

**MINUTES
NORTH LEBANON TOWNSHIP
BOARD OF SUPERVISORS
OCTOBER 15, 2018**

The regularly scheduled meeting of the North Lebanon Township Board of Supervisors was held at 7:00 PM at the Municipal Building located at 725 Kimmerlings Road, Lebanon, PA with the following people present:

Richard E. Miller	Chairman
Edward A. Brensinger	Vice – Chairman
A. Bruce Sattazahn	Treasurer
Cheri Grumbine	Township Manager
Harold L. Easter	Chief of Police
Fred Wolf	Henry & Beaver LLP

Also, in attendance were many other individuals. The meeting was called to order and the pledge to the flag was done.

Ordinance 11-2018 - A Public Hearing was announced which has been scheduled for 7:15 pm.

COMMENTS FROM THE PUBLIC

**A.) Weavertown Fire Co – Request for Capital Reserve Funds for Equipment Purchase
Mike Michaels – President & Don Steiner Sr.**

Don Steiner Sr. talked to the Supervisors about a new Seagrave rescue truck Weavertown Fire Co is interested in obtaining. Steiner continued to explain the financial aspects and some of the options Weavertown Fire Co has before them. Conversation was held on the various methods of financial options. Steiner reminded the Board Weavertown Fire Co had rolled over 2017 Capital Reserve Fund (set up under the Memorandum of Understanding) and is approaching the time for the 2018 Capital Reserve Fund release. Weavertown Fire Co is requesting the release of the funds from 2017 and 2018 to help finance this new truck. Weavertown is also requesting confirmation that the Capital Reserve allocation will continue for the length of the loan for the equipment.

Mgr Grumbine told the Supervisors she had prepared the checklist of items each Fire Company is required to submit to the Twp prior to the release of the Capital Reserve Funds. Weavertown has provided all the information listed on the checklist that is required of them. She explained Sol Wolf has drafted Resolution 16-2018 pertaining to the agreement between the Twp and Weavertown Fire Co for the life of the loan regarding the finances for this piece of safety equipment.

Resolution 16-2018 – Agreement with Weavertown Fire Company

MOTION was made and seconded to approve Resolution 16-2018 stating agreement between Twp and Weavertown Fire Co to purchase the rescue truck and a commitment for the annual amount to be provided by the Twp for the next 15 years. Motion unanimously carried.

NLT Newsletter

Mgr Grumbine reminded the Board that during the Oct 3 Budget Workshop with the Fire Companies it was agreed to “hi-lite” each of the 4 Fire Companies in the Twp Newsletter. Weavertown has requested they be the first Fire Co to be featured as it is the oldest Fire Company in the Twp.

NLT Newsletter (con't)

The Supervisors agreed to Weavertown Fire Co being the first Company to be featured in the Newsletter. Mike and Don were told to contact Lori Books about a timeline for submission of information. Mgr Grumbine said she thinks the information would be needed by first week of November.

B.) Stormwater Plan and BMP O&M Agreement

Mgr Grumbine spoke to the Board about the Stormwater Plan for 1664 Grace Ave (ES of Grace Ave), as the Engineer was not present to answer any questions. She explained this was a lot of record. However, at the time of plan approval there was not any stormwater requirements for the planning of the development. To meet the current regulations a Stormwater Plan is now required for these types of lots. An Operation & Maintenance Agreement will also be required which has been submitted for signature from the Board. The Stormwater Plan and the O&M Agreement will be recorded after signatures from the Board and LCPD. LCPD offered a clean letter dated 10/19/18 and the NLT Planning Commission recommended approval of the plan. Suv Brensinger asked if this area had been 2 lots at one time and been combined into 1 lot. Mgr Grumbine confirmed that it was combined to form 1 lot. The property will be serviced by public sewer and water. Gerald Musser owns the lot and plans to build and use it as a model home for a period of time. As seen on the plan there is a space for parking of 4 vehicles.

MOTION was made and seconded to approve the Stormwater Plan and the BMP O&M Agreement for 1664 Grace Ave. Motion unanimously carried.

PUBLIC HEARING STARTED @ 7:15 – Ord 11-2018 - Adoption of 2018 IPMC and Fireworks Display Times

Sol Wolf started the Public Hearing by explaining the advertising requirements which have been completed. He stated the Ordinance has been available in the Twp office for review by anyone wishing to see it.

This Ordinance is proposing amendments to the portion of the Disorderly Conduct Chapter about the use of fireworks. Ord 11-2018 will restrict the hours of fireworks displays to the hours between 6 am and 10 pm only. The other portion of Ord 11-2018 is the adoption of the 2018 International Property Maintenance Code (IPMC) which deals with property conditions and enforcement of continued maintenance. Revisions made to the IPMC were in response to suggestions by the Code Enforcement Officer, John Brenner. Sol Wolf asked for any questions on Ord 11-2018.

LDN – Doug questioned the penalty portion of the Ordinance for setting off fireworks during the prohibited times. There have been no changes in the penalties for either of these subjects. Sol Wolf stated the penalties will remain the same as had been previously adopted.

MOTION was made and seconded to adopt Ord 11-2018 amending the fireworks regulations to include allowing display between the hours of 6am and 10pm only (disorderly conduct) and adopting the 2018 International Property Maintenance Code Ordinances. Motion unanimously carried.

COMMENTS FROM THE PUBLIC (con't)**C.) Memorial Park Request – Gwen & Mike Yordy**

Mrs. Yordy reminded the Board she had attended the Sept meeting to request permission for use of the area located in front of the Ebenezer Dam and is fronted by Ebenezer Rd (State Rte 72 N).

Memorial Park Request – Gwen & Mike Yordy (con't)

Mrs. Yordy said she is a member of the Ebenezer Beautification Committee that had worked on the Hometown Hero banners. Mrs. Yordy stated Kim, at Lebanon County Planning, instructed Gwen to speak to Commonwealth Code regarding the proposed sign and flag pole to be placed in the area. Commonwealth Code has no issue with the sign or bricks proposed. However, they instructed her to contact an Engineer about the pole to be used for the flag display. Mrs. Yordy said she is not interested in moving forward with contacting an engineer about the type of pole until the Committee has permission to use the land.

Suv Brensinger agreed it is the flood zone but from what he has heard about what is being planned for this memorial area, there is nothing that could be considered as permanent or any type of living accommodation. Mgr Grumbine asked Mrs. Yordy to attend the Park & Rec Board meeting to explain their thoughts to the P&R Board. The last time Mrs. Yordy had appeared before them she had been looking at another location. Mgr Grumbine stated the Board normally likes to receive the P&R recommendation prior to offering any determinations. Suv Brensinger told Mrs. Yordy she appreciates the Committee's efforts and what they are trying to accomplish.

REVIEW OF STORMWATER APPEAL FORMS & CREDIT APPLICATIONS

The following Stormwater Appeals and Credit Applications have been reviewed by Dan Cannistraci and Mgr Grumbine. Dan's recommendations for the application submissions were reviewed for the Board's consideration:

1. 2012 Mallard Lane, Nicholas/Wanda Warren – recommend 100% Credit and approve Board signatures on O&M Agreement.

MOTION was made and seconded to approve a 100% Credit and to approve Supervisors signatures on the O&M Agreement for 2012 Mallard Lane. Motion unanimously carried.

2. 2491 Long Lane, Cynthia Meyer – recommend the reduction of ERUs from 3 to 1.

MOTION was made and seconded to approve the reduction of the ERUs from 3 to 1 for 2491 Long Lane. Motion unanimously carried.

3. 1505 Jay Street, Jere/Joan Putt – recommend approval to reduce ERUs from 16 to 15; approve Credit of 20.8% and approve Board signatures on the O&M Agreement submitted.

MOTION was made and seconded to approve reduction of 16 to 15 ERUs (due to Ag Homestead Exclusion), approve Credit of 20.8% and approve Board signatures on the O&M Agreement for 1505 Jay Street. Motion unanimously carried.

4. 1691 Grace Ave, YFC – recommend approval for O&M Agreement. Sol Wolf is working on a permanent Right-of-Way agreement between the 2 neighboring properties for YFC to continue using the stormwater feature located on neighboring property and he will report on it under his Agenda items.

MOTION was made and seconded to approve the O&M Agreement for 1691 Grace Ave. Motion unanimously carried.

5. 1041 Cider Lane, Robert Eldon/Helen Martin – recommend approval of 100% Credit and approve Board signatures on the O&M Agreement submitted.

MOTION was made and seconded to approve a 100% Credit and approve Board signatures on the O&M Agreement for 1041 Cider Lane. Motion unanimously carried.

APPROVAL OF MINUTES

The meeting minutes from the September 17th Supervisors meeting and the October 3rd Budget Workshop are ready for action.

MOTION was made and seconded to approve the September 17th Supervisors meeting and the October 3rd Budget Workshop minutes. Motion unanimously carried.

APPROVAL OF PAYROLL, FUND BALANCES and PAYMENT OF INVOICES

MOTION was made and seconded to approve payroll, fund balances and invoices for payment subject to audit. Motion was unanimously carried.

FIRE CHIEF'S REPORT – Allen Firestine – Rural Security Fire Co**A.) Monthly Report –September 2018**

Chf Firestine reported there were 45 responses in the month of September, a total of 7 trainings with a total of 94.89 man-hours for trainings, and a total of 149.38 combined man-hrs for responses. These totals are the reports from 3 of the 4 companies.

Chm Miller questioned which Fire Co did not submit their reports. He was told Glenn-Lebanon Fire Co. Suv Miller asked Mgr Grumbine to contact Glenn-Lebanon and inform them the Supervisors would like their report submitted.

CHIEF OF POLICE REPORT – Chief Harold Easter**A.) Calls for Service –September 2018**

Chf Easter reported on the calls for service for the month of September. There was a total of 493 Police/Citizen calls in September. A total of 7,724 miles were driven on the patrol vehicles.

B.) Code Enforcement

The Code Enforcement activity report was provided to the Supervisors to review. Chm Miller questioned if the Police Officer that was hired to do code enforcement is involved with any of these issues. He was told the Officer responds to minor enforcement activities but anything complicated is assigned to John Brenner.

C.) Trick or Treat & Malloween/ Trick or Treat

Chf Easter explained the Police Dept supporting “Malloween” that is held at the Lebanon Valley Mall. This year it will be held Saturday, Oct 20, 2018 beginning at 10am. Also Trick or Treat will be observed on Wednesday, Oct 31st between the hours of 6pm – 8pm. A raindate of November 1st for Trick or Treat at same time.

TOWNSHIP MANAGERS REPORT –Cheri Grumbine, Twp Manager**A.) Stormwater Consortium Update; Next meeting October 16th**

The next Consortium Meeting is scheduled for October 16th. Suv Miller asked Suv Brensinger to attend on his behalf as he cannot make the meeting this month. At last month's meeting 2 Grant applications were approved for submission. The parsing of the roads will be the main topic this month. Mapping to meet the requirements of DEP will be completed. The new mapping will create expenses due to the additional requirements by DEP.

B.) Municibid Items

During the September Board meeting, the Supervisors agreed to list 2 items on Municibid to sell.

Municipal Items (con't)

Bids have been received on a 2012 John Deere Wide Area Mower, high bid \$19,600, and a 2009 Stone Plate Tamper which was bid at \$650. Mgr Grumbine is asking for approval to award the highest bidders for these items.

MOTION was made and seconded to award the 2 items listed on Municipal to the highest bidders listed (2012 JD Wide Area Mower - \$19,600 and 2009 Stone Plate Tamper -\$650). Motion unanimously carried.

C.) Confirmation on ASA Property – 2300 Weavertown Rd

Mgr Grumbine worked with Angie Foltz at the Lebanon County Conservation District regarding the farm at 2300 Weavertown Road for ag preservation. Specifically, a 6-acre tract that is a part of the entire 122.46 acres. In researching the property, she found that the old parcel number 27-072-548 was combined into parcel 27-2352188-380472 on August 14, 2012 during the reassessment. This was done for billing purposes only, so it still existed as its own tract (even though we can't find it when we search for it in ArcMap). On August 20, 2012, the Board approved a list of properties for renewal into our ASA program and for the Martin's we listed the parcel 27-352188-380472, in addition to 27-2353304-381896 and 2349696-381802. On November 11, 2012, the Martin's recorded their land development plan, which, from what she can tell, appears to show one legal description now for their entire main portion of the property. In reviewing this entire process with Angie, I feel confident that the ASA approved by the Township on August 20, 2012, included the 6-acres that were combined into the parcel 27-2352188-380472. Angie had the Martin's provide a "Proposal for Amending of an Agricultural Security Area" for this 6.097 acres, so the Board could take the following action, to satisfy the State application.

MOTION was made and seconded to approve the following: "Kenneth H. and Regina A. Martin, 2300 Weavertown Road, applied to have a 6.097-acre tract enrolled in the North Lebanon Township Ag Security Area. The parcel is identified as 27:2352188-380472-0000. Upon checking the records, North Lebanon Township is confident that the entire parcel was enrolled in the North Lebanon Township Agricultural Security Area on August 20, 2012 and there is no need to enroll it again." Motion unanimously carried.

D.) DEP Meeting – GLRA Expansion Permit Application

On Wednesday, September 26th at the North Lebanon Township building a meeting was conducted by DEP to discuss the Heilmandale Expansion application submitted by the GLRA. The GLRA is proposing an expansion of 47-acres of disposal area and will provide 15 years of disposal capacity at the currently permitted average daily volume of 750 tons/day. There are no other operating changes being proposed. The 47-acres will be divided into 6 pads (#8-13) with 2 leachate pump stations. The current landfill size is 500 acres for their active site. The tipping fee is currently \$65.25/TN. It is anticipated there will be approximately 4.5 years remaining at the existing area, thus the expansion proposal. The location of the proposed expansion area is on the north side of Russell Road across from the scale house and east of the green-waste area.

As part of the review process DEP negotiates the decision time frame with the GLRA, County Commissioners and the host municipality Twp, North Lebanon Twp. DEP is suggesting a 2-year review period. Larry Taylor, Executive Director of the GLRA, offered agreement that it was acceptable to the GLRA as they recognize the magnitude of documents for review and the work involved with reviewing the application for a decision.

DEP Meeting – GLRA Expansion Permit Application (con't)

Commissioner Ames agreed to review with his Board and their recommendation. Mgr Grumbine agreed to discuss with the NLT Supervisors. January 28, 2021 would be the 2-year time frame for a decision of the GLRA application by DEP.

MOTION was made and seconded to approve the suggestion of a 2-year timeframe to reach a decision on the application made by GLRA to DEP regarding an expansion permit. Motion unanimously carried.

E.) Resolution 15-2018 – Fees for 2018 IPMC

Resolution 15-2018 outlines the fee schedule in conjunction with the adoption of the IPMC earlier this evening. The Board is asked to approve Resolution 15-2018.

MOTION was made and seconded to approve the fee schedule outlined in Resolution 15-2018. Motion unanimously carried.

F.) Pertinent Matters

1. 1815 Martin Dr – Code Enforcement Officer, John Brenner has notified Mgr Grumbine the final inspection for 1815 Martin Dr has been completed and is asking the escrow be released. Mgr Grumbine is suggesting the escrow be approved for release minus any outstanding invoices, legal or Twp costs, that might be remaining.

MOTION was made and seconded to release the escrow fund for 1815 Martin Dr minus any outstanding invoices still owing the Twp. Motion unanimously carried.

2. LED Street Light conversion – Mgr Grumbine told the Supervisors that the street light conversion that had been approved previously is slowly progressing. The report returned by Met Ed has been grouped into 3 phases and once payment is received the work will commence. It is estimated the work will take 6 months to complete. The check was included with the payment of invoices tonight.

SOLICITOR’S REPORT; Atty Fred Wolf -- Henry & Beaver**A.) Stormwater Appeal - Pumpkin Ridge (Prescott Dr)**

Sol Wolf reported that George Christianson has filed an appeal on the Stormwater Fee for the property located on Prescott Dr and is known as Pumpkin Ridge. A Hearing date will need to be determined. Mr. Christianson agreed to execute an agreement with the Twp about the Twp not being held to the timeframe outlined in the Stormwater Ordinance for the Hearing. The Hearing will be held here at the Twp building and will be scheduled by the Supervisors. Sol Wolf said he would keep the Supervisors informed as this subject progress.

MOTION was made and seconded to approve entering into an agreement with the owner of Pumpkin Ridge to extend the time deadline beyond what is listed in the SW Ordinance, if it becomes necessary. Motion unanimously carried.

B.) LV Youth for Christ Permanent Right-of-Way Agreement

Sol Wolf described the stormwater facilities for the FYC property as being on an adjacent neighboring property. The property owned by Josue Meson contains the pond used for the stormwater from the YFC property.

LV Youth for Christ Permanent Right-of-Way Agreement (con't)

YFC will need to enter into a written agreement with Josue Meson that states maintenance responsibilities are with YFC and provide a permanent right-of-way to YFC for access. Part of the agreement would require YFC giving prior notice to Meson anytime they wanted to go on to the property for maintenance issues, unless the situation is an emergency.

MOTION was made and seconded to approve FYC and Josue Meson entering into a permanent right-of-way agreement for YFC to enter the property for maintenance of stormwater facilities located on the Meson property. Motion unanimously carried.

C.) Dam Breach Inundation Area; Ord 6-2018 – Nov 19, 2018

Sol Wolf reminded the Supervisors Ord 6-2018 had been tabled at the July 16, 2018 meeting. After meeting with 2 property owners who had concerns about some of the language in the Ordinance, a slight revision in the language was made and discussed with the property owners. The Public Hearing has been re-scheduled for Monday, November 19, 2018. The property has been posted with required signage and advertising will be completed in the Lebanon Daily News.

COMMENTS FROM BOARD MEMBERS**A.) Suv Ed Brensinger**

Recycle Grant - Suv Brensinger said he wanted to announce that the Twp received word today that the Recycling Grant that had been applied for in March of 2018 has been awarded in the full amount of \$122,169 that had been requested. He feels this is good news for NLT.

Football Field Revitalization – fields located in Ebenezer at the Long Lane Athletic area will be available this week for the start of the reseeding process. The last Sunday home game had been re-scheduled to another field to accommodate the start of the process. Seeding, fertilizing and liming of the area could begin this week, weather permitting. Suv Brensinger confirmed the Football Assoc is agreeable to assisting the Twp by paying for the seed, fertilizer and lime.

B.) Suv Bruce Sattazahn

Suv Sattazahn started a conversation about the purchase of a new zero-turn mower to replace the WAM which was approved to sell on Municibid earlier this evening. Suv Brensinger stated he did not think it was necessary as the grass mowing season is just about over. Suv Sattazahn suggested 1 mower be ordered now as it will give the employees an opportunity to use it and know whether they like the zero-turn mower. In 2019 a decision can be made about the type of a second mower to order prior to the mowing season. Conversation followed about the purchase of a mower at this time.

MOTION was made and seconded to approve the purchase of a Ferris zero-turn mower in 2018, following the recent sale of the JD mower on Municibid, and a trailer to transport the new mower. Motion unanimously carried.

With no further business to discuss, meeting adjourned at 8:04pm with Budget meeting to begin at 8:15pm.

Respectfully Submitted,

Theresa L. George
Recording Secretary