

**MINUTES
NORTH LEBANON TOWNSHIP
BOARD OF SUPERVISORS
NOVEMBER 21, 2016**

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:

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

Also in attendance was Dan Cannastraci of SESI, and several other individuals. The meeting was called to order and the pledge to the flag was done.

Chm Brensinger announced there will be a PUBLIC HEARING on Ordinance 2-2016 beginning at 7:15PM.

COMMENTS FROM THE PUBLIC

A.) SESI - Dan Cannastraci; MS-4

As part of the MS-4 requirements the Board and the public receive updates from Steckbeck Engineering, who assists North Lebanon Twp with implementing the MS-4 program. A large part of the MS-4 program is outreach and education of the public on any changes regarding stormwater and the inlets/outlet system within the Twp. Maintenance and care of the system as well as the water bodies is an ongoing challenge for the Twp. An announcement had been placed in the Twp Newsletter that this presentation was scheduled for this evening.

Dan Cannastraci of SESI provided a power point presentation regarding the various segments of the MS-4 program. He told the Board that the Twp has already implemented many of the requirements listed. However new guidelines show new projects that will need to be designed and put into operation by specified timelines as listed. One of the requirements is a specific place for stormwater complaints to be received. Suv Miller questioned what that means. Dan explained it can be an option on the phone system for after hour calls or even the website. However there must be an option for the Twp residents to file stormwater complaints.

The Supervisors questioned the new measures that are being discussed. Suv Miller asked where the funds to complete these measures will be coming from. Dan confirmed it will be the Twp's responsibility. He discussed York County, which had recently implemented some of the new measures. The municipalities decided on a joint venture and are completing the requirements as a cooperative program. Each year the municipalities consider a specific amount during Budget time to accomplish the new program. One thing that is being worked on by the County Water Alliance Group is creating a cooperative plan for Lebanon County, much like York's plan. Suv Miller asked when an exact cost for these new measures will be determined. Dan said it will be soon. A meeting with DEP is scheduled for Dec 3 to review the Twp's permit application and it is hoped to have all the information finalized at that time.

SESI - Dan Cannastraci; MS-4 (con't)

A brief conversation was held pertaining to Stormwater Fees or a “rainwater tax”. Suv Brensinger said most of the municipalities are moving to this type of funding for these mandates. The Board thanked Dan for attending this evening and providing the presentation.

7:15 PM PUBLIC HEARING STARTED --- Ordinance 2-2016

Chp Brensinger turned the meeting over to Sol Wolf. Sol Wolf explained the advertising that had been completed for this Public Hearing, as well as the posting of the drafted Ordinance in the Twp Office and on the Twp website. He continued on to explain the Ordinance is dealing with some Zoning changes. North Lebanon Twp Planning Commission as well as Lebanon County Planning Dept have reviewed and recommended adoption of this proposed Ordinance. Sol Wolf reviewed the revisions and changes being proposed.

Chapter 27 – Zoning, Part 1 – Definitions – Section 102 – Specific Definitions: The existing definition for a “Corner Lot” is being repealed and replaced with the new language listed in Ord 2-2016.

Chapter 27 – Part 22 – Section 27-2201 and 3 – Zoning Amendment Hearings: The existing provisions are being repealed and replaced with the provisions listed in Ord 2-2016. The biggest change being that the schedule of fees will now be adopted each year by Resolution instead of being provided in the actual Ordinance.

The floor was opened for discussion, questions and comments.

Ann Pinca – Cloverfield Dr

Mrs. Pinca told the Board she has concerns about these fees being adopted yearly as opposed to being a part of the Ordinance. She said she is aware of the expenses and procedures these Ordinances cause. However she is concerned that the fees are being left “open ended” so to speak. Her concern is for the average home owner and the ability to afford an application for services should the need arise. Although she understands the Twp is trying to cover all the costs it incurs, her concern is still that the average home owner may not be able to afford the fees.

Sol Wolf stated the fees are arrived at by reviewing past history of similar requests. Attorney and Engineering fees incurred by the Twp are paid by the fees collected. For a larger project these costs can mount quickly. For smaller applications, if the fees do not match the work completed, the remaining amount is refunded to the applicant. Mgr Grumbine explained that most of our fees are set by Resolutions, not Ordinances. This is not something new for the Twp. Mgr Grumbine said these fees are for Zoning Amendment requests, not the average variance requests. Mrs. Pinca again repeated her concern is for the average home owner and the ability to afford the fees that might be adopted.

Mark Tice – Weavertown Rd

Mr. Tice told the Board he is here to discuss a related issue but will get into that later. He would like to know what had precipitated the revision for a front yard description. Was it something specific or just a random review of the Ordinance? Suv Miller replied the “front yard designation needed to be decided because of several situations that have arisen over the years as to what a frontyard is. Suv Brensinger agreed saying that sight obstructions/ clear sight triangle were also a consideration when creating a definition for a “front yard”.

Ordinance 2-2016 (con't)

Sol Wolf asked for any other comments and with none offered turned the meeting back to Chm Brensinger. Chm Brensinger asked for any other comments/questions on the Ordinance. None were offered.

PUBLIC HEARING for Ord 2-2016 ENDED at 7:36 PM.

MOTION was made and seconded to adopt Ordinance 2-2016. Motion unanimously carried.

B.) Mark Tice – Weavertown Rd

Mr. Tice started his comments by saying how pleased he is with the services delivered by the Twp crews and the great Police presence he sees in his neighborhood. Mr. Tice told the Board he owns the property located at the corner of N 8th Ave and Weavertown Rd. The concern he is bringing to the Supervisors is the increased large truck traffic traveling on south N 8th Avenue and attempting to make left turns onto Weavertown Rd. He reminded the Board about the 3 large utility poles located in this intersection, as well as his yard. Each of the poles have transformers mounted on them. Mr. Tice is asking the Supervisors to consider restricting traffic for large trucks on N 8th Ave. He realizes that Weavertown Rd is a PADOT roadway but the traffic could be limited on N 8th Ave by the Twp.

Conversation continued about Weavertown Rd and questions about PADOT being contacted regarding this request. Suv Brensinger said he would check into PADOT's involvement or not. He indicated his thoughts were that the truck drivers are using GPS and are being directed by the GPS to use the shortest routes possible. The size of the roads and locations are not something that GPS systems would indicate.

Mr. Tice told the Board he would be willing to work with the Board on notifications that could be provided to some of the companies that these trucks are traveling to, such as WalMart, Godshall's Meats and the Industrial Park located off N 15th Ave. He worked on a similar project in Schafferstown when Rte 501 was being re-designed. The Board thanked him for his offer and said they would be in touch once this request was reviewed.

C.) Ann Pinca – Leaf Collection

Mrs. Pinca told the Board she would like to extend her thanks and appreciation for the great job being accomplished with the leaf collection process. As soon as she has her leaves curbside, it seems the crews are there to collect. She is very appreciative of this service from the Twp.

D.) Stewart/Property Development & Acquisition Lot Addition & Planning Waiver

Mgr Grumbine explained to the Board this plan is regarding the property on the west side of the Twp building. The plan shows 2 lot additions to be added to the Twp property. Lot Addition "A" is a .9766 acre lot from Property Development & Acquisitions. Lot addition "B" shows a .6544 acre from lands owned by Thomas Stewart Jr and Thomas Stewart Sr. At this time there is no development planned for the additional lands.

As part of the plan processing there are 2 Planning Waiver & Non-Building Declarations the Board is being asked to approve as well, one for Property Dev & Acquisitions and a second one for the Stewart addition.

MOTION was made and seconded to approve the Property Development & Acquisition and Stewart Lot Addition Plan. Also approved are the 2 associated Planning Waivers and Non-Building Declarations. Motion unanimously carried.

APPROVAL OF MINUTES

The minutes from 10/17/16 and 10/17 & 18 and 11/2 Budget Workshops are ready for action.

MOTION was made and seconded to approve the Board of Supervisors minutes from the Board meeting held October 17, 2016, the Budget Workshops held on October 17, 18 and November 2. 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 – Don Steiner Jr.

A.) Monthly Report

Chf Steiner reported there had been 60 calls for service from the 4 volunteer Fire Departments in the month October. The total man hours has been logged at 204.56. Training exercises totaled 31 and a total of 448.27 training hours was logged.

B.) Scheduled de-briefing @ Rural Security Fire Co

Brian Vragovich informed the Supervisors that due to the terrible tragedy which had occurred on Saturday evening, a de-briefing has been scheduled for all the emergency responders at Rural Security on Tuesday, 11/23 @ 6pm. He also mentioned the cooperation and coordination of all responders on the scene of the accident.

CHIEF OF POLICE REPORT – Chief Harold Easter

A.) Monthly Report – October

Chf Easter reported on the summary of activities for the month of October. A total of 569 citizen/Police contacts were completed along with 8,117 miles on the cruisers.

B.) Humane Society of Lebanon County – 2016/2017 Stray Housing Agreement

Chf Easter discussed the Humane Society 2016/2017 Stray Housing Agreement with the Supervisors. The cost shows an increase from last year's amount with the cost of \$45 per animal being listed. A discussion was held as to how a determination is made as to a stray cat as opposed to a feral cat. Chf Easter explained the form that is received and completed by individuals that are surrendering cats at the Humane Society. He said the personnel at the Humane Society is pretty good about screening the individuals when they take the animals to the shelter.

Suv Brensinger told his fellow Board members that he for one is willing to pay the increase. The Humane Society takes these animals and takes care of them. He said the Twp does not have the staff or the desire to be dealing with this issue. Years ago when the Police and Highway crews were called on to take care of these situations, it was not good. He said he, personally, is happy to have them for this service. The other Supervisors indicated their agreement with this remark.

MOTION was made and seconded to approve the proposed 2016/2017 Humane Society Stray Housing Agreement in the amount of \$1935. Motion unanimously carried.

TOWNSHIP MANAGERS REPORT – Cheri Grumbine**A.) Municibid - 3 Items**

The Twp had listed 3 items on Municibid for sale. Bids were received and tabulated as follows:

- Bob Cat Snowplow Attachment – bid received \$2600
- Demco Alleycat Recycling Trailer – bid received \$1075
- Sweepster Leaf Loader – bid received \$1950

MOTION was made and seconded to approve the highest bids received for the following; Bob Cat Snowplow Attachment – bid received \$2600, Demco Alleycat Recycling Trailer – bid received \$1075 and Sweepster Leaf Loader – bid received \$1950. Motion unanimously carried.

B.) 2017 All Funds Preliminary Budget Presentation

A power point presentation of the Proposed 2017 All Funds Preliminary Budget was provided by Mgr Grumbine. She reviewed all the information regarding the various funds with anticipated revenues and expected expenses. The Proposed Budget shows an increase in taxes of .3 mills which will provide additional safety services that are needed for the Twp which includes the addition of 1 full-time Police Officer and additional allocation to the 4 volunteer Fire Departments.

The Supervisors agreed the Budget workshops went fairly smoothly. All 3 were in agreement that taking on another full-time Police Officer and providing some financial Fire Service funds is the right thing to do. Suv Miller thanked Mgr Grumbine for all her efforts during the preparation for the Preliminary Budget. Copies of the Preliminary Budget are available in the office and on the Twp website.

MOTION was made and seconded to approve the 2017 All Funds Preliminary Budget. Motion unanimously carried.

C.) Resolution 19-2016; Boards/ Commissions Stipend

Mgr Grumbine stated that this Resolution outlines increases the monthly stipends offered for the various Boards/Commissions for the Twp. The Municipal Authority members had already been approved at \$49 during the January 2016 meeting. ZHB members are being increased to \$35, from previous \$25; Planning Commission members to be set at \$20 instead of \$10 and the Park & Recreation Board set at \$20 previously at \$10.

Suv Sattazahn stated he will be recusing himself from this vote as his wife sits on one of these Boards.

MOTION was made and seconded to adopt Resolution 19-2016 which approves the stipends set for various North Lebanon Twp Boards/Commissions. Motion unanimously carried by 2 votes with Suv Sattazahn recusing himself.

D.) Resolution 20-2016 – Bylaws Park & Rec Board

During the August Board meeting the Supervisors approved additions and changes presented to them regarding the existing Park & Recreation Bylaws. During the November 1 meeting of the Park & Rec Board the Bylaws were reviewed for any additional comments prior to being adopted. As no comments were offered Resolution #20-2016 is up for adoption this evening.

MOTION was made and seconded to adopt the Resolution #20-2016 – Park & Rec Bylaws. Motion unanimously carried.

E.) Petition for PADOT – Trucks NO (right /left) turn (onto Windsor Dr)

The Twp and the Police Dept receive ongoing complaints regarding truck traffic on Windsor Dr going to the Business Park. As part of the original approval for the park, truck traffic is prohibited on Windsor Dr. One of the residents recently contacted PADOT regarding placement of signage. PADOT indicated they should contact the Twp and suggest the Twp “petition” PADOT for the placement of “Trucks NO (right/left) turn”, which would be posted on Tunnel Hill Rd in both directions at the Windsor Dr intersection. Mgr Grumbine is presenting the request to the Board.

The Supervisors discussed this request for signage. Suv Brensinger said the Twp would definitely need to get approval from PADOT prior to posting any signage. Suv Miller suggested the Board authorize Mgr Grumbine to prepare and mail a letter of request to PADOT on this request as well as the Weavertown Rd issue that had been discussed earlier by Mr. Tice.

SOLICITOR’S REPORT; Sol Fred Wolf -- Henry & Beaver**A.) ZHB Case Appeal – Pumpkin Ridge**

Sol Wolf informed the Board that he and Mgr Grumbine had met with the County Planning Director, Julie Cheney. Julie indicated to them that the notifications regarding ZHB decision had been mailed from their office. However she did not have any physical or written proof of that fact. Therefore this issue, if pursued, will be determined by the courts. Contact has been made with George Christianson to see if he intends to pursue this appeal in order to try to get “deemed approval” from the courts.

Mr. Christianson has indicated he plans to pursue the appeal to the courts. Sol Wolf explained that anyone who has objections to a “deemed approval” decision will have 30 days to state their objections to the Judge. After the Judge’s consideration, a decision will be made by the Judge as a “deemed approval” or not.

COMMENTS FROM BOARD MEMBERS**A.) Price for Lighted Stop Sign**

Suv Brensinger reminded his fellow Supervisors about a conversation held during a previous Board meeting. The County MPO and Patrick Wright, Engineer, had reviewed the intersection of Kimmerlings/ Kochenderfer and N 7th St (Rte 343). Suggestions had been made to the Twp for implementations to improve the safety of the intersection. Suv Brensinger said he received pricing on an LED flashing STOP sign. It is quite costly and he is fearful the sign will attract attention and be hit or run down very quickly. His thought is the Twp will be required to maintain the sign and it will become a regular cost.

Suv Brensinger said he would like to research some of the other options that had been provided to us. The stop bars placed on the road surface is a good option. He also felt a 36” STOP sign would be an improvement.

With no further business to discuss, meeting adjourned.

Respectfully Submitted

Theresa L. George
Recording Secretary