

**MINUTES
NORTH LEBANON TOWNSHIP
BOARD OF SUPERVISORS
DECEMBER 16, 2013**

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
Kenneth C. Artz	Treasurer
Cheri F Grumbine	Twp Manager
Harold L. Easter	Chief of Police
Solicitor Frederick S. Wolf	Henry & Beaver LLP

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

COMMENTS FROM THE PUBLIC

A.) Tom McCarthy – Briar Lake; Request to Vacate Walnut Crest Right-of-Way

A request was made by the Briar Lake Homeowners Association regarding the Township vacating rights to the future use of a 50' R-O-W located between 856 & 900 Walnut Crest Drive connecting to the Sanger property. Mr. McCarthy had attended the November meeting to discuss this request. At that time the Board had asked the Solicitor to review the history of this right-of-way.

Sol Wolf stated he had discussed this issue with the Municipal Authority after reviewing the Twp side of this request. This particular right-of-way was designed to be a connection road to complete sewer installation should the neighboring property ever be developed. For this reason the Authority does not agree with vacating the Twp rights for this right-of-way. However they did agree that the Homeowners Association could install limited landscaping in the area. The one thing that the Authority stated is that there could be no trees or shrubs that have invasive root systems. Sol Wolf said he would draft an agreement for the Authority, the Twp and the Association to review and then when satisfied sign the agreement.

Should the neighboring property be proposed for development, the Authority would agree to replant the grassy area back to its former condition after installation of sewer lines is completed. The Association could use the area as open space and landscape it according to specifications provided in the agreement. The Authority has advised the Supervisors that they are not in favor of giving away the Twp rights for this right-of-way.

Mr. McCarthy said he feels the Association would be in agreement to what is being proposed. He confirmed that the Authority would not allow trees, as that is what the Association had been discussing. Sol Wolf replied it would depend on the type of trees or shrubs. Anything that is root invasive would not be permitted. He suggested that Mr. McCarthy go back to the Association and research what types of plantings they could use that would not be root invasive. Once he has the draft of the agreement prepared, they could sit down and look at the design being proposed by the Association. Sol Wolf said he would be in contact with them. Mr. McCarthy said he thought this was an agreeable plan. He thanked the Board and Sol Wolf.

B.) Earhart – E Old Cumberland St

Ms. Earhart told the Board she is here to request snow plowing services be completed along her property frontage. She reminded the Board she had attended 2 years ago along with the Sahonics to complain about the plows stopping short of their properties on E Old Cumberland St. At that time the Board had agreed to plow beyond the normal stopping area. With the recent snowfalls, Earhart told the Supervisors, the plowing was not completed. Suv Brensinger told his fellow Board members he does remember the Board discussing this issue with Ms. Earhart. Although he still does not agree with what was decided at that time, he will remind the Highway crew that this area is to be included when the winter maintenance is done in the area of E Old Cumberland Street.

APPROVAL OF MINUTES

MOTION was made and seconded to approve the Board of Supervisors meeting minutes from November 18, 2013. Motion carried unanimously.

APPROVAL PAYROLL and PAYMENT OF INVOICES

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

FIRE CHIEF'S REPORT – Brian Vragovich, Glenn-Lebanon Fire Company**A.) Monthly Summary for NLT Fire Companies**

Chf Vragovich reported on some of the activities of the four volunteer fire companies for the month of November. There were 21 emergencies, 8 NLT assists, 11 training sessions, 3 mutual aid calls for a total of 43 responses and 100 ft. of hose used in the month of November. A total of 443.35 man-hours were logged in November.

B.) Training Schedule

Chf Vragovich stated there will be no formal training sessions scheduled for the month of December. The Vehicle Rescue Training sessions have now been completed and in January blood borne pathogen training/ First Aid & CPR is scheduled to be held at Rural Security Fire Company.

C.) Affordable Health Care

Chf Vragovich told the Board that Congressman Charlie Dent will be meeting with the 4 volunteer fire companies regarding the health insurance regulations included in the Affordable Health Care Act. A provision in the Act states that the fire companies are required to provide health insurance to any firefighter who gives 30 hours or more of any services provided to the fire company. Vragovich told the Board he feels very strongly that one or more of the Supervisors should attend this meeting to be held at the Ebenezer Fire Company on Dec 18th at 4:30pm. The purpose of the meeting is to explain to Congressman Dent that unless this regulation is revised and the volunteer fire companies are exempted from this Act, all volunteer fire companies will cease to exist. There is no fire company who can afford this type of financial hit. The Municipalities are struggling to maintain their budgets and cannot be asked to provide this health care for the firemen. He repeated he feels it is very important that one or more of the Supervisors attend this meeting.

Chp Miller thanked Brian for providing the information about this meeting. He said he had heard about it but did not know the particulars. It is his intention to attend.

FIRE CHIEF'S REPORT (con't)

Chm Miller stated that the Weavertown Phantom Box Card Changes will be tabled until further notice.

CHIEF OF POLICE REPORT – Chf Harold Easter**A.) Calls for Service Report – Month of November 2013**

Chf Easter reported on the activities for the month of November 2013 and mentioned some of the individual categories for these calls of service. He reported there were a total of 544 Police-citizen contacts for the month of November with a total of 8,830 miles logged on the cruiser cars.

Chm Miller complimented the chief on his ability to work with the Humane Society on the reports pertaining to the dog and cat impounds.

TOWNSHIP MANAGERS REPORT – Cheri F. Grumbine**A.) Resolution No. 21-2013; Application for Grant – Stormwater Management & Ball Field**

This Resolution is a requirement as part of the grant application to the Lebanon County Commissioners through the Marcellus Shale Grant Fund. The Grant is being applied for to help fund the construction of a new baseball field and stormwater improvements on the Twp grounds. The Board is being asked to adopt this Resolution as part of the grant application. Suv Brensinger asked about any “strings” that might be attached to this Grant. Mgr Grumbine responded this Grant is very different than the Grants through DEP and DCNR.

Suv Brensinger questioned the max amount that could be received with this Grant. Mgr Grumbine replied that the max amount that could be awarded is \$25,000.

MOTION was made and seconded to adopt Resolution 21-2013 regarding the County Grant application. Motion unanimously carried.

B.) Resolution No. 22-2013; Adoption of 2014 All Funds Budget

Mgr Grumbine told the Board Resolution 22-2013 will adopt the 2014 All Funds Budget for the Twp. She read through the Resolution listing the tax rates and then asked for any questions relating to the Budget for 2014. There were no questions asked.

MOTION was made and seconded to adopt Resolution 22-2013 approving the 2014 All Funds Budget for North Lebanon Twp. Motion unanimously carried.

C.) Resolution No. 23-2013, 24-2013, 25-2013

Resolutions 23-2013, 24-2013 and 25-2013 are all related to Pension issues. Resolution 23-2013 is in regards to the Non-Uniform employees, 24-2013 is regarding the Uniform and 25-2013 is regarding the Officers contribution to their Pension plans.

MOTION was made and seconded to adopt Resolutions 23-2013, 24-2013 and 25-2013 regarding employees' Pension Plans. Motion unanimously carried.

D.) Resolution No. 26-2013; Memorandum of Understanding with Lebanon County Clean Water Alliance

The Board had previously received a draft Memorandum to “officially” join the Lebanon County Clean Water Alliance. Based on comments received, the Memorandum of Understanding is now in final form and the Supervisors are being asked to adopt Resolution 26-2013.

Resolution No. 26-2013 (con't)

The Lebanon County Clean Water Alliance had been formed to address current and future requirements focused on MS4 Permit requirements and the cleaning up/ preserving of the Chesapeake Bay.

Chm Miller questioned if any information contained in this MOU is in conflict with the Regional Comp Plan recently adopted. Mgr Grumbine responded no there is not a conflict. The Comp Plan actually refers to working together as a group.

MOTION was made and seconded to adopt Resolution 26-2013 outlining the Memorandum of Understanding with the Lebanon County Clean Water Alliance. Motion unanimously carried.

E.) Reduction of Lenni Lenape Improvement Bond – Transfer to Capital Improvement Fund

A letter dated November 25 was received from Lebanon County Planning Dept authorizing the reduction of bonding for the Lenni Lenape Park to \$32,720 following an inspection of the Park completed by the County Engineer on November 21. Mgr Grumbine is requesting authorization to transfer the amount of \$117,870 plus interest, which is the amount of the reduction, to the Capital Improvement Fund and will be used as a payment on the Twp's Building Expansion loan. Suv Miller asked where the Twp is with that loan right now. Mgr Grumbine replied she would like to use the Bond reduction and the EIT Over/Under amount, which the Board had agreed to previously, to apply to the loan. She would only know the exact numbers after that is accomplished.

MOTION was made and seconded to approve transferring the amount of \$117,870 plus interest bond reduction, to the Capital Improvement Fund for payment of the Building Expansion loan. Motion unanimously carried.

F.) PaDot ePermitting System

PaDOT is enhancing their ePermitting system. The enhancement will allow the Twp to view any driveway permits approved or returned to PaDot via email notifications. After registering as an "engineering construction management system" the Twp will be able to view permit applications as submitted. Mgr Grumbine provided a copy of an agreement which must be approved and then mailed to PaDot to be attached to the on-line document that Mgr Grumbine has already completed.

MOTION was made and seconded to approve the application for the PaDot ePermitting system for North Lebanon Twp. Motion unanimously carried.

SOLICITOR'S REPORT – Solicitor Fred Wolf**A.) Ordinance Updates – Including AG & IA**

Sol Wolf told the Board he and Mgr Grumbine have finally reviewed the recent Ag information that had been holding up movement on the Ordinance updates. A draft has been completed and is now ready to be provided to and reviewed by the Board at a meeting. Suv Miller asked if this meeting will be advertised. Sol Wolf stated he would need to review that question with Mgr Grumbine. An option would be to schedule the meeting for late afternoon, similar to the Budget workshop meetings. Chm Miller said he feels the meeting should be scheduled at a time when the residents could attend and participate should they chose to do so.

Earl Roberts – W Kercher Avenue mentioned to the Board that the holdup issue has been Agricultural and Intensive Ag issues. His property is located within the IA district and he would very much like to attend this meeting in order to learn what is being proposed. Sol Wolf said the majority of the changes have to do with Federal and State regulations, Right to Farm Act, which always supersede local Ordinances. He told the Board that they will take a look at scheduling a meeting.

B.) Violation Letter; Keisch Property – Greenwood Dr

Sol Wolf reported to the Board that Lebanon County Planning had received an application for a Zoning Hearing on this issue of a violation pertaining to a kitchen being constructed in an addition to the existing dwelling. Lebanon County Planning will be working to schedule a Hearing date.

C.) Personnel Manual

This topic is tabled until 2014.

D.) Code Enforcement Violations

Sol Wolf reported he is working with Chf Easter on several code violations for various properties. One case is more severe than the others. A request will be filed with the Courts to mandate property owners to comply with Twp Ordinances. Chf Easter and Officer Tuisl have been working to get help for the property owner. Recently the owner is not completing what was agreed to be done. This situation could become an environmental issue and could get out of control fast. At this point research is being done to find out who actually owns the property. If this becomes an environmental cleanup, the owner will be financially responsible. Should an outside contractor need to be hired to complete the property cleanup the situation could be beyond the owner's financial reach.

Martin Barondick mentioned the Diem farm. He told the Supervisors that the farm is in terrible condition. Several years ago Officer Wengert tried to get the property cleaned up and the courts found in favor of Diem. However, Barondick said he wanted to let the Board know the property is in terrible condition.

COMMENTS FROM BOARD MEMBERS

A.) Suv Ed Brensinger

Suv Brensinger stated this is Ken Artz's last meeting as a Twp Supervisor after 24 years of service. He thanked Ken for his years of dedication and for being a great role model. The Twp is today a better place due to Ken's years of service.

B.) Suv Dick Miller

Suv Miller wanted to also thank Ken for his dedication. He attributed many successful ideas on various topics to Ken's suggestions. Suv Miller expressed his appreciation to the Highway Dept for the plowing that had been completed the last 2 snowfalls.

C.) Suv Ken Artz

Ken mentioned the many different issues that have been discussed and dealt with through his years. He wanted the public to know that although it is not always easy for the Supervisors to do so, they do try very hard to hear what is being said and listen to the requests that are being made. Another point he wants to make is a well-run front office is a must to have success. He expressed to Mgr Grumbine what a valuable Manager she is.

Suv Artz said Cheri has always done an excellent job of keeping the Board informed on all subjects as well as trying to offer any guidance they asked for from her. Ken also included Sol Fred Wolf and Chief Easter in his appreciation remarks.

With nothing more to discuss, meeting adjourned.

Respectfully Submitted

Theresa L. George
Recording Secretary