

**MINUTES
NORTH LEBANON TOWNSHIP
BOARD OF SUPERVISORS
JULY 16, 2007**

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:

Dawn M. Hawkins	Chairperson
Edward A. Brensinger	Vice Chairperson
Kenneth C. Artz	Treasurer
Cheri F. Grumbine	Township Manager
Harold Easter	Chief of Police
Frederick Wolf	Solicitor

Also in attendance was Kathy Hackleman from the Lebanon Daily and many other individuals. The meeting was called to order and the pledge to the flag was done. Chp Hawkins explained that the meeting would start with Comments from the Public but will stop promptly at 7:30 PM for the Public Hearing regarding 2 proposed Ordinances up for action from the Supervisors.

COMMENTS FROM THE PUBLIC

A.)David Batchelor – Vacating Portions of Gretna St & Beaumont St

Mr. Batchelor explained to the Board he had met with John Brenner of West Lebanon Twp to discuss the vacating of Gretna St located off Union Canal Drive. Brenner informed Batchelor that West Leb has a capped well located to the rear of Batchelor’s property. The well is not actively being used currently but access is gained by using Gretna St. He understands the Board has to deny the request to vacate rights to Gretna St.

Batchelor asked the Board what it would take for the Township to pave the portion of Gretna St that is their right-of-way so that he may pave the rest of the area to his property. Brenner, of W Leb Twp, indicated they had no objections to the alley being paved as long as they have access to the well should they ever need to get at it. Batchelor said he would gladly be responsible for the plowing that is required. Suv Brensinger said that as the Roadmaster, as well as Supervisor, he is really hesitant to agree to pave an unnamed street or alleyway. The Twp could not collect any Liquid Fuels for this type of situation. Also if this practice is started for one alley, the Twp would start getting requests from all the other situations such as this one.

Batchelor suggested he would like to proceed with the paving on his own. He would like to provide a better access to his property and a proper parking area for his tenants. He repeated that John Brenner told him to go ahead and complete the paving. Batchelor was told to get W Leb Twp’s permission in writing and provide a copy to North Leb Twp. The Supervisors told Batchelor if he can provide that document to NL Twp they would have no problem with his paving this area.

B.)Cindy Arnold – Sycamore Lane; Illegal Fireworks

Mrs. Arnold told the Board she is in attendance this evening to discuss the use of illegal fireworks in her neighborhood every 4th of July. Last year her daughter had a situation with this same group of people when trying to drive home from work. There are so many vehicles and people that motorists are not permitted to get through. The Twp roads were blocked off from use by the motorists, due to this party. When they had phoned the Police last year about this nothing had been done. This year she and her family did NOT phone the Police. However someone else from the neighborhood had. The neighbors who had attended this party are now accusing Mrs. Arnold of being the ones who phoned the Police again this year.

Illegal Fireworks (con't)

Mrs. Arnold told the Board of Supervisors that this party held each year has really gotten out of control. There is a lot of drinking going on and the behavior of some of the people is unacceptable. There is port-a-pottys brought in, the crowd is very large and the public drinking is out of control. The Arnolds are present this evening to ask what can be done about this situation before next year's 4th of July.

Chf Easter responded to some of the questions Mrs. Arnold asked. He reported Sgt Knight was the Officer who had responded to the complaint that night. He had shut the party down. Arnold said he might have thought he did but as soon as he left the party resumed. She said she could understand why the Officer felt intimidated. The crowd was so large and he was only one person. Chf Easter said there were actually 3 officers that had responded to the complaints received. His dept is working on this issue and the illegal fireworks will not be tolerated next year. Illegal fireworks being displayed anywhere in North Lebanon Township will not be tolerated. The only legal fireworks are the ones that can be purchased at the roadside tents located in the County. The blocking off of the public streets is also illegal.

Mr. Arnold added some of his thoughts about the events on the 4th of July. He told the Board he spent several hours the following day cleaning the debris away from his property. The amount of debris that had landed on the roof of their home was incredible. His concern is about the possibility of a fire. He had seen this situation when he was a volunteer firefighter. Also the dirt in their pool was a huge amount. Mr. Arnold presented a bag of the debris he had cleaned up from his property. To add insult, he said the people who had the party never once offered to help the neighbors clean up the neighboring properties. The fact that unruly adults accosted his daughter last year still has him very angry. Mrs. Arnold told Chf Easter she is concerned about the amount of alcohol consumed and the lack of control over whom is consuming the alcohol.

Chf Easter told the Arnolds that the Police Dept is working with the hosts of the party. Next year there will not be any illegal fireworks and the street will not be blocked, unless prior permission is received from the Twp.

C.) Sue Shankroff – Dairy Queen East; White's H-D Extravaganza

Mrs. Shankroff stated she is the owner of the Dairy Queen East located on Cumberland St across from White's Harley-Davidson store. She is here to express her concerns about the annual event that is hosted by Whites. At this event there is a very large crowd, burn-out activities and a lot of inconsiderate actions for the surrounding businesses. Her main concern is about the parking situation. The whole area on the White's property is used for displaying the motorcycles and the classic cars as well as the entertainment and the food vendors. As a result of this there is no parking for the spectators they are trying to attract. As a result of this the people are parking anyway they find space and that means the Dairy Queen parking area as well as the Ebersole car lot, which is currently under construction. What is going to happen next year when Ebersoles have their lot parked full of vehicles for sale? This year they had tried posting temporary signs on their lot that the parking is for Dairy Queen customers only. It still did not keep the cars off their lot.

The customers who would like to attend Dairy Queen are not able to get close to the business let alone find a place to park. They have received many complaints last year and in previous years. This year many of the customers simply avoided patronizing her business. The complaints from the customers who were there was about the odor from the "burn-out pit". Mrs. Shankroff told the Board that something should be done about this situation. Her concern is not only about her business and customers but about the safety of all the people in this area while this event is happening. She has tried to be a good neighbor but this has gotten out-of-hand said Shankroff.

Mrs. Shankroff said it is time for this event to be held at another location. She would like help on legal terminology for placement of signs on her property. Sol Wolf said the Board and himself would look into what is legally permitted under the current Twp Ordinances.

White's H-D Extravaganza (con't)

Suv Brensinger agreed that it is time for the Whites to think about moving this event to another location. If not moving to a new location then offering some type of shuttle service. He mentioned the National Night Out activities the Twp hosted and the shuttle service that had been arranged from the Sunset parking lot to the Twp grounds. This would be a suggestion for the parking issue.

Suv Artz stated the Supervisors would take the responsibility of contacting the Whites about some of these issues. Mrs. Shankroff questioned Sol Wolf about his opinion on some of the verbiage she has in mind for the signs she wants to post in their parking lot. Sol Wolf instructed her to provide the information to the Twp office. He would also like Chf Easter to review it.

7:30 pm PUBLIC HEARING started**Ordinance 2-2007 – Communication Towers**

Sol Wolf started the Hearing by explaining what the Hearing is regarding. The first Ordinance is Ord No. 2-2007 regarding the cell tower ordinance that had been tabled from Ordinance No. 1-2007. Some review work was done and revisions completed to get this Ordinance ready for the Hearing. It had been advertised per the requirements and has been available for public review in the Twp office. The NLT Planning Commission has reviewed and offered a recommendation for the Board for approval. Julie Cheney, of the Lebanon County Planning Dept, had offered a slight correction to a setback mentioned in the Ordinance. Sol Wolf continued on to outline the highlights of the Ordinance. He opened the discussion to the public for any questions or comments they might have to make.

There were no comments or questions from anyone. He turned the Ordinance over to the Board of Supervisors for discussion and action.

MOTION was made and seconded to adopt Ordinance 2-2007 amending the Zoning Ordinance to allow communication towers. Unanimously carried.

Ordinance 3-2007 – Police Pension Plan

The provisions for the Police Pension are being revised according to the plan administrator. There were revisions that had been discussed when contract negotiations were completed. This Ordinance is outlining the revisions and exclusions pertaining to the pension plan. The wording contained in the Police contract is parallel to the wording in the Ordinance.

MOTION was made and seconded to adopt Ord. 3-2007; changes in the Police Pension plan. Unanimously carried.

Public Hearing Ended and regular meeting resumed.

APPROVAL OF MINUTES

MOTION was made and seconded to approve the minutes from June 28th and July 2, 2007. Unanimously carried.

APPROVAL PAYROLL and PAYMENT OF INVOICES

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

CHIEF OF POLICE REPORT - Harold Easter**A.)Calls for Service - June**

Chf Easter gave a summary of calls for service for the month of June.

B.) “PLEASE SLOW DOWN”

The supply of the Please Slow Down signs has now been replenished in the Police Dept and can be purchased there. The signs have been appearing in different neighborhoods all around the County.

C.)Wireless Speed System – Wal Mart Donation

A generous donation from Wal Mart in the amount of \$1000 was received toward the purchase of the new wireless speed system.

D.)National Night Out – August 7, 2007

Chf Easter stated the meetings in preparation for National Night Out have been ongoing. It will be held at Lions Lake this year. He suggested that anyone who is interested in helping out is invited. Call or stop by the office to get information.

TOWNSHIP MANAGERS REPORT – Cheri F. Grumbine**A.)Update on Windsor Drive Dedication - LVEDC**

A meeting was held on July 12th with various agencies regarding outstanding issues involved with the Lebanon Rails Park. The Twp issues are regarding the acceptance of Windsor Drive; September 1 is the deadline for PADOT to have all information submitted for dedication. One of the issues is an additional 15’ right-of-way along the Maeder property and Windsor Dr. The Board is being asked to decide whether or not they would be interested in acquiring this 15’ right-of-way. Suv Brensinger pointed out that LVEDC is still going to be responsible for all maintenance within the business park. After much discussion the Supervisors indicated their agreement to accepting this 15’ right-of-way from the former Maeder property, which is currently owned by the Lebanon Valley Economic Development Corp. Mgr Grumbine said the r-o-w would then be 65’, which is what we have on Hanford Dr. Sol Wolf agreed to get a revised Deed for Windsor Drive including the additional 15’ R-O-W.

Suv Hawkins asked if the prepared list of outstanding issues has been provided to the LVEDC? Suv Brensinger stated they have received this list numerous times. This list is the number of issues for the Twp. However LVEDC has numerous issues with other agencies.

B.)Pension Audit – 2004-2006

Mgr Grumbine reported over the last several months a representative from the Department of the Auditor General’s office has been at the Twp to conduct an audit of both pension plans for the period of January 1, 2004 through December 31, 2006. Mgr Grumbine reviewed 2 oral findings on the Police Pension plan and how they will be addressed. An official Audit report will be prepared and forwarded to the Twp. Once that report is received Mgr Grumbine will provide a copy to the Supervisors.

SOLICITORS REPORT - Frederick S. Wolf**A.)Resolution No. 15-2007-Adoption of Code Enforcement Fees**

The resolution before the Board is in reference to the code enforcement fees in accordance with the Code for Property Maintenance that Officer Wengert enforces. The fees are in conjunction with inspections that are necessary as part of the enforcement process. Officer Wengert will provide a notice of violation at the time of the inspection to the property owner. The Twp office will do the invoicing for the violation. Should a received complaint result in no violation there would be no fees accessed. Some discussion followed about some of the violations that are currently in process.

MOTION was made and seconded to adopt Resolution 15-2007 accepting a fee schedule for Code enforcement work. Unanimously carried.

B.)L.E.R.T.A. Request by LVEDC

Sol Wolf mentioned the outstanding issues the Twp has with the LVEDC in regards to Windsor Drive and some other various issues. Until all the outstanding issues are resolved the decision to table everything, including new requests from the LVEDC has been made. Therefore this issue is on hold until a later date.

C.)N 11th Ave RR Crossing

A decision should be heard on this issue sometime after June or July.

D.)Paving Project – Friends of Union Canal

This issue has been on the agenda for several months now. The written approval from DCED has now been received in regards to a waiver for the Friends of Union Canal to include their paving project with the 2007 Twp's paving projects.

E.)North/South Lebanon Fireman's Assoc Relief Split

Sol Wolf has been in contact with the Attorney for South Lebanon. The next step is for the Assoc to draft Bylaws and provide a copy to Sol Wolf for his review.

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

Suv Brensinger said his first remark is about the audits that Mgr Grumbine mentioned in her report earlier. He said he knows how stressful the audits can be and he would like to commend the office staff for the work it takes to provide all the required information during these audits. He feels it reflects well upon the Twp that the audits are all completed with good findings.

Suv Brensinger said his next comment is about the Union Canal Tunnel Park, which is owned by the County. The Friends of Union Canal are a very active group that basically maintains the whole park and they do an excellent job of it. He would like to suggest to the Board that the Twp offer a donation of \$5000 to the County for the paving of the parking area on the North portion of the Park. This is the new area that has recently been opened to the public. As this area is owned by the County and is located in the Twp, he feels it would be a good gesture to make this donation. The Friends of Union Canal are already assisting the Twp with their endless hours of dedicated work on this Historic area.

Suv Hawkins asked Mgr Grumbine if there was a category in the current budget that would allow for this type of donation. Mgr Grumbine mentioned the savings the Twp recently received by changing Insurance carriers. Suv Hawkins stated that she felt this would be a good gesture on behalf of the Twp as long as we are able to fit it in with our current budget.

Suv Artz indicated his agreement with his fellow Board members' remarks and agreed with Suv Brensinger about the dedication the Friends of Union Canal Tunnel has demonstrated. He agrees this would be a good thing for us to do.

MOTION was made and seconded to offer a donation of \$5000 to the County for the paving of the parking area on the newly opened North side of Union Canal Tunnel Park. Unanimously carried.

B.)Suv Artz – Kudzu Growth

Suv Artz remarked on the problem with the Kudzu problem on Sandhill Road. The Twp had been involved in helping the County clean out the area on Sandhill Rd that is infested with the vine. He mentioned he was amazed at the amount of the growth that has grown back already.

As there was no more business to conduct or discuss the meeting adjourned.

Respectfully Submitted,

Theresa L. George
Recording Secretary