

**Red Lion Borough Council
Meeting Minutes
Monday, December 12, 2022**

Members present

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

Others present

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

Visitors

Bob Frutiger	John Brownlee	Becky Magnani
John Krantz	Trooper James Grothey, PSP	Ryan Trees, RGS Associates
Chris Kenna, 18 South Youth Ctr.		

1. The meeting was called to order @ 7:00p.m. Council President Musso offered a prayer followed by the pledge to the flag.
2. **Approval of Meeting Minutes**
 - Mr. Minnich made a motion to approve the November 7th, 2022 Work Session Minutes; Mrs. Frutiger seconded. All were in favor; motion carried.
 - Mrs. Frutiger made a motion to approve the November 14th, 2022 Meeting Minutes; Mr. Minnich seconded. All were in favor; motion carried.
3. **Visitors & Public Comments**—Trooper James Grothey was present to introduce himself as the newly appointed Community Service Officer with PSP York, as well as the Public Information Officer. He will be the liaison between PSP, specifically the York station & the local community groups & leaders of their service areas. Trooper Grothey stated, as the largest municipality PSP serves, Red Lion Borough will be one of the focal points of his position and he plans to continue to attend Council meetings, whenever possible. This way he can learn more about Red Lion's operations, while meeting other people & groups from the community. Trooper Grothey plans to attend an upcoming event planned by a group of residents interested in setting up a town watch. If there are any questions or concerns that arise that he can assist with, he urged Council & Borough staff to email him.

A main concern of the Borough & its residents is PSP's response time to incidences. Trooper Grothey said it depends on the date & time, and how many officers are assigned to a designated area. In March 2023, 8 new troopers are coming to the Station; however, 5 are leaving (being transferred) around that same time. Regarding immediate needs, complaints or concerns, Trooper Grothey advised citizens to call the Station & speak to the Supervisor on duty. Other incidences or issues, he suggested calling him.
4. **Mayor Lau's Remarks & Recommendations**—Mayor Lau reported:
 - He gave kudos to Alliance for their fast response to the vehicle accident yesterday, 12/11
 - Santa's Shanty, during Chris Minnich's weekend, there was some confusion in the times & when the Shanty was open. Mayor Lau will serve as Santa next weekend.
 - Council asked Mayor Lau if he would help plan a Tractor Parade for 2023. He & Amy Lau are very interested in helping with another one. Former Mayor, Walt Hughes would be a good resource to ask for help & suggestions, as the 1st-ever Tractor Parade for Red Lion was his idea. The timing would need to be discussed, so it's not so close to the Halloween Parade. More information will be gathered & reported back.

5. **Public Safety**—EMA, Fire & Ambulance Reports were distributed. Mr. Klinedinst reported from the Fire Company:
 - The recent drag show fundraiser raised \$2,900
 - To date, \$16,500 in donations have been received
 - John Brownlee reported the fire at the former Hilltop Apartments yesterday, 12/11, was caused by a dryer vent, but there were no displaced residents & the Fire personnel was back at the station in 1½ hours.
6. **Solicitor's Report**—Mr. Craley reported:
 - **Ordinance 2022-12-4**—to amend the definition & broaden the information for the Amusement Devices & what the Borough can get paid for.
Mrs. Frutiger made a motion to pass Ordinance 2022-12-4; Mrs. Barley seconded. All were in favor; motion carried.
 - **Ordinance 2022-12-5**—to install Stop signs on Boundary Avenue in both directions (East & West at Linden Avenue). There are currently Stop signs on Linden at that intersection, so once the other two signs are installed, this will create a 4-way stop intersection. The new signs will have flashing lights on top to alert motorists approaching the area. Brett plans to have the new signs installed Friday, 12/16.
Mrs. Barley made a motion to pass Ordinance 2022-12-5; Mrs. Frutiger seconded. All were in favor; motion carried.
 - **Borough staff may pursue a new 3rd-party inspector** but since it was not on tonight's agenda for discussion, Mr. Craley suggested either recessing tonight's meeting in order to create a Resolution to appoint them (if necessary) or by simply making a motion to appoint them later this month. Mrs. Price suggested waiting to move forward with an appointment until further discussion can be held with the proposed inspector to gauge their interest in working for the Borough. If they're interested, the appointment can be done in January.
7. **Engineer's Report**—Jeff Shue reported:
 - **Waiver of a Land Development Plan for Patton Veterinary Hospital's** parking lot expansion. Ryan Trees from RGS Associates presented the LDP which showed Patton is proposing to add a net total of 15 parking spaces around the property to accommodate internal renovations. No subdivision of land is taking place, nor any footprint expansion, but there is a 5,200 sq. ft. impervious expansion being proposed. Ryan said the applicant is able to meet all zoning restrictions, as the property is zoned Industrial & they will exceed the parking space requirements of that zone. Geotechnical infiltration tests were conducted last week, so those results aren't back yet, but Ryan stated they're exploring the option of using or modifying the existing stormwater facilities rather than creating new ones, if at all possible. There's a good bit of runoff from the Patton property during a rainstorm. But Jeff Shue said tonight's Waiver request is an administrative request. The stormwater concerns will be addressed; tonight's Waiver doesn't negate that. Mr. Craley said Borough Council can treat this as a stormwater management plan as long as the additional impervious is addressed. Jeff said the applicant's engineers will review the existing stormwater facilities & create an Operation & Maintenance Agreement that will be recorded with the property. Jeff said the existing stormwater basin was designed many years ago & could be improved, so that's what he's requested from RGS.
Mr. Minnich made a motion to approve the Waiver of a LDP for Patton Veterinary Hospital, contingent upon everything being submitted with a Stormwater Management Plan to the satisfaction of the Borough Engineer; Mrs. Barley seconded. All were in favor; motion carried.
 - **Testing has been completed** on all the streets that will be bid for 2023 repair. Mr. Klinedinst said Columbia Gas is planning to replace pipe in several areas of the Borough; Marshall Street, Wise Avenue, Chestnut Street & Walnut Street, to name a few. Mrs. Price said

Columbia Gas has requested the ROW's for these streets & they're aware they can't do any work until they obtain permits from the Borough. Mr. Klinedinst said Borough staff should confirm with Columbia Gas before starting any work on Chestnut (as is planned for 2023).

8. **Parks & Recreation**—Mrs. Lau & Mrs. Price reported:

- Tree lighting—weather did not cooperate, so other plans are being discussed for 2023. If the Polar Express event could be coordinated with this, it may work out better.
- Breakfast with Santa went well with over 200 adults/children being served
- Santa's Shanty—Mr. Minnich was Santa this past weekend & said Thursday's turnout was better than Friday's, probably because of the cold weather. This weekend (Dec. 16 & 17), Mayor Lau will be Santa from 6-8pm.
- Cheerleading is taking place at Chapel Church with 4 teams participating. Meredith is pursuing donations from Dick's Sporting Goods.
- Suds 'n' Song event plans are in the works for June 10th, 2023. The tent has been reserved & 3 brewers have been confirmed to attend. This will, most likely be slated as a Borough event rather than a Parks/Rec event. A spreadsheet of costs, contact information, etc. will be created.
- Breakfast with the Easter Bunny is being planned
- A possible Mother's Day event is being discussed, as well as dates for Summer Camp & July 4th festivities with fireworks on July 3rd & the car show on July 4th.

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

- Jeff Beard was offered a position as Special Projects Coordinator, but Jeff chose to retire after 45 years with Red Lion Municipal Authority. RLMA Board & staff haven't decided if & how they'll fill Jeff's position.
- On 11/17, CSDatum training took place & it went very well.
- RLMA Auditors, Hamilton & Musser proposed a 62% increase so RLMA will pursue other avenues through PennBid.
- RLMA was told they lost the \$1,150,000 funding they were expecting through Senate Bill 915. They have contacted Rep. Wendy Fink on the chance she can allocate some funds for them. These funds were to go towards the new Edgewood Tank; however, the tank work will not begin until 2024. A \$5/month surcharge was proposed for each resident's bill & a \$25/month surcharge for each Borough business for a 2-year period, but this cannot be done if RLMA plans to pursue PENNVEST loan funds, so for 2023, a sewer & water rate increase is not being proposed. Four other grants are being pursued but the outcome of those won't be known until July 2023.
- Of note, most chemicals saw a 60% or higher increase.
- December 14th—shut offs for unpaid bills
- Byron Trout expressed interest in serving on the Municipal Authority & will submit a letter of interest to Borough Council.
- December 28th, next RLMA meeting, 7pm.

10. **Public Works**—Mr. Klinedinst reported:

- Resolution 2022-16—for the grant application for PA Small Water & Sewer Programs in the amount of \$385,710. Mr. Klinedinst made a motion to adopt Resolution 2022-16; Mr. Minnich seconded. If awarded, these monies will be used for storm sewer repairs.

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

- There will be no December Planning Commission Meeting or Zoning Hearing
- Stephanie Weaver agreed to continue to serve on the Zoning Hearing Board
- Beth Nidam agreed to continue to serve on Planning Commission
- Ian Montgomery agreed to continue to serve on Planning Commission & Economic Development

- One member is still needed on the Planning Commission, one on Economic Development & an alternate for the Zoning Hearing Board.
 - Banner sales will begin again in January 2023.
 - Dan Shaw recommended an amendment to the language of the Transient Retail Merchant License Ordinance. Currently, all Sunday sales are prohibited, but Dan said the Farm Wagon (S. Main) & Capt. Bob's Crabs have had Sunday sales for years, but both businesses operate from a fixed location. He suggested the Ordinance allow Sunday sales between the hours of 9am-7pm if from a fixed location.
- Mr. Craley will draft an Ordinance for Council's review at their January meeting.

12. **Administration**—Mrs. Frutiger & Mrs. Price reported:

- Approval of the 2023 General Budget—Mrs. Frutiger made a motion to approve the 2023 General Budget; Mr. Minnich seconded. All were in favor; motion carried.
- Resolution 2022-17 to set the millage rate at 4.0 for general purposes & .3 mills for fire protection. Mrs. Barley made a motion to adopt Resolution 2022-17; Mrs. Frutiger seconded. All were in favor; motion carried. Mr. Musso stated, once again, Council is not raising taxes for 2023.
- Resolution 2022-18 to implement Act 57 of 2022. Mr. Craley said this is a mandate from the State that every taxing district must pass, no later than January 9th, 2023. It involves waivers & collection of taxes by the Tax Collector/Taxing Authority.
Mr. Klinedinst made a motion to adopt Resolution 2022-18; Mrs. Frutiger seconded. All were in favor; motion carried.
- 2023 Meeting Schedule— Of note, there are **no Work Sessions scheduled** for the months of January, February, July & September. Mr. Minnich made a motion to accept the 2023 Meeting Schedule as discussed; Mrs. Frutiger seconded. All were in favor; motion carried. Mr. Klinedinst would like to hold a Work Session in February to discuss the new Borough Office construction. The committees are welcome to still meet, but otherwise there isn't a lot going on that time of year.
- Resolution 2022-19—to appoint Becky Magnani as Assistant Secretary of Red Lion Borough. Mrs. Frutiger made a motion to adopt Resolution 2022-19; Mrs. Barley seconded. All were in favor; motion carried.
- Resolution 2022-20—to appoint Becky Magnani as Assistant Treasurer of Red Lion Borough. Mr. Minnich made a motion to adopt Resolution 2022-20; Mrs. Frutiger seconded. All were in favor; motion carried.
- Appointing Siana Law, Eric Brown, Esquire as special counsel—Mrs. Barley made a motion to appoint Siana Law/Eric Brown as special counsel; Mrs. Frutiger seconded. All were in favor; motion carried.
- Resolution 2022-21—to confirm all signers on accounts at Peoples Bank. Mrs. Frutiger made a motion to adopt Resolution 2022-21; Mr. Klinedinst seconded. All were in favor; motion carried.
- Mr. Klinedinst suggested that, as employees are retiring, resigning, or getting fired, he believes they should be interviewed/questioned about the work environment. He believes the Administration Committee should conduct those interviews.

13. **Communication**—Mr. Musso recognized Chris Kenna from 18 South Youth Center since some concerns were raised at last month's meeting regarding the behavior in & around the center. Chris plans to install cameras outside to hopefully deter bad behavior, but in addition, Chris has told the youth, if they are not inside the building, but are hanging around outside, it will be considered trespassing. This will hopefully correct some of the negative behavior.

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

15. **Executive Session**—Council meeting adjourned @ 8:04p.m. as Council will move to Executive Session to discuss Arthurlee litigation and no action will be necessary.

Respectfully submitted by:

Stacy Myers, Recording Secretary