

**Red Lion Borough Council
Meeting Minutes
October 14th, 2019**

Members

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

Others

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

Visitors

James Winkler
Bob Frutiger
James Pritchard
Nick Rhoads

Meredith Yakelis
Sam & Ann Almoney
Laura Plaughter
Laura Kirk

Kristin Sweitzer
Joe Silar
Kelsey Stambaugh

1. The meeting was called to order @ 7:00p.m. Everyone observed a moment of silence, followed by the pledge to the flag.
2. Mrs. Frutiger made a motion to approve the September 9th, 2019 Meeting Minutes; Mr. Minnich seconded. All were in favor; motion carried.
3. **VISITORS AND PUBLIC COMMENT**—the following were present to address Council:
 - Laura Plaughter from 737 S. Main, wanted to make it clear to Council that she & her husband have not signed any contracts that would allow Rutter's (S. Main/Winterstown Rd) to acquire the land in front of their house. Their property is not for sale and she had made this clear when she was approached by Rutter's representative, Damon Hall, this summer. After this discussion, Mrs. Plaughter said Damon lied to the Borough, saying he didn't talk to any South Main Street residents that day. She then contacted Mrs. Price to let her know that no contracts with Rutter's had been signed & she showed the unsigned contracts to Mrs. Price. She had heard nothing else about this issue until a couple weeks ago, when her neighbor, Dr. Jeff Frey reported he had a meeting with Tony Musso & Dan Shaw, who told Dr. Frey that all his neighbors signed contracts with Rutter's. Mr. & Mrs. Plaughter & Dr. Frey have been against the Rutter's expansion since the beginning, but she wanted it known that Damon had lied to Borough staff. She, nor her adjoining neighbors signed any contracts with Rutter's. She said, going forward, she will not cooperate with any part of the Rutter's expansion. She is very upset at the way this issue was handled.
Mr. Musso & Mrs. Price assured her that Borough Council reps did not tell Dr. Frey that Rutter's has signed contracts from the neighbors. Borough staff & Council know that nothing is signed. Mr. Musso also said Damon had not told the Borough there were signed contracts. The only signed document Rutter's has from adjoining properties is an agreement with the VFW; however, nothing has been signed, to date.
Mr. Musso said Rutter's does not want to move forward until they have an agreement with Dr. Frey regarding a portion of his property; however, Mrs. Plaughter said if you look at the schematics of the plan, her driveway is directly across from the proposed South Main Street entrance of the expanded Rutter's. She said Rutter's needs a 3rd lane to put in that other driveway. She was very upset when she heard there was discussion taking place with Dr. Frey, but not with her & her husband.
Mrs. Price said the Borough Offices were only used as a meeting place for the discussion between Rutter's & Dr. Jeff Frey. There are no signed documents between the Borough &

Rutter's at this time. Mrs. Plaughter repeated that her family is not selling their property & she is not interested in talking to Damon Hall. Council thanked Mrs. Plaughter for coming tonight & apologized for any confusion regarding the Rutter's discussion.

- James Winkler was present to give a progress report of the 215 E. Lancaster demolition. He said he's had 4 people working inside the property for the past 8 days. They tore down interior walls, rooms, removed pipes, etc., and within the next two weeks, he plans to begin tearing down the roofing. Council thanked him for the report & said they will see him at next month's meeting.
- From the Planning, Zoning & Redevelopment Report, but reported now—Dan Shaw reported the owners of 469 Summit Drive submitted a request for a Waiver from curbs & sidewalks, required in Chapter 21; Section 403 of the Zoning Ordinance. Curbs & sidewalks are required to be installed in new construction & this is a new construction. There are no curbs and/or sidewalks on Summit Drive. Mr. Klinedinst made a motion to allow construction to move forward without installing sidewalks, until a future time when/if, the street would be redone & notice would be given to Summit Drive residents to install curbs & sidewalks. Ms. Weaver seconded. All were in favor; motion carried. Mr. Craley recommended Mrs. Price or Dan Shaw send a letter to the property owners of 469 Summit Drive, stating the Borough's intention & position in this matter.
- Kelsey Stambaugh, Camp Coordinator for the past few years of the Red Lion Recreation's Summer Camp was recognized for the exceptional job she has done this summer & years past. Meredith Yakelis said Kelsey has handled camp programs & scheduling with ease, in addition to dealing with some difficult parents and children. Kelsey has now obtained a full-time teaching position and won't return as a Summer Camp Counselor, but Meredith wanted to take this moment to present her with a Certificate of Appreciation & thank her for an outstanding job.
- From the Public Safety Report, reported now—Chief Joe Silar was present to report:
 - The past two months, the Fire Company has received false alarms from Apex, General Dynamics & 100 Redco Avenue. He said it's always between 3:30-4:30am and it's always from 1 of those 3 properties. He has talked to Chad Arnold at the Water Treatment Plant, who was unable to find a reason why this is happening. Mrs. Barley asked for a breakdown of the calls & the pattern in which this is happening so it can be presented to the Municipal Authority.
 - The company performing the demolition of the homes on Boundary Avenue contacted Chief Silar, stating either the Borough or Municipal Authority requested the Fire Company be present during demolition to keep the dust down. Mrs. Price said this was untrue. The company wanted to use a fire hydrant, but they were denied by Municipal staff. This is private property, so the dust & cleanup of the demolition is their responsibility. Joe said the Fire Company has never been involved in a demolition after a fire & he wanted Council to be aware this is what he was told by this company. Mrs. Price said they were told it was their responsibility, but she believes they are trying to get around DEP's guidelines & regulations relating to the demolition.
 - Chief Silar introduced Chief James Pritchard from Laurel Fire Company. Joe stated a letter had recently been mailed to Council President Musso, asking for a formal vote (a confidence vote) in writing from Borough Council that they (Council) supports the organizations in the merger. Joe said a lot of time & hard work has gone into preparing for the merger. By-laws have been passed & the Fire Company personnel is working on updating the policies now. Joe & James think a confidence vote from Red Lion Council would ease the minds of the members, as the vote on the merger will take place in November.

Mr. Musso stated Red Lion Borough Council will always support volunteer firefighters, but as far as a formal vote on the merger, Borough Council had nothing to do with it and don't feel comfortable writing a letter stating they are in support of it. Red Lion Borough didn't have a say in the matter of the merging fire companies, so they don't want to put anything in writing to say otherwise.

Chief Pritchard said the letter is being requested because of the Ordinance that Red Lion Borough has stating Leo Fire Company is the official fire company of the Borough. Mr. Craley said, should the merger take place, that Ordinance should be updated; however, there won't be any loss or gap in coverage of fire protection because the newly merged organization will be the successor.

Mr. Craley stated a letter can be sent stating the Borough has no objections to the merger and should the merger move forward, Red Lion Borough will establish a relationship with the newly formed organization & support them, just as they have in the past with Leo Fire Company. Mrs. Barley made a motion authorizing Mrs. Price to draft & send such a letter on behalf of Red Lion Borough; Mr. Minnich seconded. All were in favor; motion carried.

4. **MAYOR HUGHES REMARKS & RECOMMENDATIONS**—Mayor Hughes was absent tonight; no report.
5. **PUBLIC SAFETY**—Mr. Minnich reported:
 - Fire Company Report for the month—16 calls with 64 personnel using 29 pieces of apparatus; fire loss-\$0
 - **EMA Report**—Laura Kirk distributed her report, which included her resignation from her position as Red Lion's EMA Coordinator. She stated she has enjoyed this position she held for the past 3 years, but she has taken a position with York Township EMA. It's been an honor to serve the people of Red Lion & she will miss everyone. She will remain as long as necessary to fill her position in Red Lion. Council congratulated Laura on her new job, but we will miss her!
 - Mr. Klinedinst gave kudos to Mr. Minnich for the job he does as Public Safety Chairman. He said there seems to be a lack of communication at the Fire Company meetings, but Mr. Minnich does a very good job working with & relaying the information he receives.
 - Nick Rhoads expressed his interest in filling Laura Kirk's position as EMA Coordinator. He stated he is FEMA-trained for incident command, HAZMAT-trained and he feels his experience as a past firefighter would be an asset to the position. Laura Kirk has also given a recommendation to Borough Council for someone to fill her position.
Mrs. Price said the successor must be approved by the Governor & there are certain steps in filling the position. Mr. Rhoads will send copies of his certificates to Mrs. Price.
6. **SOLICITOR'S REPORT**—Mr. Craley said his issues are covered elsewhere on the agenda, but he commended Laura Plaugher on coming to a meeting to obtain the truth after hearing rumors regarding a signed agreement between Rutter's & the Borough.
7. **ENGINEER'S REPORT**—Jeff Shue reported on October 10th, he, along with Mrs. Price & Dan Shaw met with Windsor Township & Glenn Rexroth to review Mr. Rexroth's plans for the Redco Industrial Park. There are a few issues Glenn will need to address, more with Windsor Township than Red Lion Borough.
8. **PARKS & RECREATION REPORT**—Mrs. Barley & Kristin Sweitzer reported:
 - September's Food Truck Friday went well & will be added to next year's Food Truck schedule.
 - October 28th—Halloween Parade @ 7p.m.
 - Adult field hockey is a success & gaining a lot of interest. 10-15 people are signed up.
 - Basketball is starting.
 - November 30th—Tree lighting from 6-8pm—volunteers are always welcome!

- December 7th—Breakfast with Santa from 8:30-10:30am at the Community Building.
 - Mr. Klinedinst offered contact information for Anthony's Plumbing & Heating, as the Rec Department is interested in converting Bowers Pavilion heat from propane to natural gas.
9. **MUNICIPAL SERVICES**—Ms. Weaver reported:
- October 16th—shut offs for unpaid water bills
 - November 20th—next Source Water Protection Meeting @ Windsor Borough Offices @ 6:30pm
 - Channel 27 contacted Municipal Authority staff about installing a weather camera on the roof of the Municipal Offices. More on this as it happens.
 - RLMA Budget Meeting—October 23rd @ 6pm (before their Regular Meeting)
10. **PUBLIC WORKS**—Mr. Klinedinst reported:
- **Resolution 2019-5** for PennDOT 74 improvement reimbursement—this allows Mrs. Price to enter the PennDOT system & approve the contract with them, once awarded. Mrs. Barley made a motion to adopt the Resolution; Mrs. Frutiger seconded. All were in favor; motion carried. Of note, the bid deadline was extended by two weeks & Mrs. Price sent bid paperwork to some construction companies, as no bid packets had been picked up prior.
 - **Ordinance 2019-10-1**--Abandonment of Railroad Lane (between Summit & Hess Lanes)—This has been advertised & Mr. Craley provided personal mailing service to David Lutz (owner of the property) in accordance with the Borough Code. This Ordinance vacates any right that the Borough may still have since it was adopted many years ago (1887). The Borough is eliminating their right-of-way as a public alley & it will now revert to the property owners. Mr. Horne made a motion to approve this Ordinance; Mr. Klinedinst seconded. All were in favor; motion carried.
 - **Advertise Street Cut Ordinance**—Mr. Klinedinst made a motion to advertise this Ordinance; Mrs. Barley seconded. All were in favor; motion carried.
 - Public Works crew has recently paved the Vulcan Road parking lot. Leaf collection is now taking place.
 - Mr. Musso took a moment to recognize Mr. Klinedinst for his attention & time he dedicated this summer to review road projects & other areas that need attention. Kudos to a fine job!
11. **PLANNING, ZONING & REDEVELOPMENT**—Mr. Horne reported:
- Waive Land Development Plan for the Kaltreider-Benfer Library addition—Mr. Horne made a motion to waive the LDP for the Library; Mr. Klinedinst seconded. All were in favor; motion carried.
 - From the recent meeting between Glenn Rexroth, Jeff Shue & Borough staff, Jeff said he encouraged Glenn to work with his engineers to get his plans on paper as soon as possible to alleviate chance for errors or omissions.
 - October 21st—Planning Commission Meeting
 - Registration deadline for Holiday decorating contest has been extended to November 1st to hopefully get more participants. It will be advertised on the marquee in the square, Mrs. Price will send an email blast & Mrs. Barley will post it on the Red Lion Happenings page. A banner will also be hung on the Municipal Offices.
 - Additional revisions of the Commercial Property Maintenance Code Ordinance were given to Mr. Craley after Work Session, so it will need to be re-advertised, but some Council want to move forward with it now and then amend it in the future, if necessary. Mr. Horne made a motion to approve the Ordinance, as it was advertised without further amendment; Mr. Klinedinst seconded. Motion carried, with Mrs. Frutiger opposing.
12. **ADMINISTRATION**—Mrs. Frutiger reported:
- SPCA Agreement for 2020—Mrs. Barley made a motion to approve the 2020 SPCA Agreement, which is based on a per capita rate at \$3,282.61. Mr. Horne seconded. All were in favor; motion carried.

- Catherine Meyer Award winner this year is Brad Smith. He will be presented with his award at the Borough dinner on November 7th.
- October 22nd—Borough's Budget Meeting @ 6pm
- Identification cards/pics to be done in-house. Mrs. Price will have them for Council members at the November meeting.
- November 9th--Boroughs Association Dinner/Meeting at Great American Saloon; dinner starts @ 6:30pm
- Mr. Klinedinst stated he (& some other Council members) would like to see some office staff, Codes Enforcement, etc. out on weekends or at least one weekend/month to look for violations. Mrs. Price said Kelly Henshaw is out on weekends, writing tickets. She can present the list of violations, along with the citations filed at the District Justice's office, if requested. Mrs. Frutiger doesn't agree with having paid staff driving around looking for violations; she said the violations are typically complaint-driven & addressed once a complaint is received.

Some Council still want the Borough vehicles decaled so they can be identified & recognized.

Mr. Horne stated Kelly Henshaw should be wearing a reflective vest for safety reasons.

13. **Approval of bills**—Mrs. Frutiger made a motion to approve the bills; Mrs. Barley seconded. All were in favor; motion carried.
14. **Adjournment**—Mrs. Barley made a motion to adjourn the meeting @ 7:55p.m. Motion carried; meeting adjourned.

Respectfully submitted by:

Stacy Myers, Recording Secretary