

**Red Lion Borough Council  
Meeting Minutes  
Monday, December 12, 2011**

**Members**

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

**Others**

Dianne Price, Borough Mgr.  
Nicole Ehrhart, Solicitor  
Ofr. Tim Damon, YARPD  
Dan Shaw, Zoning/Codes  
Jeff Shue, Engineer  
Mayor Steven Kopp  
Stacy Myers

**Visitors**

Lori Badders  
Rick Slaugh  
Robert Frutiger  
Scott Kopp

Pastor Steve Schmuck  
Steve Detter  
Nevin (Butch) Horne  
Joe Yahnke

1. The meeting was called to order @ 7:00p.m. Pastor Steve Schmuck from Red Lion Bible Church offered a prayer. All present participated in the pledge to the flag.
2. Mrs. Frutiger made a motion to approve the November 14<sup>th</sup>, 2011 meeting minutes. Mr. Gebhart seconded. All were in favor; motion carried.
3. **VISITORS AND PUBLIC COMMENTS**
  - Nevin (Butch) Horne addressed Council concerning a Zoning Hearing he recently attended, calling it “kangaroo court”. He stated he felt it was a conflict of interest for Mr. Snell to serve on the Zoning Hearing Board when his wife is a Council member. That particular Zoning Hearing was to approve an additional residential unit being added to a multi-use (residential/commercial; owned by Steve Detter) located in the Borough Center Zone. The Zoning Hearing Board denied Mr. Detter’s request because only **one** residential unit is allowed in a multi-use building in that zone. Mr. Horne claimed it was because Mrs. Snell (who owns a similar business in the Borough Center Zone) serves on Council. He also believes Mrs. Snell is doing improvements to her business’ building without a permit, which was denied by Dan Shaw, Zoning Officer, who stated the siding that is being installed on Mrs. Snell’s business does not require a permit. Mr. Horne also wanted to express his disappointment in the actions of Borough Council cutting the hours of York Area Regional Police, the Streetscape project, which affected his business & home, and the problem of trash in the alley behind his business.
4. **PUBLIC SAFETY**—Mrs. Frutiger:
  - Fire Report—Joe Yahnke had no report, but Mrs. Frutiger stated that the Fire Company still wants the siren in the park.
  - Ambulance Report—report was distributed
  - EMA—Scott Kopp reported that the insurance company is working with them regarding the stolen radio
5. **POLICE REPORT**—Officer Damon reported for November:
  - Part I offenses—10
  - Part II offenses—23
  - Miscellaneous calls—152
  - Accidents—11
  - Traffic citations—54

- Misdemeanor & felony arrests--13
- Juvenile arrests—26
- Summary citations—5

Council stated they would like to receive addresses where crimes have been committed in the Borough, along with the monthly Police Report. Officer Damon will relay this message.

6. **MAYOR KOPPS REMARKS AND RECOMMENDATIONS**—Mayor Kopp expressed his thanks to all attendees of the Fire Company banquet, to all attendees of the ribbon cutting ceremony @ The Mill, and offered a Merry Christmas to all!

7. **ORDINANCES**

- Ordinance 2011-12-09 sets the Real Estate tax rate at 4.2 mils. Mr. Shellenberger made a motion to adopt this Ordinance; Mr. Klinedinst seconded. All were in favor; motion carried.
- Ordinance 2011-12-10 is for the required Storm Water Management Ordinance. Mr. Klinedinst made a motion to adopt this Ordinance; Mrs. Frutiger seconded. All were in favor; motion carried.
- Ordinance 2011-12-11 restricts vehicular traffic by 45' on Charles Lane. Mr. Shellenberger made a motion to adopt this Ordinance; Mrs. Snell seconded. The motion carried with Mrs. Frutiger opposing.
- Ordinance to advertise zoning amendments for group quarters at the fire company. The County submitted their comments regarding this. The group quarters are for members of the Fire Company & EMA only. Mrs. Frutiger made a motion to approve the advertisement; Mrs. Snell seconded. All were in favor; motion carried.

8. **PETITIONS**—none

9. **RESOLUTIONS**—none

10. **AGREEMENTS**—none

11. **BIDS**—none

12. **ENGINEER'S REPORT**—Jeff Shue reported on the Stormwater Management Plan for Mark Johnson's property at 28 East Avenue. Paving at the property is complete, but stormwater management had to be put into place. The plan proposes to manage stormwater coming off of adjacent roof by way of paving the parking lot & installing a large tank (3,000 gallons) to collect the runoff. Mr. Johnson is requesting 3 waivers for 1) volume requirements for larger storms & rate controls, 2) infiltration, and 3) bonding requirements because all they need to do is install a tank, which will be above ground. Mrs. Snell made a motion to accept the waivers for Mr. Johnson; Mrs. Frutiger seconded. The motion was carried with Mr. Klinedinst opposing.

13. **SOLICITOR'S REPORT**—no report

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

- Shaffer's, who set off the fireworks last year, were paid \$4,000. We were holding the other \$4,000, asking for an adjustment in the cost. They only agreed to an adjustment of \$618.57, leaving a balance due of \$3,381.43. Mike Zelger plans to write a letter of protest.
- Santa in Fairmount Park was attended by over 240 children
- Breakfast with Santa was a success, attended by approx. 300 people
- Youth Center purchased a new refrigerator, paid \$1,012 for new carpet downstairs, and \$505 for floor clean-up.
- Windows painted @ Recreation building by honor students of Red Lion High School. They did a very nice job, and a Thank You letter was sent to them.
- Recreation Board meeting will be held Monday, December 19<sup>th</sup> @ 7pm @ Youth Center
- Mr. Henshaw stated the Red Lion Fire Company did a great job bringing Santa to the park; everything went well. They also drove Santa around town on the fire engine this past Saturday, which was a huge hit with the children.

15. **MUNICIPAL SERVICES**—Mr. Gebhart reported that the Municipal Authority will be recognizing Clair Paules at their December 14<sup>th</sup> meeting for all of his years of service. Mr. Paules is suffering from Alzheimer's. Mr. Henshaw thought it would be nice to have some Council members attend.

16. **PUBLIC WORKS**—no report

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

- Façade grant request of \$4,250 was received for improvements to 117 East Broadway, Garby's Salon. This is the cost for half of the improvements, and the application was recommended for approval by Redevelopment Committee. Mr. Shellenberger made a motion to approve the grant request. Mr. Gebhart seconded. Motion carried with Mrs. Snell abstaining.
- Zoning Hearing will be held on Tuesday, December 20<sup>th</sup> @ 6:30p.m.
- No Planning Commission meeting will be held this month.

18. **ADMINISTRATION**—Mr. Shellenberger:

- Mr. Shellenberger made a motion to approve the 2012 budget. Mrs. Frutiger seconded. All were in favor; motion carried.
- Tax Collector's exoneration list was received for \$3,070 of exonerations. (The exonerations were due to: 268-moved, 6-duplicates, 15-deceased, 3-military, 11-paid elsewhere, 4-in jail). Mr. Shellenberger made a motion to approve the list; Mrs. Snell seconded. All were in favor; motion carried.
- Tax Collection Committee has approved by-laws & articles of agreement to switch the tax collection operation. The new TCC will be leasing the building from the old members; meetings will be held to discuss what to do with the monies in the "sinking fund". Red Lion should receive their percentage of that fund in 2012. TCC meetings are held @ 6p.m., the 4<sup>th</sup> Monday of January, April, July & October.

19. **COMMUNICATION**—a card was received from Red Lion Fire Company thanking the Borough for their support in 2011 & wishing all a happy & healthy new year!

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

21. **Other correspondence**—Council's Reorganization meeting/Work Session will be held on Tuesday, January 3<sup>rd</sup>, 2012.

Mr. Steve Detter asked Council to explain the façade grant process to him; Mrs. Price did. He disputed the amount of money that Mrs. Snell received from the façade grant fund, stating it was different than the cost of construction given to him by her contractor. Mrs. Snell urged Mr. Detter to come to her shop & look at all the improvements being done & she will give him a list of the correct cost for those improvements. Mr. Detter also urged Dan Shaw to follow up on code requirements that he does not believe are being followed by other businesses in town.

21. Mr. Shellenberger made a motion to approve the bills & statements. Mrs. Frutiger seconded. All were in favor; motion carried.

22. Mr. Shellenberger made a motion to adjourn the meeting @ 7:56p.m. Motion carried; meeting adjourned.

Respectfully submitted by:

Stacy Myers  
Recording Secretary