

Red Lion Borough Council
Meeting Minutes
Monday, April 9, 2012

Members

Christina Frutiger
Garby Snell
Kelly Henshaw
Brad Smith
Thomas Shellenberger
Dennis Klinedinst
Walter Hughes

Others

Dianne Price, Borough Mgr.
Nicole Ehrhart, Solicitor
Dan Shaw, Zoning Officer
Brett Patterson, Public Works
Stacy Myers, Rec. Secretary

Visitors

Loren McCleary
Scott Thompson
Joyce Seabolt
Pastor James VanZandt
Evan Fishel
Jane Alwood
Dirk Posey

Joe Yahnke
Julie Yahnke
Wade Young
Rodney Sechrist
Cindy Barley
Arnold Fritzius
Morgan Pfaff

Steve Seitz
Ann Larkin
Kurt Ness
Glen Daugherty
Robert Frutiger
Lady Lions Basketball Team
Coach Don Dimoff

1. The meeting was called to order @ 7:00p.m. Pastor James VanZandt from Bethany U.M. Church in Red Lion offered a prayer. Everyone present participated in the pledge to the flag.
2. Mr. Smith made a motion to approve the March 12, 2012 meeting minutes; Mrs. Frutiger seconded. All were in favor; motion carried.
3. **VISITORS AND PUBLIC COMMENTS**
 - Lady Lions Basketball Team & Head Coach Don Dimoff were present to receive a recognition award from Mayor Kopp & Borough Council. The Red Lion team achieved a 29-2 record this year, winning both County & District Championships & making it to the 2nd round of States. Council President Kelly Henshaw read the award before the presentation, stating that the winning team can be very proud of their achievement and that Red Lion shares in their victory.
 - Red Lion swimmer Morgan Pfaff was present to receive a recognition award from Mayor Kopp & Borough Council. Athletic Director Arnie Fritzius stated Morgan has turned swimming at Red Lion High School into a truly competitive sport excelling in the league, district & even in the state. Morgan excels academically also and has driven her teammates to be competitive and model citizens as well.
 - Joyce Seabolt, a volunteer with the American Cancer Society, was present to promote Light the Night and Windsor/Red Lion Relay for Life. The event will be held at the Red Lion Senior High track on July 20 & 21st 2012 (3pm the 20th to 3pm the 21st). The event runs for 24-hours, but participants are not required to walk the entire time. A “Survivor’s Lap” will start off the event.

Interested persons can purchase a “luminary” in memory of a loved one who was lost to cancer or in honor of a survivor. These luminaries will be lit during the evening hours of the event. Tickets to participate can be purchased for \$10, or higher donations are always welcome for this worthwhile cause.

- The following visitors were present to offer their comments regarding **Ordinance 2014-4-2**, amending Chapter 11 to provide for inspection and registration of rental properties, which Council will vote on this evening.
 - a. Kim Moyer, speaking on behalf of RAYAC, opposes Ordinance 2012-4-2, stating it places an undue burden on rental property owners and in turn, on tenants. He stated some Ordinances are already in place to maintain properties & address the issues in question.
 - b. Wade Young has been a landlord in Red Lion for several years, and he believes this Ordinance will hurt all landlords when, in reality only a handful should be penalized.
 - c. Kurt Ness feels this Ordinance is just another tax and a way for the Borough to get money. He believes Council should enforce rules already in place.
 - d. Dirk Posey believes some of the rules affiliated with the Ordinance are unreasonable.
 - e. Glen Daugherty stated current tenants are experiencing hardships and that this Ordinance will only place more on them. He doesn't feel it is right for government to regulate these fees.
 - f. Jane Alwood presented a petition to Council containing 245 signatures from Borough residents who oppose this Ordinance. The petitioners believe Council should enforce current Ordinances & regulations. Jane stated to ignore the petition is to ignore the citizen of Red Lion, and she felt it was wrong to penalize law-abiding citizens for a few violators.
 - g. Cindy Barley stated that at the recent Council Work Session, discussion led her to believe that a committee of landlords and Council would be formed to work together to discuss the issues at hand. She is disappointed to find out Council is not following through with what they say would be done.
 - h. Ann Larkin has been a landlord in Red Lion for years, even after the death of her husband. She stated they had always taken care of the upkeep of their properties, and she believes the same rules & regulations should be applied to private homeowners whose homes are in disrepair. She believes the inspection fee will put a burden on tenants & that Council should enforce current Ordinances before creating more.
 - i. Steve Seitz stated that this Ordinance shows the unconventional & deceitful actions of Borough Council. He believed Council was going to work with the landlords to resolve some problem issues. He stated that should the Ordinance be passed, it will be challenged because it goes against the constitutional rights of citizens.

- j. Perry Lutz agreed with the viewpoints of the other landlords and asked Council to vote “no” on the Ordinance.
- k. Evans Fishel opposes the Ordinance, stating there are enough regulations now that cannot be enforced. He urged Council to vote “no” on this.

4. **PUBLIC SAFETY**—Mrs. Frutiger

- **Fire Report**—Joe Yahnke reported there were 61 calls this month; 18 in the Borough. 3,885 man hours were recorded in March. There has been great response time to emergencies due to the live-in responders @ the fire station. Julie Yahnke supplied Council & Mrs. Price with a snow removal cost list.
- **Ambulance Report** was distributed
- **EMA Report**—Scott Kopp stated he attended the recent Peach Bottom training and he will attend the upcoming York Township Board of Commissioners meeting to complete the Memorandum of Agreement.
- Mr. Smith questioned why YARPD is issuing parking tickets more frequently now than in the past. Mrs. Price said from last August thru this February, 13 parking tickets were issued by the Police Department. In the past two months, 19 were written. Since the borough has a paid Parking Enforcement Officer, Council members would prefer the Police hours of service not be used to write parking tickets. Mrs. Price will mention this at the April 12th meeting with YARPD, although the Borough cannot dictate how Police hours should be used.
- Mr. Klinedinst directed an issue to Chief Joe Yahnke, stating he recently witnessed the driver of the Fire Company’s fire truck going through the intersection at the square without stopping, or even hesitating to look for traffic. He felt this was a safety hazard; the Chief said he will look into it.

5. **POLICE REPORT**—distributed

6. **MAYOR KOPP’S REMARKS AND RECOMMENDATIONS**—Mayor Kopp offered a Thank You to attendees of the recent pancake breakfast.

7. **ORDINANCES**—Ordinance 2012-4-2 amending Chapter 11 to provide for inspection and registration of rental properties. Mrs. Snell made a motion to adopt the Ordinance; Mrs. Frutiger seconded. Taking the visitor’s comments into consideration, a roll call vote was taken on the Ordinance. Motion carried; 4-3, with Mr. Smith, Mr. Klinedinst & Mr. Shellenberger opposing.

8. **PETITIONS**—none

9. **RESOLUTIONS**—Resolution 2012-5—prevailing Wage Reform Resolution. Mrs. Frutiger made a motion to adopt this Resolution; Mr. Smith seconded. All were in favor; motion carried.

10. **AGREEMENTS**

- Agreement to approve Land Logic Group to be the lead engineers on the Splash Park project in the park. Mrs. Snell made a motion to approve the agreement; Mrs. Frutiger seconded. All were in favor; motion carried.
- Agreement for Tomlinson Bomberger to be responsible for maintaining fields & parks (Nitchkey, Fairmount Park, the library lot, etc). They will also spray weeds in curbs on an individual basis. They were the low

bidder in COSTARS at \$4,246/year. Mrs. Snell made a motion to approve the agreement; Mrs. Frutiger seconded. All were in favor; motion carried.

11. **BIDS**—none
12. **ENGINEER'S REPROT**—Jeff Shue was absent; no report.
13. **SOLICITOR'S REPORT**—no report
14. **PARKS AND RECREATION**—Mr. Klinedinst reported:
 - 213 attended the recent pancake breakfast; \$320 profit was made
 - Rent for Community Building to start @ \$20/hr. Mr. Klinedinst made a motion to set this hourly rate; Mr. Smith seconded. All were in favor; motion carried.
15. **MUNICIPAL SERVICES**—Mr. Hughes had no report. Mr. Klinedinst recently questioned a Penn Waste representative conducting evaluations where an over-the-limit of trash bags was not collected. She stated this was Council's responsibility to address this, and also the fact that some residents in Red Lion are not paying for trash collection. Mrs. Price said if they have addresses, this can be verified with Debe, but it is an issue between the resident & Penn Waste, since Penn Waste does the billing. Of note, larger recycle bins have been ordered for residents.
16. **PUBLIC WORKS**—Mr. Smith stated a request was received for a handicap parking space at 118 South Main Street, and it meets all the requirements. Mr. Smith made a motion to approve the request; Mr. Klinedinst seconded. All were in favor; motion carried.

Discussion was held regarding the street sweeper, which has been in & out of service for mechanical issues, and is still not working properly. Mr. Smith & Brett Patterson have suggested flushing the entire system. This piece of equipment is shared with Dallastown Borough, but Council agrees that after the sweeper is fixed this time, the agreement should be rewritten to state that Red Lion will handle the maintenance on the sweeper and repair expenses should be shared.
17. **PLANNING, ZONING & REDEVELOPMENT**—Mrs. Snell reported:
 - Mrs. Snell made a motion to approve the façade grant for \$5,000 for Central Pizza; Mrs. Frutiger seconded. All were in favor; motion carried.
 - Mrs. Snell made a motion to approve the façade grant for \$5,000 for Anstine Candy Shop; Mrs. Frutiger seconded. All were in favor; motion carried.
 - Mrs. Snell made a motion to approve the façade grant for \$1,450 for 93 North Main Street (Mike Lutz); Mrs. Frutiger seconded. All were in favor; motion carried.
 - Mrs. Frutiger made a motion to appoint Garby Snell to fill Keith Tompkins' term on the Planning Commission (till the end of 2014); Mr. Shellenberger seconded. All were in favor; motion carried; Mrs. Snell abstained.
 - Planning Commission meeting will be held on Monday, April 16th, 2012.
18. **ADMINISTRATION**—Mr. Shellenberger stated he recently saw our bucket truck being used in Dallastown without safety equipment being worn. After looking into the matter, Mrs. Price said Dallastown was borrowing the truck, but

it was their contractor, not a Borough employee using the truck to fix their clock. Mr. Shellenberger said safety harnesses, etc must be worn while using this truck. Mrs. Price will verify insurance coverage when equipment is loaned out like this. A fee schedule will be reviewed next month by Council, and it will include equipment use & possible equipment rental rates.

19. **COMMUNICATION**—Two letters were received:

- Susquehanna Grace Community Church is having a luncheon on Saturday, May 19th (from noon to 1:30p.m.) at Eastern York High School for uniformed officers & their spouses. They have asked if Red Lion Council would be willing to sponsor a table or is interested in attending the luncheon.
- Habitat for Humanity is holding a home dedication at 413 West Broadway, Red Lion on Saturday, April 21st @ 10am. This home is the 101st home built by this organization; they invited Council to this event.

20. Manager's Comments—report was distributed

21. Other correspondence—Mr. Klinedinst requested copies of invoices for advertising the rental agreement & Ordinance. Mrs. Price stated there are two invoices for \$144 each.

22. Mr. Shellenberger made a motion to approve the bills & statements; Mrs. Frutiger seconded. All were in favor; motion carried, with Mr. Smith abstaining.

23. Mr. Shellenberger made a motion to adjourn the meeting @ 8:40p.m.

Respectfully submitted by:

Stacy Myers
Recording Secretary