

**Red Lion Borough Council  
Meeting Minutes  
Monday, December 8<sup>th</sup>, 2014**

**Members**

Danielle Kabacinski  
Cynthia Barley  
Christina Frutiger  
Dennis Klinedinst  
Kelly Henshaw  
Anthony Musso  
Walter Hughes

**Others**

Dianne Price, Borough Manager  
D. Michael Craley, Solicitor  
Jeff Shue, Engineer  
Dan Shaw, Codes/Zoning  
Mayor Steven Kopp  
Brett Patterson, Public Works  
Stacy Myers, Recording Sec'y

**Visitors**

Loren McCleary  
Chief Tom Gross  
Scott Thompson  
Nevin Horne  
Stephanie Weaver  
Michael Poff  
Scott Kopp

Lori Badders  
Bill Henry  
Sandra Graham  
Claudia Gillespie  
Bob Hammers  
Mike Zelger  
Lt. Baker

Robert Frutiger  
Joe Silar  
Steve Detter  
Felix Milner  
Kirby Henshaw  
Pastor Jay McWilliams  
Cpl. Devilbliss

1. The meeting was called to order @ 7:00p.m. Pastor Jay McWilliams from Pleasant View Church of the Brethren offered a prayer. All present participated in the pledge to the flag.
2. Mr. Klinedinst made a motion to approve the November 10<sup>th</sup>, 2014 Meeting Minutes; Mrs. Frutiger seconded. All were in favor; motion carried.
3. **VISITORS AND PUBLIC COMMENTS**—The following were present to address Council:
  - Claudia Gillespie has rented 25 South Main Street for a little over one year and she is present to discuss the parking shortage she's experiencing. She is currently parking on Henrietta Street, but would like to park closer to her residence. Her current landlord told her she can pay the meters to park, but she cannot afford to do that. Mr. Craley said that unfortunately, 25 South Main is a non-conforming property so it's not required for landlords to provide parking there and Council has no recourse.
  - Steve Detter was present to question inspections of Commercial properties in the Borough. He stated that Shades Hair and Spa at 201 East Broadway is conducting a business out of their second floor and there is no second form of egress on that floor, which is a requirement per Zoning Ordinance. He also knows of a tenant at 511 Wise Avenue that told him the apartments have black mold. This tenant has a basement apartment that also does not have a second form of egress. The property management company (Sherman Management) had torn out carpet and supposedly inspected it, but the mold is still there.  
Dan Shaw stated there is no Ordinance for mold, but he **can** do an inspection at 511 Wise Avenue for smoke detectors and check out the property at that time. Dan will also look into the egress at Shades Spa, as Commonwealth Code does the inspections for Commercial properties.
  - Bob Hammers asked Council for an update on the Police contract. He still firmly believes a Police presence in the Borough is crucial and he would like to see another Borough Police force formed.
  - Nevin Horne stated that while he respects PA State Police and believes they do a great job, he is concerned with their response time because they are so short on manpower. He and other residents were interested to hear from Cpl. Devilbliss and Lt. Baker from the State Police at

- tonight's meeting to see what they may know about patrolling Red Lion. He said it did not work in 2003; it will not work with State Police coverage in 2014.
- Lt. Baker and Cpl. Devilbliss from Pennsylvania State Police were present tonight to offer information about PSP and the coverage they can offer Red Lion Borough. Lt. Baker stated the request for Police coverage came from Red Lion Borough and was forwarded to the Police Commissioners for acceptance/denial. When questioned about response time, Lt. Baker stated that State Police prioritizes their calls, just like other municipal police forces. For example, a damaged mailbox is not going to take priority over an armed robbery. He stated that PSP has "zones" that they cover and there can be several political subdivisions in one zone. They do not announce what troopers are covering which zone, nor do they publicize what the schedule is, for security reasons. But, he stated, that Red Lion will be encompassed in a certain zone and the calls get prioritized within that zone. There is a car in every zone on every shift, and the shifts overlap. There may not be a car in the borough at all times, but there will be a car in that particular zone. Lt. Baker said he respects York Area Regional and he's not disputing the job they do, but if the contract is not settled, State Police will be prepared to take over Police protection in Red Lion Borough on January 1<sup>st</sup>, 2015.
  - Kirby Henshaw said he heard reports that the State Police were closing some of their barracks. Lt. Baker stated there are 19 barracks statewide and the first thing that would happen, where cutbacks are concerned, would be internal cuts, but not necessarily closing barracks. Ten new troopers have just graduated from the Police Academy and if it appears that the local subdivision needs more manpower, a request for more troopers would be made to the Captain. Manpower shortage has been dealt with throughout the Commonwealth for years.
4. **PUBLIC SAFETY**—Mr. Musso thanked Lt. Baker and Cpl. Devilbliss for their time tonight and stated he is confident in their abilities to provide police protection in Red Lion.
- **Fire Company Report**—Joe Silar reported for December:
    - 19 calls in the Borough
    - Social Hall renovations to begin in January
  - **Ambulance Report**—report was distributed
  - **EMA Report**—Scott Kopp presented an updated draft of the Borough's Emergency Operation Plan, as well as the Notification & Resource Manual, which is designed to be updated every two years. In January, Council should adopt a Final Draft of these items by Resolution.
5. **MAYOR KOPPS REMARKS AND RECOMMENDATIONS**—Mayor Kopp stated he has been a pro-Police advocate ever since becoming involved with politics. While he has the utmost respect for State Police, he asked Council members to reach out, once again, to York Area Regional in an attempt to agree on a contract by the end of this year. The Mayor's "Weddings Performed Report" has been submitted to Council, as required by law.
6. **ORDINANCES**—Ordinance 2014-12-4 to set the tax millage rate. This will be moved to "15C" for approval after the Budget has been passed since the tax millage supports the Budget.
7. **RESOLUTIONS**—none
8. **AGREEMENTS**
- Mr. Klinedinst made a motion to appoint Allegiant Animal Care as the Animal Control Officer; Mr. Henshaw seconded. All were in favor; motion carried.
  - Mr. Henshaw made a motion to appoint Sandra Behrensen as Deputy Tax Collector; Mr. Klinedinst seconded. All were in favor; motion carried.
9. **ENGINEER'S REPORT**—Mr. Shue reported:
- Detailed plans for the First Avenue project bid were reviewed with Borough staff. These will be bid in January 2015, to be opened & awarded at Council's February 2015 meeting.

- Obtained the permit from the State for the MS-4 Program. Delays were with the State, not the Borough. Permit is in place and Jeff will be filing the proper paperwork as required by the State.
10. **SOLICITOR'S REPORT**—Mr. Craley reported:
- He will meet with Jeff Shue regarding outstanding issues at the Splash Park
  - Title search was completed for 33-41 West Broadway and settlement should take place before end of year. Tentative cost for Borough, including closing costs is \$59,182.09. Mrs. Barley made a motion authorizing Mrs. Price and Mr. Craley to expend the necessary funds at settlement on behalf of the Borough, not to exceed \$60,000; Mrs. Frutiger seconded. All were in favor; motion carried.
11. **PARKS AND RECREATION**—Mr. Henshaw reported:
- November 30<sup>th</sup>—Tree lighting ceremony had approx. 250+ attendees
  - Senior High School art students painted the windows at the Recreation Building on 12/1/14
  - Breakfast with Santa on 12/2/14 was well attended; 200+ attended/served
  - Kids karate program to begin soon
  - EYC Basketball & elementary Basketball to begin soon
  - Santa's Shanty will be open on December 11<sup>th</sup> & 12<sup>th</sup> and December 18<sup>th</sup> & 19<sup>th</sup> from 6-8pm
  - At this time, there is one, possibly two openings on the Recreation Board
  - Of note, the Youth Center water heater was replaced recently
  - New Year's Eve—Dream Wrights Theater performers will be at Bethany House from 6-7pm, along with other children's activities
  - May 16<sup>th</sup>, 2015—Brew & Music Fest to take place at Vulcan Road property
12. **MUNICIPAL SERVICES**—Mrs. Barley has no report, but Mr. Poff is present from the Municipal Authority tonight to answer any questions.
13. **PUBLIC WORKS**—Mr. Klinedinst announced he would like to meet at the Recreation Building to discuss water/drainage issues. Mrs. Price, Mrs. Frutiger, Mr. Musso & Mr. Henshaw will also attend.
14. **PLANNING, ZONING & REDEVELOPMENT**—Mrs. Kabacinski reported:
- December 15<sup>th</sup>, 2014--Planning Commission meeting @ 7:00pm
  - Mrs. Barley made a motion to release the bond for Mastercraft; Mrs. Kabacinski seconded. All were in favor; motion carried.
  - Planning Commission items:
    - Garby Snell has resigned, leaving a vacancy
    - Beth Artman is up for reappointment—someone will verify she wants to serve again
  - Zoning Hearing Board—Gary LaTulippe is up for reappointment—someone will verify he wants to serve again
  - Redevelopment items:
    - They meet the 4<sup>th</sup> Monday of each month @ 4:00pm
    - Shade Tree project was discussed in November—may begin with East High Street and work up to West Broadway
    - Other items being discussed—Christmas house tours, house/storefront decorating contests, Christmas street fair, etc.
    - Signage for Vulcan Road fields
    - Red Lion Mile—spring ideas
15. **ADMINISTRATION**—Mrs. Frutiger:
- Before approving the budget, resident Stephanie Weaver questioned whether Council was willing to assure York Area Regional would stay in the Borough? Council President Hughes said he has heard nothing further from Council regarding their wishes to do so. Councilman Henshaw said the offer had been made to YARP, which they (YARP) turned down and no counter-offer was given.

- Nevin Horne questioned why the contract from York Area in May for \$615,000 was not accepted when Red Lion Council offered \$675,000 for Police services in November? He stated that Council is going to get elderly people hurt by not having adequate police protection. He said if Dan Shaw & Mrs. Price would enforce Nuisance Ordinance violations, YARP's offer of \$615,000 would pay for police protection. YARP's offer was on the floating scale that Council did not want. YARP could end up charging what they wanted.
  - Ms. Weaver said she heard the contract was not accepted in May because it contained verbiage that allowed York Area to drop coverage in Red Lion with a 45-day notice should Police calls exceed 15% over a 6-month period. The contract involved a floating scale where YARP could charge more and Red Lion Council did not agree to that.
  - Mr. Musso stated there are a lot of residents on fixed incomes and if Red Lion was to stay with York Area, they would have to raise taxes. Most residents could not afford that.
  - Council President Hughes stated that since no Council members wished to reopen contract discussions, Pennsylvania State Police would take over Police coverage in Red Lion Borough as of January 1<sup>st</sup>, 2015. If something should happen with YARP before that time, Council may reconsider contract negotiations.
  - Mrs. Frutiger made a motion to approve the 2015 Budget; Mrs. Barley seconded. Motion carried, with Mr. Klinedinst opposing.
  - Mr. Henshaw made a motion to approve the Exonerations for Per Capita Tax per the Tax Collector's list in the amount of \$4,670.00; Mrs. Barley seconded. All were in favor; motion carried.
  - Ordinance 2014-12-4—setting the tax millage rate at 4.2mils. This has been advertised. Mr. Klinedinst made a motion to approve Ordinance 2014-12-4; Mrs. Frutiger seconded. All were in favor; motion carried.
16. **COMMUNICATION**—Other announcements:
- December 17<sup>th</sup>, 2014—Red Lion Senior Center Open House will be held from 9-1pm; open to the public
  - January 5<sup>th</sup>, 2015—Council Work Session @ 7:00pm
  - January 12<sup>th</sup>—Council Meeting @ 7:00pm
17. **Manager's Comments**—Mrs. Price distributed her report
18. **Approval of bills**—Mr. Klinedinst made a motion to approve the bills; Mrs. Frutiger seconded. Motion carried, with Mr. Hughes & Mrs. Barley abstaining.
19. **Adjournment**—Mrs. Barley made a motion to adjourn the meeting @ 7:55pm. Motion carried; meeting adjourned.

Respectfully submitted by:

Stacy Myers, Recording Secretary