

**Red Lion Borough Council
Meeting Minutes
Monday, February 11, 2019**

Members

Cindy Barley
Tina Frutiger
Stephanie Weaver
Chris Minnich
Dennis Klinedinst
Nevin Horne
Tony Musso

Visitors

Melanie Thompson
Bob Frutiger
Kristin Sweitzer
Scott Kopp
Felix Milner

Others

Dianne Price, Borough Manager
Dan Shaw, Codes/Zoning
Jeff Shue, Engineer
Mike Craley, Solicitor
Brett Patterson, Public Works
Stacy Myers, Recording Sec'y

Jeff Herrman
Pastor Jay McWilliams
Nick Rhoads
Sandra Graham
Scott Thompson

1. The meeting was called to order @ 7:00p.m. Pastor Jay McWilliams from Pleasant View Church offered a prayer. Everyone present participated in the pledge to the flag.
2. Mrs. Frutiger made a motion to approve the January 7th, 2019 Work Session Minutes; Mrs. Barley seconded. All were in favor; motion carried.
Mrs. Frutiger made a motion to approve the January 14th, 2019 Meeting Minutes; Mrs. Barley seconded. All were in favor; motion carried.
3. **VISITORS AND PUBLIC COMMENT**—no one to address Council
4. **MAYOR HUGHES REMARKS AND COMMENDATIONS**—Mayor Hughes was not present tonight.
5. **PUBLIC SAFETY**—Mr. Minnich presented:
 - **Fire Company Report**
 - For January, there were 13 calls with 24 pieces of apparatus used and \$0 fire loss.
 - Scott Kopp is now the liaison for the Fire Department & the Borough. He will assist with any executive issues; any fire company and/or taxable issues, he will report back to the Fire Company and the appropriate people. He also reported the Fire Company will be contacting the Borough about using some of their capital reserve fund for garage door replacement and two new rooftop units. They've applied for grant monies for these expenses too.
 - Mr. Minnich discussed the scholarship for either a Fire Company representative, member, volunteer, etc. for college, education credits, etc. The relief side of education & training is covered by State funds, but more information will be gathered on the scholarship issue. Red Lion would like the program to mirror Windsor Township's, so more discussion will be held.
 - Paperwork was received today from Department of Emergency Services—if Council wants to appoint someone for the positions listed, they can; however, if they do not wish to do so, a response can be sent back stating that.
 - **State Police**—Mr. Musso reported he was contacted by York Dispatch, wanting to discuss Governor Wolf's proposal that any municipality using State Police may be required to pay for Police coverage, based on their population. This idea has been mentioned before, but Mr. Musso said, should this come into fruition, Red Lion would be more than willing to pay, and

Council would not have to raise taxes to do so. Based on their population, Red Lion's amount was estimated at \$315-\$330,000/year.

- **EMA Report**—to date, they have over 8,000 views on their Facebook page.
 - **Ambulance Report**—no report at this time
6. **SOLICITOR'S REPORT**—Mr. Craley reported:
- Status of the ArthurLee, LLC litigation will be discussed in Executive Session.
 - Horace Mann project—he received the plans from Jeff Shue to work on the exhibits to draft the reimbursement agreement with the School District for curbs & sidewalks. The draft should be to the School District by the end of this week.
 - Lutz property payoff & obtaining the deed—he is still waiting for a response from Dan Fennick (Lutz attorney) and then this should be resolved.
7. **ENGINEER'S REPORT**—Jeff Shue reported:
- Horace Mann project—the first advertisement for this project will be 2/12/19 (with the second advertisement three days after). Details for this project were complete last week. A series of agreements will be sent to the School District & adjoining property owners, so there is time to address any issues before the bid opening on 2/27/19. A cost estimate has been prepared by Jeff & is included with his report. Five items that Jeff wants Council to be aware of, as they will act on the bids at their March 11th meeting:
 - A significant part of this project's work will be in stormwater inlet & piping replacement. This part of the project will cost over \$100,000.
 - We will be adding a speed table in front of the school (where students walk from the High School to Horn Field). This will help with pedestrian safety.
 - Pavement markings will be a significant part of the project. "Piano keys" (like in the square) will be added to help with pedestrian safety.
 - Curb & sidewalk will be complete from Country Club Road to South Pine Street (both sides).
 - Paving & milling—gutter lines will be milled, center of the street will be much higher than the gutters (to disperse water quicker), and after paving, a membrane will be added to prevent cracking in the streets.
- This project is to be completed by July 31st, 2019. There is a \$1,500/day fine to the contractor should it extend past that date. Mr. Klinedinst asked if background checks were required of the contractors. RLMA contractors previously had to obtain State bonding & were required to obtain federal background checks due to working in/near a School District. Mr. Shue is unaware of this but assures all bonding will meet federal guidelines. Mr. Craley assumes this stems from the Child Protective Services Law and there may be a requirement (when working in an active school zone). Mr. Craley said the notice of this project taking place in a school zone may want to be included in the bid paperwork.
- Of note, temporary easements are included on the drawings for the adjoining property owners.
- The Mill—Jeff is waiting for feedback from The Mill, as they're waiting on direction from PennDOT.
8. **PARKS AND RECREATION**—Mrs. Barley & Kristin Sweitzer reported:
- Basketball program is going well.
 - Summer camp is being planned.
 - February 23rd—Spaghetti dinner from 5-7pm as a fundraiser for softball
 - April 13th—Breakfast with Easter Bunny & egg hunt--Breakfast @ 8am; egg hunt @ 10am. Sensory egg hunt will be offered; pre-registration for this is required.
 - May 4th—Cleanup Red Lion & plant (and buy) flowers—cleanup focus will be on the Trail & Fairmount Park.

- June 1st--Suds 'n' Songs—bands are booked. There is a rain clause in the bands' contracts this year; if they don't play, they don't get paid.
- July 3rd fireworks—due to the Horace Mann project for the month of July, does Council wish to move the fireworks to another area? Vulcan Field? Mrs. Barley & some other Council members do not foresee a conflict with the project since the fireworks would be at night. Even if Horace Mann is blocked off, motorists can use other Borough streets and many people don't watch the fireworks from Horn Field anyway. Mrs. Barley suggested moving the food trucks & seating (for fireworks) to the park and/or Boundary Avenue & Kristin suggested closing the stadium. The July 4th Stay at Home celebration, with the car show should not be affected since it's within Fairmount Park.

9. **MUNICIPAL SERVICES**—Ms. Weaver reported:

- Requested flowers be sent to Vince & Christina Caltagirone for the loss of their grandchild; however, a personal donation must be collected if Council wishes to do this; cannot be with taxpayer money.
- February 13th—water shut offs for delinquent bills
- 5.7" rainfall received from December to January meeting
- Usage is the same as this time last year.
- 4 new connections have been made at The Paddock.
- April 17th—next Source Water Protection meeting to be held at Windsor Township building, 6:30p.m.
- Hamilton & Musser were appointed as RLMA Auditors; MPL remains their Solicitor; CS Davidson remains their Engineer.
- Flushing of the system is tentatively scheduled for April 8th-26th
- Mr. Klinedinst suggested forming a committee for discussion on the hydrants & the manholes. The Municipal Authority appointed a couple people for the committee; Jeff Herrman will discuss with Keith Kahwajy about notifying the Borough regarding this.
- Mrs. Price reported in regard to the County's Stormwater Authority—if it comes into fruition, the Borough will be a part of it; however, Mr. Klinedinst suggested Council send a letter stating they are not in favor of it. He doesn't agree with the amount of money that will be spent for the work the Commissioners claim will be done. Mrs. Price doesn't believe anything will happen on the Authority before the end of 2019, but if the Borough doesn't participate in the Stormwater Authority, we need to come up with our own plan. Jeff Shue explained the County's Stormwater Authority is an attempt to regulate what they believe is coming in the future. If they propose a tax of \$50/household, it isn't an opt in/opt out type of situation. This will be more of a regional approach to stormwater and if the Borough continues their compliance with the MS-4 regulations, the \$50 tax may not help today, but would benefit in the future. The situation will be worse in the future if they do not do something soon. Jeff stated Council can certainly let the Commissioners know their stance on the subject, but this won't be an optional tax. Mr. Horne stated too, there needs to be something done with the stormwater runoff, but he doesn't agree that this is the solution.

10. **PUBLIC WORKS**—Mr. Klinedinst reported:

- He thanked Brett Patterson, Mrs. Price, Jeff Shue, & Randy Gray for all their time & effort put into the Horace Mann project, along with himself.
- Dr. Deisley communicated, thanking the Borough for the good job of snow removal during recent storms.
- The curb on the South side of Horace Mann Avenue is gone from motorists driving over it. The replacement curb will be 6".
- South Main & East Broadway—cars are often parked ON the curb and he would like to see the vehicles get cited. Mrs. Price said those in violation have been notified & will be cited.

- West Broadway—new poles are being installed and a 2' x 2' area has been cut from the sidewalk. Codes & Zoning will monitor the replacement of the block.
 - Additional solar speed limit signs—Mr. Klinedinst made a motion to install one at North Main & one at West Broadway; Mr. Musso seconded. The mobile speed unit that was purchased by Mr. Musso can be placed around town where borough staff thinks it best.
11. **PLANNING, ZONING & REDEVELOPMENT**—Mr. Horne reported:
- Planning Commission Meeting is tentatively scheduled for Monday, Feb. 25th—The Mill is waiting a PennDOT response about their proposed plans for that area along East Broadway (Rt. 74). Jeff Shue said they're proposing a straight curb with a depressed center at two locations along that area. Jeff doesn't foresee they will have a PennDOT response by 2/25.
 - Commercial Maintenance Code—comments from Redevelopment can be sent to Mr. Craley for his review.
 - Planning Commission member—Ian Montgomery is interested in serving, but then an alternate will be needed for the Zoning Hearing Board. Josh Miller may be interested in serving as an alternate; Mr. Musso will contact him.
 - Discussion had been held previously about lighting on Maple Street/Vulcan Field—this will be remembered when the Trail is open, etc.
 - A “mixed zone” is being proposed for the area coming from Borough Center, South Main (down to Rutter's) and East Broadway, mostly South Main because of there being more commercial/business properties in that direction. Mr. Craley said if Redevelopment wants to send their ideas to Mrs. Price, it can go before Planning Commission. The Comprehensive Plan should be reviewed too, before moving forward with anything.
 - Redevelopment & the Municipal Authority may split the cost of a projector to be used at meetings. More on this later.
12. **ADMINISTRATION**—Mrs. Frutiger reported:
- Scott Kopp's appointment to the Vacancy Board—Mr. Klinedinst made a motion to appoint Scott Kopp to the Vacancy Board; Mrs. Barley seconded. All were in favor; motion carried.
 - York County Boroughs Association—March 28th dinner meeting to be held at Seven Valleys Fire Hall—discussion to be held on blighted properties.
13. **COMMUNICATION**—a Thank You note was received from Kay Herrman & family for the donation to Red Lion Historical Society in Henry Herrman's memory.
14. **Approval of bills**—Mrs. Frutiger made a motion to approve the bills; Mr. Minnich seconded. All were in favor; motion carried.
15. **Executive Session**—Council recessed to Executive Session @ 8:01p.m. to discuss the December 31st, 2018 condemnation and decision of Judge Strong regarding ArthurLee, LLC. Council reconvened at 8:43p.m. Ms. Weaver made a motion to authorize payment to ArthurLee, LLC or their law firm of an amount determined by Solicitor Craley after discussion with their Attorney. The approximate amount of the payment is less than \$19,400. Mr. Minnich seconded. All were in favor; motion carried.
16. **Adjournment**—Council adjourned at 8:47p.m.

Respectfully submitted by:

Stacy Myers, Recording Secretary