

**Red Lion Borough Council**  
**Meeting Minutes**  
**Monday, May 9<sup>th</sup>, 2022**

**Members present**

Cindy Barley  
Tina Frutiger  
Muriel Slenker  
Amy Lau  
Dennis Klinedinst  
Chris Minnich  
Tony Musso

**Others present**

Dan Shaw, Codes/Zoning  
Jeff Shue, Engineer  
Mike Craley, Solicitor  
Samantha Craley, Solicitor  
Mayor Eugene Lau  
Brett Patterson, Public Works  
Stacy Myers, Recording Sec’y

**Visitors**

Bob Frutiger  
Felix Milner  
Mark Holloway

Tess Croy  
John Krantz  
Anita Knaub

John Brownlee  
Pastor David Tietje

1. The meeting was called to order @ 7:00p.m. Pastor David Tietje from St. John’s UCC led everyone in a moment of silence followed by a prayer and the pledge to the flag.
2. **Approval of Meeting Minutes**
  - Mrs. Frutiger made a motion to approve the April 4<sup>th</sup>, 2022 Work Session Minutes; Mr. Minnich seconded. All were in favor; motion carried.
  - Mrs. Frutiger made a motion to approve the April 11<sup>th</sup>, 2022 Meeting Minutes; Mr. Minnich seconded. All were in favor; motion carried.
3. **Visitors & Public Comment**—Anita Knaub (118 N. Franklin Street) was present to request that the potholes be fixed on N. Willow Lane which runs behind her house. She also thanked Council for all they do and spoke briefly to Dan Shaw regarding her handicapped parking permit.
4. **Mayor Lau’s Remarks & Recommendations**—Mayor Lau reported that, due to the warmer weather, the youths at 18 South are starting to congregate outside & he has heard (and received complaints about) them frequently using foul language. While he believes it’s a good place for youths to be able to go, he doesn’t believe this should be tolerated. Mayor Lau has said something before to the people in charge about this and he will do so again.
5. **Public Safety**—Mrs. Slenker stated the Fire Company has been busy with local fire calls, etc. so their report hasn’t been submitted, but is expected sometime this week. The EMA & Ambulance Reports were received & distributed.
6. **Solicitor’s Report**—Mr. Craley reported:
  - Pearson matter discussed last month—the discovery requests have been finalized & submitted; we’re awaiting the judge’s decision on the Borough’s motion.
  - Mr. Klinedinst said he heard the parking lot between the Recreation building & Kaltreider-Benfer Library was purchased by Punkin’ Patch Day Care & now it’s blocked off. Where will the businesses in the old Junior High building park now? That parking lot was previously part of the old Junior High, so why wouldn’t that decision to split the lot come before a Borough Committee prior to selling? Mr. Craley said he & Dan Shaw can research deeds, property transfers & other paperwork to report back to Council next month.
  - Red Lion Area Business Association questioned whether Scrubby’s could sell their beer at the Street Fair. Scrubby’s would need to use their liquor license/permit and would need to carry their own insurance for that day. Dan said the Borough has an Ordinance restricting “open container” alcohol consumption, but Council waives that restriction for Food Truck events in the Municipal Parking Lot. Mr. Craley said the Street Fair is on State roads though, not Borough-owned streets, and it’s sponsored by RLABA, not the Borough. He said Section 6:101-104 lists the definitions & restrictions on the public consumption of alcohol within the

Borough. Section 6:102 states “*it shall be unlawful within the Borough of Red Lion for any person to drink liquor or malt or brewed beverages upon any public street, public municipal parking lot, private parking lot open to public use or public park or in any vehicle being operated or parked thereon.*” This being a Borough Ordinance, State Police could not enforce it and he’s unsure whether or not there would be a corresponding State statute that would be violated in this case, but if Borough Council wishes, they could instruct the Borough’s Codes Enforcement NOT to cite patrons purchasing/drinking beer from Scrubby’s at the Street Fair.

Mr. Musso said the idea of a wine garden was previously brought before Council where people would consume the alcohol only in a designated area. It was denied because 1) it wasn’t a Borough-sponsored event, and 2) it was set to take place on a road other than a Borough-owned street/road.

Council said it could be possible for Scrubby’s to sell beer the day of the Fair, but that more details & guidelines should be discussed prior to making a decision on this. Council also don’t feel it’s fair to the other businesses who sell beer & may be open to do so during the Street Fair (Golden Crust, Red Lion Tavern, American Legion). They may have a problem with Scrubby’s selling when their business is located “off the beaten path” of the Fair.

Mark Holloway, a Red Lion resident & visitor tonight, stated the Street Fair has always been a family event & he believes it should be kept as such.

Council tabled any decision on this tonight until more details are known.

7. **Engineer’s Report**—Jeff Shue reported:

- Award of Rt. 74 widening project—Jeff reported the State has agreed to give the Borough the additional funds for the project but if Council wants to award the contract tonight, he recommends doing it contingent upon a reimbursement agreement being in place prior to doing so. With that in mind, Mr. Klinedinst made a motion to accept the bid in the amount of \$347,421 from JVI Group, Inc. contingent upon a fully executed reimbursement agreement with the State being in place for the project; Mrs. Frutiger seconded. All were in favor; motion carried. Once awarded, Jeff said the contractor will have approx. one month to get their insurance & bonding in place, after which the Notice to Proceed will be issued.
- Mr. Klinedinst made a motion authorizing Mrs. Price to sign the reimbursement agreement with the State should it be received prior to the next Council meeting contingent upon Mr. Craley & Jeff Shue’s approval; Mrs. Frutiger seconded. All were in favor; motion carried.
- Authorization for additional paving on Householder Avenue—Borough staff has been working with the property owner at 137 Householder Avenue to pave the area that is currently stone. The additional 286 sq. yds. of paving will cost approx. \$4,000. The Borough would pave what’s in the street ROW & the homeowner has agreed to pave what’s not in the ROW, approx. 82.22 sq. yds., his portion costing \$1,400. Borough’s cost would be approx. \$2,600.

Mr. Klinedinst made a motion to approve the additional Householder Avenue widening; Mrs. Barley seconded. All were in favor; motion carried.

8. **Parks & Recreation**—Mrs. Lau & Tess Croy reported:

- Summer Camp will begin June 20<sup>th</sup> & is completely full, with 50 kids signed up.
- July 3<sup>rd</sup>—Fireworks to be set off in Fairmount Park, like last year
- July 4<sup>th</sup>—Stay at Home celebration to include the car show
- Food Truck Fridays are set with plenty of vendors—dates are June 17<sup>th</sup>, July 15<sup>th</sup>, & August 19<sup>th</sup> from 4:30-7:00pm in the Municipal Parking Lot, 33 W. Broadway
- May 20<sup>th</sup> from 3-5pm—Welcome to the new Rec Director, Tess Croy at the Splash Pad Pavilion while bidding farewell to Meredith Yakelis

- Amphitheater—proposed as Phase 2 of the Splash Pad plan. A donation was made to ROARS for the cost + a 15% match in grant funds will be used to finance it. Elizabethtown has an amphitheater that some Council members may go visit as Red Lion’s is to be modeled after it.
- Friday, June 24<sup>th</sup>—Great American Campout Night (in Fairmount Park)—this event will go beyond the Borough’s park hour restrictions. Those interested in attending must sign up in advance & parents must stay with their children for the whole night.  
A deal with Swank Motion Pictures was worked out that if Parks & Rec show 4 movies this summer they could get them for \$410/movie=\$1,640 total. A donation from ROARS in the amount of \$2,500 (for movie nights & other park expenses/activities) will go towards the cost.  
Mayor Lau will provide security for the night with black belts from Red Lion Karate. Tess said the Boy Scouts have volunteered to help with the campfires/fire pits.  
The event, along with information about signing up will be posted on Red Lion Rec’s Facebook page.
- Waiving alcohol restrictions—Mrs. Lau made a motion to waive the alcohol restriction for Borough-sponsored events; Mrs. Barley seconded. A vote was taken; motion carried, 5-2 with Klinedinst & Slenker opposed.
- Waive Borough park hours—Mrs. Lau made a motion to waive the Borough park hours for Borough-sponsored events (such as the Great American Campout); Mr. Minnich seconded. All were in favor; motion carried.
- Vandalism in the park—Thursday, May 5<sup>th</sup> there were two separate events that involved the same group of youths. The restrooms were vandalized (holes punched in drywall, writing on stall walls) then there was a fight between two of the youths later that evening. The activity was caught on camera which have both audio & video. It was reported to PSP and all the youths’ names were learned by the camera’s audio.

9. **Municipal Services**—Mr. Minnich reported:

- Flushing of the distribution system is complete.
- May 11<sup>th</sup>—water shutoffs for delinquent bills
- The new Office Manager for the Municipal Office started today, 5/9
- June 29<sup>th</sup>—the next Source Water Protection Plan Meeting is scheduled with a focus on bringing Windsor & Dallastown into the mix, as volunteers are needed for the Steering Committee.
- South Camp Street Water Main Replacement Project will begin shortly (awaiting ductile iron pipe to arrive). Project should take approx. 2 months to complete.

10. **Public Works**—Mr. Klinedinst didn’t have anything additional to report. Brett Patterson reported that the new truck the Borough wanted to order had increased in cost, but there’s a wait time until July 2023 anyway (if ordered right now). Council suggested getting it on order now. Mr. Klinedinst made a motion to move forward with the truck purchase; Mr. Minnich seconded. All were in favor; motion carried.

11. **Planning, Zoning & Redevelopment**—Mrs. Barley & Dan Shaw reported:

- No Planning Commission Meeting to be held in May.
- Mrs. Barley emailed Stephanie Weaver about the banners but received no response to date. Public Works needs approx. two weeks to install them & Council wants them up by Memorial Day.
- Zoning Hearing is scheduled for May 10<sup>th</sup> @ 6:00pm to act on:
  - Variance request for 119 S. Franklin St.
  - Special Exception request for 601 W. Maple St.
- Mrs. Price & Dan will meet with Joe Mula´ on Tuesday, May 17<sup>th</sup> @ 9am at the new Borough Offices (former Pleasant View Church). Any Council wanting to attend may do so.

12. **Administration**—Mrs. Frutiger/Dan Shaw reported:
- **Resolution 2022-13**—to appoint Helena Foy as an alternate on the Zoning Hearing Board for a term of 3 years.  
Mr. Klinedinst made a motion to adopt Resolution 2022-13; Mrs. Barley seconded. All were in favor; motion carried.
  - **Resolution 2022-14**—authorizing the submission of an application for the Greenways, Trails & Recreation Program Grant in the amount of \$250,000 to be used for an amphitheater in Fairmount Park.  
Mrs. Frutiger made a motion to adopt Resolution 2022-14; Mrs. Slenker seconded. All were in favor; motion carried.
  - A letter was received from PSAB regarding voting on an amendment to the PSAB Constitution stating that meetings can be handled via Zoom in the event of a pandemic/emergency situation. Council agreed to let the voting action up to Mrs. Price, who was given the authority to be the voting member for Red Lion Borough at the PSAB Conference.
13. **Communication**—nothing additional to report
14. **Approval of bills**—Mrs. Barley made a motion to approve the bills; Mr. Minnich seconded. All were in favor; motion carried.
15. **Adjournment**—With no further business before Council, the meeting adjourned at 8:06p.m.

Respectfully submitted by:

Stacy Myers, Recording Secretary