

Red Lion Borough Council
Reorganization Meeting Minutes
Monday, January 3rd, 2022

Members present

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

Others present

Dan Shaw, Codes/Zoning
Mike Craley, Solicitor
Mayor Gene Lau

Visitors

Bob Frutiger	Samantha Craley	John Krantz
Stephanie Weaver	Krista & Vivienne Musso	

1. The Reorganization Meeting was called to order @ 7:00p.m by Mayor Eugene Lau.
2. **Nominations for Council President, Vice President & President Pro Tem**
 - President--Cindy Barley nominated Tony Musso for Council President. No other nominations were heard. A vote was taken; all were in favor of Tony Musso for a 2-year term to Council President.
 - Vice President—Tony Musso nominated Cindy Barley for Council Vice President; Tina Frutiger seconded. A vote was taken; all were in favor.
 - President Pro Tem—Tony Musso nominated Dennis Klinedinst for President Pro Tem; Cindy Barley seconded. A vote was taken; all were in favor.
 - At this time, Mayor Lau turned the meeting over to President Tony Musso.
3. **Appointment of Secretary, Assistant Secretary & Treasurer—**
 - Mrs. Barley made a motion to nominate Dianne Price as Borough Secretary; Mrs. Frutiger seconded. All were in favor; motion carried.
 - Mrs. Barley made a motion to nominate Stephanie Grove as Assistant Secretary; Mrs. Frutiger seconded. All were in favor; motion carried. This appointment requires a Resolution which Mr. Craley will have at next week’s Council meeting for adoption.
 - Mrs. Barley made a motion to nominate Dianne Price as Borough Treasurer; Mrs. Frutiger seconded. All were in favor; motion carried.
 - Mrs. Barley made a motion to nominate Stephanie Grove as Assistant Treasurer; Mrs. Frutiger seconded. All were in favor; motion carried. This appointment requires a Resolution which Mr. Craley will have at next week’s Council meeting for adoption.
4. **Appointment of Code Enforcement Officer—**Mrs. Barley made a motion to appoint Dan Shaw as Code Enforcement Officer; Mr. Minnich seconded. All were in favor; motion carried. Mr. Craley suggested an Assistant Zoning Officer be appointed in the event that Dan is off work. Currently, the Assistant ZO is Dianne Price, so this will be discussed with her if Council should act on this at their meeting next week.
5. **Appointment on Planning Commission—**Mrs. Frutiger made a motion to appoint Cindy Barley to a 4-year term on Planning Commission; Mr. Minnich seconded. All were in favor; motion carried.
6. **Appointment to Red Lion Municipal Authority—**Mr. Klinedinst made a motion to appoint Gary LaTulippe to a 5-year term to the Municipal Authority. A letter of interest had been received from Mr. LaTulippe. Mr. Minnich seconded. All were in favor; motion carried.
7. **Appointment of Solicitor—**Mrs. Barley made a motion to appoint Mike Craley as Borough Solicitor for 2022; Mr. Musso seconded. All were in favor; motion carried.

8. **Action to retain Gavin Markey, Esquire as Zoning Hearing Board Solicitor**—Mr. Klinedinst made a motion to retain Mr. Markey as Zoning Hearing Board Solicitor; Mrs. Barley seconded. All were in favor, motion carried.
9. **Council action for signing checks in addition to Council & Vice President**—Mr. Klinedinst made a motion to allow all Council members to sign checks; Mrs. Barley seconded. All were in favor; motion carried.
10. **Appointment of Engineer**—Mrs. Barley made a motion to appoint C.S. Davidson as Borough Engineer for 2022; Mr. Minnich seconded. All were in favor; motion carried.
11. **Appointment of a Representative & Alternate to the York Area Earned Income Tax Bureau** (Windsor Township was designated in 2018)—Mrs. Price had spoken to the Township who agreed to serve again. Mrs. Barley made a motion to appoint Windsor Township as the Representative to York Area Earned Income Tax Bureau; Mrs. Frutiger seconded. All were in favor; motion carried.
12. **Appointment of John Brownlee as Emergency Contact Coordinator**—Mr. Klinedinst made a motion to appoint John Brownlee as Emergency Coordinator; Mrs. Barley seconded. All were in favor; motion carried.
13. **Appointment to Vacancy Board**—Mrs. Barley made a motion to appoint Scott Kopp to the Vacancy Board; Mrs. Frutiger seconded. All were in favor; motion carried.
Mr. Craley explained the purpose of this Board to new Council member Amy Lau & Mayor Gene Lau. In the event there's a vacancy on Council and/or the office of Mayor due to a resignation, there's a statutory time period to fill it. If Council cannot fill it within that time and there would consistently be a tie vote to fill it, this member of the public (in this case, Scott Kopp) would step in & along with the other 6 Council members would vote to fill the vacancy.
14. **Resolution 2022-1**—to reappoint Felix Milner for a 3-year term to the Zoning Hearing Board. Mr. Klinedinst made a motion to adopt this Resolution; Mrs. Frutiger seconded. All were in favor; motion carried.
15. **Resolution 2022-2**—to appoint Stephanie Weaver to the remainder of Helena Foy's term on the Zoning Hearing Board, expiring 12/31/2022. Mr. Klinedinst made a motion to adopt this Resolution; Mrs. Slenker seconded. All were in favor; motion carried.
16. **Resolution 2022-3**—to enter a Reimbursement Agreement with PennDOT for MA & PA Greenway Project. Mrs. Barley made a motion to adopt this Resolution; Mr. Minnich seconded. Dan Shaw said this was for the extra money charged for the MA & PA Greenway. The Borough was reimbursed for any money spent on this project. All were in favor; motion carried.
17. **Reapproval of Land Development Plan for Rutter's (Winterstown Road)**—Dan Shaw explained that since PennDOT hasn't been working in their offices, Rutter's HOP permit had been delayed until last week. If a plan isn't recorded within 120 days of the governing body's approval, it must be reapproved so it can be recorded.
Mrs. Barley made a motion to reapprove Rutter's Land Development Plan for the Winterstown Road/South Main Street store. Mrs. Frutiger seconded. All were in favor; motion carried.
18. **Resolution 2022-4 & Resolution 2022-5**—to appoint Hamilton & Musser as Borough Auditors for calendar years 2021 & 2022.
Mrs. Barley made a motion to adopt Resolution 2022-4 & 2022-5; Mrs. Frutiger seconded. All were in favor; motion carried.
19. **Approval of invoice from Navarro & Wright** in the amount of \$5,787.98 for structural testing done on the Zarfos building. Mrs. Barley made a motion to approve payment of the invoice, contingent upon the receipt of their report. Mr. Minnich seconded. All were in favor; motion carried.

20. **Approval to authorize Mr. Craley to draft Resolution appointing Samantha Craley as Assistant Solicitor** in the event something happens to Mike Craley. Mrs. Slenker made a motion authorizing the draft of this Resolution for adoption at next week's Council meeting. Mr. Minnich seconded. All were in favor; motion carried.

21. **Public Comment/Visitors**—none

22. **Other Council Business**

- President Tony Musso & Council welcomed new Council member Amy Lau & new Mayor Gene Lau. Mayor & Mrs. Lau previously served for several years on Windsor Borough Council, in addition to Mrs. Lau serving on Windsor's Recreation Commission for 4 years.
- Mr. Klinedinst wants the Ilyes' Developer's Agreement on next week's meeting agenda for discussion. Council approved the Agreement on September 13th, 2021 & Jordan Ilyes never signed it. In order to expedite the project, the Agreement was created in lieu of Mr. Ilyes submitting a formal Land Development Plan. The Agreement states Mr. Ilyes was required to do what is requested by the Borough Manager, Borough Engineer & Borough Solicitor & Mr. Ilyes has not yet signed. The Franklin Street project will be shut down if the Agreement is not signed.
- Mrs. Barley stated the appointment of the Assistant Code Enforcement/Zoning Officer should be on next week's meeting agenda.
- Dan Shaw said there will be a February Planning Commission meeting on February 28th, 2022. No PC meeting in January.
- Mr. Klinedinst has handicapped parking requests
 - 125 W. Gay Street will be denied, as there is already one at 115 W. Gay
 - 172 S. Franklin Street had submitted a request for a handicapped parking space but when Mr. Klinedinst went to look at the area, there was already a blue line painted on the street/curb & a handicapped sign installed on the light pole. A letter will be sent to the resident, stating the curb must be repainted & the sign removed or they may be fined by the District Magistrate. Dan Shaw said the Borough doesn't have an Ordinance prohibiting painting the street, but Mr. Craley said the curb belongs to the Borough. After research, Mr. Craley stated the Borough has nothing in their Ordinance that prohibits residents from installing their own handicapped sign nor painting the curb for the parking space. Council agrees there should be language prohibiting this. The property owner of 172 S. Franklin will attend next week's Council meeting & a determination of her situation will be made then.
- Mr. Klinedinst wants clarification on work that Restuccia did at North Main & Howard Street where they removed curbing & sidewalk. Brett Patterson said Restuccia was doing the work for the Borough, but Dan is unsure whether or not they obtained a permit. Curb & sidewalk is the responsibility of the Borough, but Mr. Klinedinst wants to know why this work wasn't authorized by Council. Dan said Mrs. Price sent him an email that this work was discussed 2 years ago, and that the Borough is paying for the curb & the resident is paying for sidewalk. Clarification will be sought on this issue.
- Mr. Musso requested that anytime there's an issue with a Committee, the Chairperson of the Committee should be present for discussion. Mr. Klinedinst said there hasn't been any recent Public Works meetings & he feels the communication between the Committee, Jeff Shue, Brett & Mrs. Price needs to be improved so that everyone knows what's going on. There are several streets that Mr. Klinedinst would like to see added to the Road Project list, but the budget will need to be taken into account.
- The Committee for the new Borough Offices consists of Dennis Klinedinst, Tina Frutiger & Tony Musso, but they haven't met yet. Danny Neff had quoted approx. \$60,000 to

replace the two HVAC units upstairs in the proposed offices (formerly the church). Mr. Klinedinst said Danny Neff had told him the two units won't heat the whole upstairs if single individual offices are being created. The units would have to be installed in the wall. If the offices are created upstairs, ceilings will need to be built to be energy efficient. The first floor of the former church offers a large open space to serve as a Meeting Hall & the downstairs is basically already set up for offices. Borough staff suggested the first floor be converted to offices because of the natural light as opposed to having offices downstairs. Mr. Klinedinst welcomed input from other Council members as well, not just from the Committee. Mrs. Barley felt that more residents/visitors would attend Council meetings at the new location because it offers more parking.

- Dan Shaw received a request from a homeowner on Linden Avenue that lines for parking spaces be painted on that street as they have been on a couple other Borough streets. Dan suggested the resident attend a Council meeting with his request.

23. **Adjournment**—with no further business before Council, Mrs. Barley made a motion to adjourn the meeting @ 8:05p.m.

Respectfully submitted by:

Stacy Myers, Recording Secretary