Community building is **219 Fairview Street**; 911 has been notified of this
5. **POLICE REPORT**—Cpl Dyke reported:
  - Part I offenses—27
  - Part II offenses—37
  - Miscellaneous calls—341

- Traffic accidents—18, 3 w/injuries, no fatalities
  - Traffic citations—95
  - Summary citations—12
  - Misdemeanor/felony complaints—13
  - Juvenile arrests—16
  - Speeding was recently monitored around South Main Street & Taylor Avenue & has been successful
  - Reminder to motorists—headlights must be on when windshield wipers are in use
6. **MAYOR KOPP'S REMARKS AND RECOMMENDATIONS**—Mayor Kopp reported that the individual involved in the February 5<sup>th</sup> shooting at the Country Club Road apartments has turned himself in to Police recently.
7. **ORDINANCES**--for permission to advertise Ordinance to move fines from an Ordinance to a Resolution (parking meter fines & parking on snow emergency routes). Mr. Shellenberger made a motion authorizing the advertisement. Mrs. Snell seconded. All were in favor; motion carried.
8. **PETITIONS**—none
9. **RESOLUTIONS**—
- Resolution 2011-05—authorizing Borough Manager to apply for CDBG funding to help pay for curbing & sidewalk on High Street. Mr. Klinedinst made a motion to authorize; Mrs. Frutiger seconded. All were in favor; motion carried.
  - Resolution 2011-06—authorizing Council President to sign the DCNR grant for Fairmount Park grant monies. Mrs. Price would like to use monies already in the budget ear-marked for Fairmount Park & match it with 50% more (from the grant monies). Mr. Smith made a motion to authorize; Mrs. Snell seconded. All were in favor; motion carried.
10. **AGREEMENTS**
- **Windsor Township Knox Box Agreement**—Agreement states Red Lion should designate someone to pick up the key, sign it out & return it, if ever necessary. Dan Shaw would probably be the one to be designated. Mr. Shellenberger made a motion to approve the agreement; Mr. Smith seconded. All were in favor; motion carried.
  - **Parade Permit Agreement with PennDot**—requests made for Memorial Day Parade & Dr. Segro Run/Walk—PennDot requires Red Lion to enter into agreement before submitting parade permit requests to close roads. Mr. Smith made a motion to approve the agreement; Mr. Klinedinst seconded. All were in favor; motion carried.
  - **Agreement for consulting services**—to enter agreement with Land Logics to create a detailed site plan for Fairmount Park. \$2,540 will be used for this plan to get into the agreement; money is coming from park funds. This plan is necessary in order to apply for grant money later. Mrs. Frutiger made a motion to enter into agreement with Land Logics; Mrs. Snell seconded. All were in favor; motion carried.
  - **Joint line painting contract with Springettsbury** (& other municipalities)—the low bidder was Alpha. Brett worked with them to see what needed to be done. The work will include stop bars (approx. 24), legends (approx. 10-15), & turn arrows. Alpha uses a thermo-plastic adhesive material, which has a 3-5year life expectancy. Each item to be replaced costs approx. \$100-\$140. Mr. Smith made a motion to enter into this contract; Mr. Klinedinst seconded. All were in favor; motion carried.
11. **BIDS**—none
12. **ENGINEER'S REPORT**—no report
13. **SOLICITOR'S REPORT**—Mrs. Ehrhart reported:
- Mrs. Price contacted Solicitor concerning Westboro Baptist Church/Supreme Court decision & whether or not any Ordinance could be adopted to control situations such as picketing, etc. Unfortunately, the First Amendment protects people's Freedom of Speech, no matter who it is & the Borough can't determine where/when a group of people decides to exercise that right. Time

& manner restrictions can be placed on a group, but the restrictions need to be reasonable, which doesn't always work in the restrictor's favor. In another municipality, a "Parade & Assembly Ordinance" was put into effect (and was approved by the ACLU) which requires a permit for a group of 25+ people to notify the municipality ahead of time that they're coming, and the group is required to honor local nuisance ordinances, restrictions, etc. Mrs. Ehrhart can supply samples of regulations, Ordinances & fee schedules for Council to review.

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

- **Appointment to Steering Committee for MA-PA Greenway**—Dan Shaw was previous representative. Mrs. Snell made a motion to nominate Dan Shaw again; Mr. Klinedinst seconded. All were in favor; motion carried.
- **Appointment to Pilot Project Committee**—this committee will be in addition to Steering Committee for the Greenway study. Only municipalities involved in the Pilot Project (York, Yoe, Red Lion & Dallastown) can apply for grant money to fund this project. Mr. Smith made a motion to nominate Mrs. Price to this committee; Mrs. Frutiger seconded. All were in favor; motion carried.
- **Approval needed to use remaining funds** from Greenway Feasibility study to print brochures. Our initial investment was \$3,050 & \$304 was leftover. Mr. Klinedinst made a motion to use the remaining funds for the brochures; Mr. Gebhart seconded. All were in favor; motion carried.
- Other activities planned by Recreation Committee include:
  - March 21<sup>st</sup> @ 7pm a meeting will be held @ the Youth Center to try and promote and re-build the Center. Ideas from the library staff will be welcomed at the meeting.
  - April 16<sup>th</sup>—Easter egg hunt
  - April 30<sup>th</sup>—Spaghetti dinner
  - May 27<sup>th</sup>—Chicken BBQ @ Cape Horn Church (to raise money for fireworks)
  - June 11<sup>th</sup>—Fairmount Fun Day
  - June 18<sup>th</sup>—bus trip to NYC
  - Aug. 19<sup>th</sup>—bus trip to Knoebel's Grove
  - Sept. 24<sup>th</sup>—cruise from Philadelphia
  - Oct. 29<sup>th</sup>—Halloween in the Park
  - Oct. 31<sup>st</sup>—Halloween parade
  - Nov. 19<sup>th</sup>—bus trip to NYC
  - Nov. 27<sup>th</sup>—Christmas tree lighting in the park

15. **MUNICIPAL SERVICES**—no report; meeting w/Authority will be held on Wed, 3/16

16. **PUBLIC WORKS**—Mr. Smith reported an application for a handicapped parking space was received for 33 West Gay Street. All information was received & verified. Mr. Klinedinst made a motion to approve the space; Mr. Smith seconded. All were in favor; motion carried.

17. **PLANNING, ZONING & REDEVELOPMENT**—Mrs. Snell reported:

- The next meeting of the Business/Redevelopment Committee will be held Monday, April 4<sup>th</sup> @ 10am to discuss parking issues.
- Planning Commission will meet on Monday, March 21<sup>st</sup> @ 7pm to discuss an application for a variance received from Red Lion School District to put a concession stand at the girls' softball field (which is "an accessory stand in a front yard"). Planning Commission will make recommendation to Zoning Hearing Board, which will then meet the 2<sup>nd</sup> week of April.
- Dan Shaw reported the school district is planning to put artificial turf on Horn Field. York County Conservation District has strict regulations that need to be followed for water run-off. This may cause a delay in the school's plans, but the school hopes to have it completed for this season.

18. **ADMINISTRATION**—Mr. Shellenberger reported a change is needed in the Employee Handbook. After the change, which deals with the Drug & Alcohol policy, the handbook will mirror that of the Authority. The change makes all costs & expenses related to drug & alcohol testing & returning to duty

the responsibility of the employee. Mr. Shellenberger made a motion to approve this change. Mr. Smith seconded. All were in favor; motion carried.

19. **COMMUNICATION**—none

20. Manager's Comments—Mrs. Price distributed report

21. Other correspondence—Mrs. Price reported she received a request to abandon Charles Lane, but this will have to be reviewed before it's closed. If & when it would be closed, the Borough would still need to maintain it; i.e. plowing, paving, etc. This issue will be discussed @ Council Workshop.

22. Mr. Shellenberger made a motion to approve bills & statements; Mrs. Frutiger seconded. Motion carried, with Mr. Smith abstaining.

23. Mr. Shellenberger made a motion to adjourn the meeting @ 7:56p.m. Meeting adjourned.

Respectfully submitted by:

Stacy Myers  
Recording Secretary