

**Red Lion Borough Council
Meeting Minutes
Monday, February 10th, 2020**

Members Present

Tina Frutiger
Cindy Barley
Chris Minnich
Muriel Slenker
Stephanie Weaver
Dennis Klinedinst
Tony Musso

Others Present

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

Visitors

Bob Frutiger
Mike Poff
Felix Milner
James Winkler
John Domer

Kristin Sweitzer
John Brownlee
Scott Gingrich
Nick Rhoads
Rita Mitchum

Meredith Yakelis
Randy Gray
Melanie Thompson
Pastor David Shultz

1. The meeting was called to order @ 7:00p.m. Pastor David Shultz from Winterstown U.M. Church offered a prayer. Everyone followed in the pledge to the flag.
2. Mr. Klinedinst made a motion to approve the January 6th, 2020 Meeting Minutes; Mrs. Barley seconded. All were in favor; motion carried.
Mrs. Frutiger made a motion to approve the January 13th, 2020 Meeting Minutes; Mr. Minnich seconded. All were in favor; motion carried.
3. **VISITORS AND PUBLIC COMMENT**—the following addressed Council:
 - Rita Mitchum from 41 Boundary Avenue reported on two issues:
 - She lives on the corner of Boundary Avenue & James Lane, which extends to Wallick Lane. She said parking on Wallick Lane is getting very congested because of the rental units & number of cars in that area. It's very hard to make a right-hand turn because of cars being double parked & the snowplow has gone into her yard to turn right because of this as well. While there are no Borough Ordinances against this type of parking, vehicles are not allowed to block the roadway. Ms. Mitchum said she has grass from her fence down to the alley & often some of these vehicles are parked on her grass all night. She's discussed this problem with State Police, who said they're not sure they can tow the vehicle because of the Borough's easement. Council said the Borough's right-of-way (as is of most alleys) is 16' (8' on either side of the center line) so if the cars are outside that ROW & into Ms. Mitchum's property, she (as the property owner) can call to have the vehicle(s) towed. As far as the vehicle being parked into that ROW so other cars can't make a right-hand turn, Council suggested Dan or John investigate the situation.
 - As a result of the Boundary Avenue fire from last summer, Ms. Mitchum had a neighboring wall fall on her property in November, as well as cracks in her home's foundation. The damage to her property is estimated around \$40,000. She stated she wasn't happy with the Borough for their delay in submitting the letter allowing the demolition; however, Council stated, the contractor was holding onto the report since August & had not submitted it to Borough Council until months later. Once Council had the report/letter, a demolition permit was issued the next day. Being that there was confusion about the situation once DEP & EPA got involved, Mr. Craley explained that when someone reported to Environmental Protection

Agency that there was asbestos in the burned homes, that meant the demolition contractor was required to take many more steps for remediation of the asbestos for issues like water runoff, air contamination, etc. The contractor did not want to take those steps because of the expense. If he chose **not** to abide by those requirements, he needed Borough Council to issue a determination that the property was unsafe, which allowed the conditions for asbestos removal to be waived. In this case, a letter from an engineer (satisfactory to the Borough's Engineer) is required and that is what the contractor had in his possession since August (date on the letter) but had not submitted to Borough Council till the November 11th, 2019 meeting. Ms. Mitchum thanked Council for this clarification; she was told differently by the contractor.

- John Domer (Gift Riteway) would like to sponsor a wine garden during this year's Street Fair. He understands he must obtain the proper licensing and/or permit & necessary insurance, but he is asking for Council's approval of the idea before he moves forward. Four Council members plus Mayor Hughes are in favor of Mr. Domer's idea.

4. **MAYOR HUGHES' REMARKS AND RECOMMENDATIONS**—Mayor Hughes reported:

- David Edwards Furniture is moving out in June 2020 which will affect approx. 63 employees. The business is relocating to Baltimore & they've offered employment to some employees who wish to make the move. The Borough & York County Economic Alliance have been contacted to conduct a job fair for those employees unable to relocate. The loss of this business will affect the Borough somewhat, with the loss of tax revenue. Mrs. Price stated she received a call today from another company who does similar work & asked for contact information for the employees who will lose their jobs because they may have positions for them.
- He attended the January Redevelopment Commission meeting—it was a good meeting with good discussion.
- He received a complaint from a Gay Street resident regarding trash that was missed during the last collection. Mr. Holloway also contacted the Borough Office about this. It was since taken care of & Mr. Holloway thanked the Borough staff for their efforts.
- Mayor reported on an email to Borough Council members that stated, "the Mayor recommended the \$10 resident fee for PA State Police costs" should state "the Governor", not Mayor.
- At this time, Mayor Hughes read his State of the Borough Report which includes his views & opinions on the Borough, how things are going & where he believes they're heading for the future. He first thanked all Veterans & those currently serving, as well as all first responders. He went on to thank Borough Council members for their time & efforts and all Borough staff who get results for their undertakings & work. The Borough continues to thrive & grow. Among other things, the Mayor commended Council & staff for eliminating Per Capita taxes, in an effort to help Borough residents. The Mayor stated the goal of all the above persons is the success of our town. People of Red Lion can rest easy knowing that their appointed officials and Borough staff have their best interests at heart. The Borough continues to thrive & grow but looking for solutions for the betterment of the community is a never-ending job for staff & Council. The Mayor named two major projects as examples; 1) In 2019, the Horace Mann project was funded with \$650,000 of Borough funds + \$250,000 of Liquid Fuels tax money and 2) In 2020, the Borough will complete a curb & sidewalk project (Rt. 74/24) totaling approx. \$250,000. Other ideas/projects are always being sought, like ways to reduce congestion & to improve parking shortages, to name just a couple.

Other areas in which the Borough can be proud are holiday parades, children's activities, sports teams & fundraisers, many of which are planned by the Parks & Recreation Department and other Borough committees.

The Mayor urged all personnel to continue to build on our past & move towards the future for the betterment of our community & its residents. We will continue to lead with our values & overcome any differences and obtain our vision of a greater Red Lion.

The Mayor wished happiness, good health & prosperity to all. He thanked Kristin Sweitzer for her help in editing his report.

5. **PUBLIC SAFETY**—Ms. Weaver distributed a copy of all Fire Company meeting dates & a list of new officers. The following was reported:

- **Ambulance Report**—there were 149 calls in January.
- **EMA Report**—was distributed
- **Fire Company Report**—Scott Gingrich distributed the combined report for Red Lion & Felton for January, which Council was very happy with due to the detail & information.

Scott reported:

- There were 64 calls in January
- Old truck was sold for \$7,400. The 1994 truck is back in service now as they wait for the new truck to arrive, which will be used as a 40-day rental lease, after which it will be purchased.
- On the Borough Ordinance prohibiting commercial vehicles (including fire trucks) washed in town, Scott stated it's important to be able to wash the vehicles after a fire call, due to the contaminants on the vehicles(s). He went on to state that firefighters are 9% more likely to get cancer than the general public due to exposure to those contaminants. He has found an environmentally friendly washing solution that can be used to wash the trucks, if the Borough will allow this.
Council stated it's not the washing solution that is the problem; it's the contaminants (and detergent) that will run into the stormsewer. As an MS-4 municipality, the Borough has requirements to follow.
Mrs. Price will research this & possible options for the Fire Company to use for washing vehicles.
- Scott also reported that Alliance is taking over the Workers Compensation insurance when the policy renewal is due in April 2020.

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

- He reviewed the property along the Rail Trail (at Charles Street bridge) and reported that the beginning point on both the Borough's property deed & this property's deed is 70' from the alley. The surveyor's red pins are consistent on both deeds. There is a small triangular piece of property (off Summit Lane) that is not listed on either deed, but Mr. Craley doesn't foresee this impeding on the Borough's proposed parking lot. Currently, we're not doing anything other than letting the adjoining property owner mow half the grass on the southern side of the bank. Mr. Craley would like verbal approval from Council allowing him to determine an agreed upon boundary line, which he would bring before Council for a final decision. Mrs. Barley made a motion authorizing Mr. Craley to move forward to determine an agreed upon boundary line for this piece of property, subject to Council's final approval; Mrs. Frutiger seconded. All were in favor; motion carried.

7. **ENGINEER'S REPORT**—Jeff Shue was not present tonight. Mr. Klinedinst reported:

- Rt 74/Rt. 24 Project—a meeting with the curb/sidewalk contractor will be held this Thursday, 2/13 @ 8am. A meeting with PennDOT & York County Planning Commission will be held on 2/26 @ 1pm to discuss payment of the project.
PennDOT wanted to complete work up to the square & not complete the work at the square until 2021, but Mr. Klinedinst & Borough staff do not agree with this because this portion of

roadway is in poor condition already. PennDOT decided this area should be a local project when the Borough believed it was to be part of the larger State project.

- The efforts of opening Lancaster Street to help ease traffic flow through town is moving forward. Environmental work has been started.
- Kaltreider-Benfer Library has a new plan for their addition, extending out the back (toward basketball courts), rather than the side. They will come before Red Lion Planning Commission in March for necessary Variances.

8. **PARKS AND RECREATION**—Mrs. Barley, Meredith Yakelis & Kristin Sweitzer reported:

- Waive restriction on alcohol during Borough-sponsored events (Food Truck Fridays & Suds ‘n’ Song)—Mrs. Barley made a motion to approve a one-time waive of the alcohol restriction for Borough-sponsored events; Mrs. Frutiger seconded. Motion carried, 5-2 (Klinedinst, Weaver opposing).
- Windsor Fire Police—Mrs. Barley made a motion to donate \$250 per each Red Lion Borough event that Windsor Fire Police assists with, being that they’re doing a great job. Mrs. Frutiger seconded. All were in favor; motion carried.
- July Fireworks—estimate for fireworks for the July 3rd, 2020 (Friday) event is \$13,500. This is an approx. increase of \$5,500 from last year due to the date the fireworks are set off. Weekends are more expensive. The same company is being used from last year & the area at River Rock will be used again for the display setup. Mrs. Barley made a motion to approve the July 3rd fireworks display for \$13,500; Mr. Minnich seconded. All were in favor; motion carried. Fundraising efforts will be in full force to help cut costs.
- Handheld radios for Borough events will be very helpful in communicating between staff/volunteers. A Baofeng model was found for \$54.99/each—Mrs. Barley made a motion to purchase 8 handheld radios, not to exceed \$500 total; Mr. Minnich seconded. All were in favor; motion carried. Council suggested a policy be created to keep the radios safe/secured. John Brownlee said they can be kept secured in the EMA offices.
- Basketball season is winding down. Next year, it may be limited to 8 teams for EYC because there isn’t enough gym space.
- Cheer is going well but is also winding down.
- Registration for softball has started.
- USA field hockey clearance has been received with a limit of 100 openings.
- Summer camp—only 1 additional counselor is needed, and registrations are being accepted.
- Suds ‘n’ Song meetings are taking place.
- Food Truck Fridays—vendors are getting booked.
- April 4th—Easter Egg Hunt & Breakfast—breakfast will be from 8:30-10:30am; hunt is @ 11am; special needs hunt @ 11:30am. Volunteers are needed!
- RLASD Superintendent Dr. Deisley requested the school be able to use the park pavilion for lunches over the summer. A meeting will be held with him to obtain details.
- Resolution 2020-1—shared path agreement for greenway. The agreement needs signed for the project, involving York Township & Borough property to move forward. This is a reimbursement agreement, with the Borough approving the contract & invoices then PennDOT paying all expenses (\$385,000). Mrs. Barley made a motion to adopt Resolution 2020-1, allowing Mrs. Price to sign the agreement; Mrs. Frutiger seconded. After the project is bid, it must come back before Council, so if they choose not to do it, it can be decided then.
- New heavy duty (all-weather) signs for Fairmount Park (that list rules/regulations for park) at a total of \$3,248—Mrs. Barley made a motion to purchase four signs, not to exceed the budgeted amount; Mrs. Frutiger seconded. All were in favor; motion carried.
- March 5th @ 6pm—meeting of the Holiday Harvest Parade Committee (in the Municipal Office meeting room)

9. **MUNICIPAL SERVICES**—Mr. Minnich reported:

- 4.75” of rainfall was received since last month’s meeting
- February 12th—shut offs for delinquent bills
- February 25th @ 6:30p.m.—Source Water Protection Meeting at RL Municipal Office meeting room
- February 26th @ 7p.m.—next Red Lion Municipal Authority meeting
- Municipal Authority agreed to pay the video/audio monitoring system 50/50 with the Borough (Redevelopment Committee)—discussion was held on maintenance and/or repair of the system, but it was agreed that it would be shared. Ms. Weaver will contact the vendor where the equipment was purchased in order to schedule a brief demonstration of the equipment.
- More discussion was held on the stormwater management facilities at Fairmount Park. It was first thought that the existing line had been crushed during construction & that a new line would need to be extended across the parking lot to a discharge point. This may not be the case now, but the Borough & RLMA engineers are to be researching a solution.
- Red Lion Salvage Yard—recently, a water main was crushed by equipment & 595,000 gallons of water was lost. The line was not capped as everyone believed, thinking it was a “dead” line. A couple years ago, during a fire at the salvage yard, they asked for water & were told the line was capped, so another hydrant had to be used. It’s unclear whether the salvage yard could be billed for the lost water, as they thought the line was dead when in fact, it was not.
- Hydrant Agreement between the Borough & Municipal Authority—Mr. Musso will reach out to Mr. Missimer in an effort to resolve this.

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

- PRWA (Pennsylvania Rural Water Association) has agreed to camera the stormwater facilities & other lines at no additional cost.
- St. John’s Church plans to attend March’s Work Session to request speed tables in the rear of their property; one of which they will pay for; the other they will request the Borough pay for.
- New Stop signs around town—Mrs. Price will verify they’re noted in the Ordinance.
- Wallick Avenue is in terrible disrepair—Mr. Klinedinst suggested looking at this for repair soon. Mrs. Price said a HOP from PennDOT will be required, but this can be researched.
- Boundary Avenue—there are 3 sidewalks that property owners are willing to have Borough repair & lien their properties. This is moving forward.
- North Main resident (where stone was placed in driveway) contacted Mr. Klinedinst for the contractor’s name to have his property done. Mrs. Price will get this info to the resident.
- 300 block of Railroad Lane—a pickup with no motor has been sitting there for months. Dan Shaw said the owner has been receiving citations, but the Borough can’t make him move the vehicle. In the 200 block of Railroad Lane, there’s been a vehicle with an expired inspection sticker sitting for two years. Mr. Klinedinst said it’s not sitting on private property; it’s in the right-of-way. Staff will look into this.

11. **PLANNING, ZONING & REDEVELOPMENT**—Mrs. Slenker reported:

- January 27th Redevelopment meeting—discussion on the Holiday Decorating Contest was held. The event went well; however, this year there will be clearly defined categories to bring clarification to the event.
- New business packet—Redevelopment plans to put together an information packet to distribute to new businesses.
- No Planning Commission will be held in February. Kaltreider-Benfer Library will be at the March Planning Commission meeting to request necessary Variances & to submit their subdivision plan.

- March 10th—Zoning Hearing to be held for Rexroth properties' Variance & Special Exception requests.
- Red Lion Roars is the new nonprofit which will benefit fundraising for Borough events.
- Upgrades are taking place at The Leo Center (old museum) and the kitchen at the Community Building. The upgrades are mostly being completed by Borough employees. Council will be given a spreadsheet of the time spent, costs involved, etc.
- Winkler property/Lancaster Street—Mr. Winkler reported he has spent 436-man hours at the property, removing 9 truck loads of trash with many more to go. He will take 1 truck load to auction & is using 3 different auction houses for some items that can be sold. Council stated this property has now been submitted to the County as a blighted property. Mr. Winkler will receive notice from the County, who will give him time to empty the building, but if no significant progress is seen, the County will seize it.
- Mr. Klinedinst said it's very frustrating that the same names & properties continue to show up on the citation list. The Borough can only issue fines for Property Maintenance Ordinance violations. If it goes to District Court, Mr. Craley said typically there is a first, second & third offense with fines increasing with each one. Sometimes the fines go unpaid, but if the person is stopped by the Police for another offense, then they face possible arrest for outstanding fines.

Melanie Thompson reported on 314 Wise Avenue (on the citation list) and the disrepair of the home which includes a hole in the roof. Neighbors are concerned for the welfare & safety of the elderly resident, but Melanie said he refuses help from anyone.

- Mr. Musso stated Council shouldn't deter certain businesses from opening in Borough Center. Recently, a tattoo artist was interested in opening a shop in Borough Center but was told this type of business cannot be in that zone. Mr. Musso said we don't want to turn businesses away from town; however, this type of business is allowed in the Industrial Zone. If a business, such as a tattoo shop wants to open other than in the Industrial Zone, a Special Exception could possibly be granted in certain zones & parameters can be added such as hours of operation, etc. Planning Commission is reviewing certain areas of the Zoning Ordinance to make amendments.

12. **ADMINISTRATION**—Mrs. Frutiger reported:

- 2019 Borough Audit took place recently
- Comcast Franchise Ordinance—Council will formally approve the Ordinance & adopt the agreement via a Public Hearing at their March meeting. Mrs. Frutiger made a motion authorizing a Public Hearing to be held next month before the March 9th meeting; Ms. Weaver seconded. All were in favor; motion carried.
- February 21st & 22nd—Boot Camp seminar to be held from 9-4pm for Council members wishing to attend.
- Mr. Klinedinst suggested calling Penn Waste to have a dumpster delivered (free) for Suds 'n' Song event.
- York County Solid Waste Authority meeting to be held this Thursday, Feb 13th regarding the next round of grants through the 9010 Grant (for trash bins).

13. **COMMUNICATION**—nothing further

14. **Approval of bills**—Mrs. Frutiger made a motion to approve the bills; Mrs. Barley seconded. All were in favor; motion carried.

15. **Adjournment**—Mrs. Barley made a motion to adjourn the meeting @ 9:07p.m. Motion carried; meeting adjourned.

Respectfully submitted by:

Stacy Myers, Recording Secretary