

**Red Lion Borough Council  
Meeting Minutes  
Monday, May 12<sup>th</sup>, 2014**

**Members**

Cynthia Barley  
Christina Frutiger  
Dennis Frutiger  
Kelly Henshaw  
Anthony Musso  
Walter Hughes

**Others**

Dianne Price, Borough Manager  
Brett Patterson, Public Works  
D. Michael Craley, Solicitor  
Jeff Shue, Engineer  
Steven Kopp, Mayor  
Stacy Myers, Recording Secretary

**Visitors**

Scott Kopp  
Julie Yahnke  
Bill Henry  
Stephanie Weaver

Pastor Tommy Sawmiller  
Robert Frutiger  
Troy Leiphart  
Doug Lamb

1. The meeting was called to order @ 7:05p.m. Pastor Tommy Sawmiller from Jubilee Outreach Ministries opened with a prayer, followed by the pledge to the flag.
2. Mr. Klinedinst made a motion to approve the April 14<sup>th</sup>, 2014 Meeting Minutes; Mrs. Frutiger seconded. All were in favor; motion carried.
3. **VISITORS AND PUBLIC COMMENTS**—Doug Lamb from Doug Lamb Construction was present to address Council in hopes of resolving the High Street sidewalk and paving issues to avoid a legal battle. Mr. Lamb asked Council to allow the PennDot inspector to inspect the area of concern, and along with Jeff Shue and Mr. Lamb, they will address the punch list of items. The Borough's contract was with Doug Lamb Construction, **not** PennDot, so PennDot has disagreed with the request to inspect the work.
4. **PUBLIC SAFETY**—Mr. Musso stated a meeting to discuss the York Area Regional Police contract will be held shortly, using a committee to be appointed by Council President Hughes. The negotiating committee consists of Councilwoman Frutiger, Councilman Musso, Dianne Price and himself (Council President Hughes).
  - **Fire Company Report**—Julie Yahnke reported:
    - On June 14<sup>th</sup>—Fairmount Fun Day—Leo Fire Company will be open. Julie extended an invitation for Council members to stop by to visit, take a tour, go on calls, etc.
    - The Fire Company went \$645 over their snow removal budget this year, spending \$1,645.
    - They only have 1 Fire Police remaining and asked the Borough to pre-plan for upcoming activities where they may need assistance. Since she has already asked for volunteers for the Memorial Day festivities, Julie will follow-up for the response.
    - At the recent Laundromat fire, Julie stated none of the nearby tenants had smoke detectors.
    - Several residents along High Street who experienced water in their basement should be told it is a problem for the contractor (Doug Lamb) to address, not the Borough or the Fire Company.
    - There is no Knox Box at the recently closed Keener Kitchens. This is necessary per Borough Ordinance.
  - **Ambulance Report**—report was distributed
  - **EMA Report**—Scott Kopp reported he is still trying to communicate with local churches to set up heating & cooling stations for extreme weather conditions.

5. **MAYOR KOPP'S REMARKS AND RECOMMENDATIONS**—Mayor Kopp stated he hopes everyone will come out to enjoy the Memorial Day festivities and pay respect to veterans.
6. **RESOLUTIONS**
  - **Resolution 2014-3**—to appoint Stephanie Weaver as an alternate to the Zoning Hearing Board. Mr. Klinedinst made a motion to adopt this Resolution; Mrs. Frutiger seconded. All were in favor; motion carried.
  - **Resolution 2014-4**—to establish a policy for the sale of surplus property under \$1,000. A list of surplus property will be added to the Borough website. Mrs. Frutiger made a motion to adopt this Resolution; Mr. Klinedinst seconded. All were in favor; motion carried.
  - **Resolution 2014-5**—to apply for CDBG funds for handicapped ramps in the borough. Mrs. Barley made a motion to adopt this Resolution; Mrs. Frutiger seconded. All were in favor; motion carried.
7. **ENGINEER'S REPORT**—Mr. Shue reported:
  - 2014 road projects—bidding will be tabled until next month
  - Offered some additional information on “FB material” used in some road projects.
  - Doug Lamb correspondence mentioned; Jeff suggests additional discussion take place with the Public Works Committee.
  - Troy Leiphart Land Development Plan—ready for Council’s conditional approval for storage units. The Zoning Hearing Board had approved the Plan recently. Two conditions to be considered: 1) Waiver request for plan scale (proposing a 1” =20”, **rather than** 1”=50” as Ordinance requires), and 2) re-seal and sign the Plan to reflect the revision date of the Plan. Mrs. Barley made a motion to approve the Land Development Plan; Mr. Henshaw seconded. All were in favor; motion carried.
8. **SOLICITOR'S REPORT**—Mr. Craley reported:
  - U.S. Supreme Court recently approved that it is lawful to begin public meetings with prayer, with three parameters: 1) We cannot promote a particular religion, 2) we cannot disparage any religion or denomination thereof, and 3) it cannot be mandatory to pray.
  - Lutz property contract—Final Draft Agreement was distributed and reviewed by Council. Payments were reduced to 5 (five) years, so DCED approval is not required. Provisions allow for early payoff, if desired. Mrs. Frutiger made a motion to authorize approval of the Agreement and to re-approve the Subdivision Plan (because it has been more than 90 days since Council approved the Subdivision Plan). Mr. Henshaw seconded. A vote was taken; motion carried, with Mr. Klinedinst opposing and Mrs. Barley abstained, because Mr. Lutz is her brother.
  - Edmunds Agreement—software dispute has been settled. The reimbursement of \$31,784 has already been received by the Borough. This was a joint arrangement with the Municipal Authority, with the majority of the money going back to the Authority. Mrs. Barley made a motion to approve the Agreement; Mr. Klinedinst seconded. All were in favor; motion carried.
9. **PARKS AND RECREATION**—Mr. Henshaw reported:
  - May 23<sup>rd</sup>—Chicken BBQ to be held at the Cape Horn Bingo Hall @ 4:30p.m.until Sold Out. The proceeds will be used for July 4<sup>th</sup> fireworks
  - June 14<sup>th</sup>—Fairmount Fun Day & Flag Day celebrations, and also opening day for the Splash Park.
  - June 18<sup>th</sup>—Lewis & Clark Circus—to be held at Vulcan Road—two shows that day.
  - July 3<sup>rd</sup>—Fireworks at Horn Field—concession stands, band will begin at 7p.m. until fireworks begin
  - July 4<sup>th</sup>—Stay at Home Celebration—car show, chicken BBQ, Red Lion-Felton Band, craft vendors, concession stands, etc.
  - July 12<sup>th</sup>—Bus trip to Troeg’s Brewery—cost TBD

- July 26<sup>th</sup>—Bus trip to Hauser Estate Winery—cost TBD
  - August 9<sup>th</sup>—Bus trip to Harper’s Ferry—cost TBD
  - Consignment tickets available through the Recreation Department to: Dorney Park, Hersheypark, Longwood Gardens, Renaissance Faire. Save \$8-10/ticket
  - Day counselors from last year will be returning this year for daytime park activities. An attendant will be present at the Splash Park at all times while open.
10. **MUNICIPAL SERVICES**—no report
  11. **PUBLIC WORKS**—Mr. Klinedinst reported a request for a handicapped parking space at 415 North Franklin Street. Driving by this area at different times, he hasn’t seen parking problems; neither did Mr. Hughes or Mrs. Price. Council agreed to table the request at this time.
  12. **PLANNING, ZONING & REDEVELOPMENT**—Mr. Zelger was not present tonight. Mrs. Price reported there will be a Zoning Hearing on Thursday, May 15<sup>th</sup> @ 6:00p.m. There will not be a Planning Commission meeting this month.
  13. **ADMINISTRATION**—Mrs. Frutiger reported the Teamsters Union meeting will be held on July 14<sup>th</sup> @ 10:00a.m. to discuss negotiations.
  14. **COMMUNICATION**—Thank You card was received for installing a handicap parking space at 129 West Gay Street.
  15. **Manager’s Comments**—Mrs. Price distributed her report.
    - Discussion was held regarding Doug Lamb Construction and the Borough’s High Street contract with him. Jeff Shue said he and Council had offered Mr. Lamb a resolution that was acceptable to the Borough and would not require disturbance of the newly paved asphalt. Mr. Lamb rejected the solution, and Jeff responded again. The contract was not with PennDot and Jeff does not believe PennDot should inspect the work. Mr. Craley suggested Council authorize Jeff to act on Council’s behalf in dealing with Doug Lamb Construction. Mrs. Frutiger made a motion authorizing Jeff Shue to respond to Doug Lamb; Mr. Henshaw seconded. All were in favor; motion carried.
    - A visitor mentioned that Councilman Zelger was not present tonight, making this his second missed Council meeting. Mrs. Price hadn’t received notification that he would not be in attendance tonight. Council President Hughes would like to discuss the issue with Councilman Zelger before any action is taken.
  16. **Approval of bills**—Mrs. Barley made a motion to approve the bills; Mrs. Frutiger seconded. All were in favor; motion carried.
  17. **Adjournment**—Mrs. Barley made a motion to adjourn the meeting @ 7:53p.m. Motion carried; meeting adjourned.

Respectfully submitted by:

Stacy Myers, Recording Secretary