

Red Lion Borough Council
Meeting Minutes
Monday, April 9th, 2018

Members

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

Others

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

Visitors

Bob Frutiger
Meredith Yakelis
Kathy Horne
Nick Rhoads
Melanie Thompson

Skip Missimer
Brad Smith
Pastor David Tietje
Robert Brown
Vince Caltagirone

1. The meeting was called to order @ 7:00p.m. Pastor Tietje from St. John's UCC opened with a prayer. Everyone participated in the pledge to the flag.
2. Mrs. Frutiger made a motion to approve the March 5th, 2018 Work Session Minutes; Mrs. Barley seconded. All were in favor; motion carried.

Mrs. Frutiger made a motion to approve the March 12th, 2018 Meeting Minutes; Mrs. Barley seconded. Mr. Klinedinst asked why he was getting blamed for Mr. Harlacker's (510 Wise Ave) need for stormwater improvements; however, Mr. Harlacker (Mr. Klinedinst's neighbor to his Wise Ave business) stated this at the March meeting and the minutes reflect the business at the meeting. Mr. Harlacker believed that is why he had to put so much money & effort into the stormwater improvements at his business; however, the improvements were requirements of the Borough's Stormwater Ordinance. Motion carried, with Mr. Klinedinst & Mr. Horne opposing.

3. **VISITORS AND PUBLIC COMMENTS**—The following addressed Council:
 - Robert Brown of 214 South Pine Street was present to ask about a newly-installed "No Parking" sign. He spoke to Jon Persing at the Borough Office. Mr. Brown measured 25' from the center of the road which falls in the middle of his driveway. The sign was then moved down but now eliminates a parking spot that Mr. Brown has used for 18 years since he's lived on South Pine; he then got a parking ticket. He understands the "line of sight" restriction that Mr. Persing explained to him, but he said that rule doesn't apply to the other 3 corners at his house, only the corner where his home is located (corner of South Pine/West Elm). Mr. Horne said he has questioned where & how the "No Parking" signs are installed around town. Mr. Brown showed pictures which he took of his property & the signs. Mrs. Price said the widened driveway area is where the "No Parking" sign was added; the sign can be moved 10' to match the other 3 corners. Mr. Brown's ticket will be pulled & voided. Mr. Horne had stated he discussed this with Mr. Craley because he's confused why "No Parking" signs are different places around town. Brett Patterson said there are different situations that apply in different areas. Mr. Craley explained the clear sight triangle is going to be different at different intersections. There is uniformity of State law, but by Ordinance, the Borough can enforce at one place over another and that's why it can be different.
 - Vince Caltagirone (owner of Golden Crust) was present to discuss the street banners; however, the vendor was not present tonight although he was supposed to be. There are approx. 15 banners around town that need replaced (70+ were purchased) & the torn ones

will be replaced as part of the warranty. There was an issue with some of the poles being rotten (Brett Patterson reported); however, Mr. Horne maintains that some of the brackets & equipment has not held up to weather, etc. This issue will be resolved with the vendor.

4. **PUBLIC SAFETY**—Mr. Minnich reported:

- **Fire Company Report**—23 calls last month, using 75 personnel & 24 pieces of apparatus and 2 failed calls when no one is present to respond to the call. Mr. Minnich stated the 4/4/18 meeting was cancelled because of a fire call. He spoke to Mr. Silar & then received an account for the Operational Fund of the Fire Company. It explains what money the Borough gave them & how that was spent. The 1st round of Borough money was spent on electric, gas, water & snow removal (\$8,000 was spent to date, of which \$4,414 was Borough funds).
- **Ambulance Report**—distributed; 44 calls last month
- **EMA Report**—Laura Kirk was not present, but Mr. Minnich reported she has completed a First Aid course & is attending YARS (for amateur radio operators) meetings. She also did a Red Cross Shelter management & received a tour of the shelter setup. On April 24th, she will participate in a drill at Peach Bottom.
- **Fairmount Park cameras**—Mr. Minnich offered a suggestion about camera mounting to hopefully avoid having them stolen/torn down again. After the Easter egg hunt, it was discovered that two cameras at the park were stolen. The camera offered video of the thieves & one arrest has been made; another arrest is expected this week. An insurance claim has been started for the stolen property & restitution will be paid by the thieves. Mrs. Price said the insurance deductible is no more than \$1,000/camera, so the Borough is out approx. \$2,000 till the restitution is made.

5. **MAYOR HUGHES' REMARKS AND RECOMMENDATIONS**

- He gave the Oath of Office to a few new firefighters at their April 4th meeting.
- Mr. Klinedinst stated it was recently reported by Red Lion School District, there are 56 children (& families) in the district who are homeless. It may be that the students (& their families) are living with relatives because they have no home of their own & therefore, considered "homeless". It's unclear what the Council/Mayor can do about this, but Mayor Hughes will investigate it further.

6. **SOLICITOR'S REPORT**—Mr. Craley reported:

- Received correspondence from York County Planning Commission—they will be reviewing the Zoning Amendments submitted by Red Lion for the rezoning at Grand & Main Streets & also the text amendment for a contractor's office in the Commercial Zone. The final review of this will be discussed at the May meeting of the Red Lion Planning Commission.
- Temporary sales of July 4th fireworks allowed in the Borough? There is none in Red Lion Borough, but Mr. Craley received some correspondence about changes in State law that allows temporary sales & the municipality must do it. Dan Shaw should call Mr. Craley if someone contacts him asking about a transient retail permit for fireworks, but in the meantime, Mr. Craley will look into this issue & report back.
- ArthurLee update—ArthurLee filed a preliminary objection in which they raised 2 issues:
 - A lack of an appropriate legal description saying the Borough hasn't described the area that we're resting the soil against their property.
 - The Borough acted in bad faith by going through with the condemnationMore of this will be discussed after the depositions are held in May. Of note, Brett Patterson, Mrs. Price & Jeff Shue will be deposed.

7. **ENGINEER'S REPORT**—Jeff Shue reported:

- Road project contracts have been received with insurance, bonds, etc and have been given to Mrs. Price. A pre-bid meeting will be scheduled soon.
- He contacted PennDOT that the Borough is in acceptance of Rutter's application; i.e. what Rutter's is outlining beginning with the traffic study. The Engineer representing Rutter's has

responded back to Jeff & this issue is moving forward. Mr. Horne raised concern about the safety of the current traffic patterns at that intersection; however, this is just the preliminary outlining of what will be included in the traffic study. Nothing has been received in the way of an actual outcome of the study.

- He instructed Mr. Harlacker's Engineer to proceed with the trench drain for stormwater runoff on 510 Wise Avenue.
8. **ORDINANCES**—Ordinance 2018-5—Mrs. Frutiger made a motion to advertise the Burning Ordinance Amendment for the May meeting; Mr. Horne seconded. This amendment modifies the current part 5 of Chapter 10 to include these definitions & to change the type of burn allowed. The fine for this violation can be \$1,000/day as an Ordinance violation which is the maximum penal fine that the Borough Code permits. A vote was taken; all were in favor, motion carried.
9. **PARKS AND RECREATION**—Mrs. Barley (Meredith Yakelis, Rec Director) reported:
- Easter egg hunt & breakfast with Easter bunny were held separate weekends, due to inclement weather. Over \$600 was raised. Of note, 10 children attended the sensory-sensitive egg hunt.
 - May 25th—Revolution game as Red Lion Recreation fundraiser—tickets can be purchased at www.redlionrec.com (\$9/ticket, ½ of which goes to Red Lion Rec)
 - June 9th—Farmer's Market from 8-noon @ Fairmount Park
 - June 8th, July 13th & August 10th—Movie nights in the park
 - June 15th, July 20th & August 17th—Food Truck Fridays
 - Camp is going well
 - Meredith Yakelis will meet with people at the Municipal Offices rather than the Rec Building, as needed.
 - Seedlings, as well as some 6'-8' trees will soon be picked up to be planted at the park.
 - Monument/memorial wall in the park—Brad Smith stated the Lions Club is committing to the rehab of the wall as one of their projects and once an actual dollar amount is known, the Lions will determine how much they will contribute. Mr. Smith didn't want to speak for the whole Club & specify an amount.
 - Suds 'n' Song—Mrs. Barley made a motion to waive the alcohol restriction on Vulcan Field for the June 2nd event (for that day only). Mrs. Frutiger seconded. Motion carried with Ms. Weaver, Mr. Horne & Mr. Klinedinst opposing.
10. **MUNICIPAL SERVICES**—Ms. Weaver (Brad Smith from RLMA) reported:
- April 2nd—flushing of the system began & is going well (this was delayed a few days due to snow which delayed street sweeping)
 - April 11th—water shut offs for delinquent bills
 - All water sampling necessary for PA DEP & EPA has been completed.
 - An "Educate Yourself" tab will be added to the website for residents wanting to know more about Source Water Protection, water & sewer.
 - Hydrant Agreement—between the Borough & Authority to outline responsibilities & what is expected from each entity. A meeting was held last year & Mrs. Barley has a summary of what was discussed at that meeting, but the document is not an actual agreement. Mr. Missimer suggested that each entity review that document and build upon that to create an actual agreement/contract. Mrs. Barley will email it to Borough Council for discussion at May Work Session. She will email it to Keith Kahwajy for discussion with the Municipal Authority Board. Both parties say communication between the Borough and Authority is key to a strong relationship going forward. Mr. Klinedinst made a motion authorizing to pay the Authority invoice; Mr. Horne seconded. All were in favor; motion carried.
 - In discussion to the recent power washing business who tapped onto a hydrant on Maple Street, they were billed for the water used. Dallastown had given them the meter to tap onto the hydrant; however, a backflow device is to be on the hydrant as well to protect the water

system from any contaminants. Anyone seeing someone tapping onto a hydrant (which is illegal if no authority is given), should contact Red Lion Municipal Authority.

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

- Solar speed signs—Yorkana paid \$5,500/sign; however, Dan Shaw found a similar kind for \$3,850/each. Mr. Klinedinst suggested taking some money from the Parking Meter Fund to purchase two of the solar speed signs. It was suggested to install one on East Broadway and one on South Main Street (at Martin Street). Council agreed with the suggestion. Mr. Klinedinst made the motion to purchase two solar speed signs at the cost of \$3,850/each out of the meter money; Mrs. Frutiger seconded. Once the signs are received, it can be discussed where to install them. All were in favor; motion carried.
- Fire Chief parking space—on Park Street close to West Broadway. Mr. Klinedinst made a motion authorizing the parking space according to Chief Rodkey's preference and what is legal; Ms. Weaver seconded. All were in favor; motion carried.
- Handicapped parking space at 33 West Gay Street—resident is moving to 107 South Charles & requested the space be moved there. Mr. Klinedinst made a motion to remove the handicapped space at 33 West Gay & move it to 107 South Charles; Ms. Weaver seconded. All were in favor; motion carried.
- Sidewalks—two blocks on Wise Avenue & on Chestnut Lane need replaced. The cheapest contractor price was \$40/sq. ft, but that is too expensive to pass along to residents. Jeff Shue said a lot of larger contractors don't want this type of small-quantity work. He said if the Borough puts out a Request for Bid right now, they may receive better pricing. Jeff Shue suggested contacting Joe Restuccia because he likes the smaller jobs that don't require bonding. Mr. Klinedinst & Mrs. Price will get a list together of the properties that need repair.
- April 12th @ 8am—North Main & West Broadway—Mrs. Price, Brett Patterson & Mr. Klinedinst will meet to discuss what they want to include in the upcoming PennDOT contract.
- Rabbit Transit—Mrs. Price contacted them & they are to move the bus stop further away from the square.
- Scott Thompson reported that the wall of his building (old Zarfos Furniture) has moved 1 ½". Jeff Shue was contacted by the Borough's insurance Solicitor asking if Jeff could confirm this. Jeff & Brett looked at the wall & did not find any truth to Mr. Thompson's claim.
- MuniBid truck beds—they have not been picked up yet. Council is considering instilling a time frame for pick-up of items sold, going forward.

12. **PLANNING, ZONING & REDEVELOPMENT**—Mr. Horne reported:

- April 16th—Planning Commission meeting for action on a Special Exception submitted for a Boardinghouse at 104 South Main Street. Planning Commission still needs another member.
- Redevelopment will now meet at the Municipal Offices, last Monday of each month @ 6pm
- Attended a meeting on April 5th where YCPC representatives discussed grants & resources. Mr. Horne said it was very informative. Ms. Weaver asked if Red Lion Borough applies for the Act 13 or the Multimodal Transportation Grant? Mrs. Price said we were awarded the Transportation Alternative Program Grant through PennDOT (similar to the Multimodal as it is alternatives to transportation). She is applying for the Greenways Grant; more on this in the coming months.
- 215 East Lancaster—abandoned building that vagrants are breaking into. Cameras are installed in hopes of identifying them. Dan Shaw sent a letter to the owners, so they can check for ways these people are gaining access.
- 510 Wise Avenue—Zoning Hearing Board approved the Variance to increase the number of cars on the lot from 10 to 18.

- 90 Martin Street (Lion Bowl)—Zoning Hearing Board approved the Special Exception for the multi-use building.
 - Property Maintenance Code—Dan distributed a draft for Commercial & Industrial Zones which is similar to the Residential Housing Code with a few differences. This is for Council's review. Mr. Craley suggests Council review it & decide if it's a solution to the problems they want to address.
 - Mrs. Frutiger suggested that Redevelopment keep a list of blighted properties (those in need of attention) as they walk about town. Pictures, along with addresses would be helpful. This way, when funding starts, we have a head start on this.
 - April 17th @ 6p.m.—meeting at Red Lion Junior High with discussion of the opioid epidemic & school safety. York Area Regional Police, District Attorney Dave Sunday & Red Lion Superintendent will all be present. The public is urged to attend.
 - Mr. Horne will contact the vendor for the street banners.
13. **ADMINISTRATION**—Mrs. Frutiger reported:
- 2017 audit is now complete with no findings. The DCED filing was done by 3/31/18 and copies will be distributed to Council when received.
 - RFP's (Request for Proposal) will be sent to a few other accounting/auditing firms for pricing for future audits. Mrs. Price should have these by the June Council meeting.
 - PSAB dinner/meeting—Council should let Mrs. Price know if you wish to attend.
14. **COMMUNICATION**—nothing further
15. **Approval of bills**—Mrs. Frutiger made a motion to approve the bills; Mrs. Barley seconded. Of note, check #119661 for \$1,425.04 should be to Red Lion Area School District not Red Lion Automotive. This amount was to be split & was not. Motion carried, with Mr. Klindedinst & Mr. Horne opposing.
16. **Adjournment**—Mrs. Barley made a motion to adjourn the meeting @ 8:42p.m. Motion carried; meeting adjourned.

Respectfully submitted by:

Stacy Myers, Recording Secretary