

**MINUTES
NORTH LEBANON TOWNSHIP BOARD OF SUPERVISORS
FEBRUARY 7, 2004**

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

Kenneth C. ArtzChairperson
Dawn M. Hawkins.....V-Chairperson
Edward A. BrensingerTreasurer
Frederick S. WolfeSolicitor

Also in attendance was: A representative of the Lebanon Daily News, and Theresa George, Twp employee, and at least 8 other individuals.

The meeting convened at 7:00 PM and the pledge to the flag was done. Chp Artz explained procedure that is followed for Public comments. An individual is asked to raise their hand and after being recognized, state name and address before offering their comments.

COMMENTS FROM THE PUBLIC

A.)Steve Dresch – 2630 Charlotte St; Business Park Issues

Mr. Dresch attended the meeting as a follow up visit from a December meeting. He owns property located near Charlotte St and is in the area where the North Lebanon Business Park is currently being constructed. He reminded the Supervisors that he had expressed concerns about the snow plowing process with the approaching winter season. His reason for attending tonight is to inform them that the Leb Valley Economic Dev Corp has not fulfilled their promises of winter maintenance. Chp Artz asked Dresch to elaborate on his comment. What area was not done (plowed)? Mr. Dresch stated the main road was not done until after a 24-hour period had passed. The lane that comes down to LVEDC by-pass was not completed either. Suv Hawkins stated that means the Dresch had not way to exit or enter their property.

Sol Wolf wanted to clarify exactly which lane Mr. Dresch was referring to. He asked if he is thinking correctly when he is thinking about the lane that is located to the north of the Dresch property. Dresch agreed yes this the lane he is talking about. Dresch said he could not even have access to the main road for the Business Park. Mr. Dresch reminded the Board he had raised a question about a R-O-W previously. He continued on by repeating the history of his maintenance for both Charlotte St and the lane for the last 10 years. He said now all of a sudden he does not own the lane anymore, according to the LVEDC. The problem he has with this information is that the Business is NOT taking care of the lane or Charlotte St. He said if he takes care of the maintenance he wants it on paper that he has R-O-W. Sol Wolf asked if the R-O-W is a stoned lane or what is the material? Dresch said it is stone. Sol Wolf asked if it is to remain as stone? Dresch said way back when this whole issue started, when “they” were here making all sorts of promises, it was said it would be paved by the Dev Corp to control all the dust and dirt from the passing trucks. Dresch said it is obvious they are doing whatever they want to do. Dresch mentioned that he had to contact the Conservation District about the storm water run-off from their property onto his property. He said he never had any problems with water run-off before they came in and started the Business Park.

Business Park Issues (con't)

Sol Wolf said there had been a meeting just last week with all the parties involved about the Business Park. He told Dresch that Ed Brensinger raised the question of the snowplowing. The answer had been that they did NOT intend to provide any plowing. Suv Brensinger clarified that they did plow Monday morning but not before working hours. Dresch stated that did not help him. He had to wait 24-48 hours. Someone could be dead in that time, he said. Considering some of the health problems his family has, this is NOT acceptable to him. He said if this were one of their family members they would not find it acceptable either.

Martin Barondick asked Sol Wolf where this property is located that is being discussed. He asked Dresch if this is the old Royer farm? Dresch confirmed it is. Barondick told Dresch “Hey man you are on your own. That farm has always been on it’s own.” Barondick shared a story about a time when he was employed by the Twp and responded to a call from this farm. He then asked Dresch if he is using the lane that comes out onto Tunnel Hill Rd. Dresch replied, no. He is utilizing the new road, which is called Hanford Drive. It runs out onto 25th St. Barondick said so you are going through the Business Park to get out of your property? Dresch said yes that is right. Suv Hawkins asked if there is any type of notation on his deed referencing a R-O-W? Dresch stated that he has had 3 different lawyers look at it. Their opinion is that he would have to wait until the Business Park makes Charlotte St inaccessible to him. Now the problem is, when is Charlotte St going to be opened up again, questioned Dresch? He told the Board that he is now being told they own Charlotte St. Sol Wolf asked if this is because they had purchased the other 3 properties on Charlotte St? Dresch stated that is their thinking. He continued on to say there is a difference of opinion about him owning the portion of the street that is on his property.

Sol Wolf suggested a meeting be scheduled between Mr. Dresch and the Business Park people. Dresch said County Planning had told him that this area has been “screwed up” for many years. Sol Wolf said the main issue here is the Right-of-Way to Dresch’s property and who is responsible for the maintenance issues. For right now this question needs to be settled. Suv Hawkins agreed saying there needs to be an available access to the property. Sol Wolf said if he understands this correctly the lane to the north must be used due to the scheduled school bus pick up for his children. Dresch said that is correct. The Cornwall-Leb district will not utilize Charlotte St because that is considered Cleona, which is Annville-Cleona school district.

Dresch told the Board he is just going in circles. From County Planning to the Twp to LVEDC. He is not getting answers anywhere. He is also concerned about the quality of his well water. He feels they are doing things however they want to and not necessarily the way that the things should be done. For example his farmlands never flooded before the Business Park. Now he has fields under water because that was the way the Business Park directed their water run-off. Sol Wolf questioned Mr. Dresch if he is ever available during daytime hours. He replied he is available after 2:00, which is when he is finished with work. He told the Board he has tried to contact Bob McNarry many times and does not receive any responding phone calls. He knows he is visiting the Business Park site because he has seen him coming and going. Dresch said Jack from Valspar told him he has the same problem trying to contact Bob.

Dresch told the Board he is trying to be reasonable when dealing with these people. He is not screaming and yelling when he is calling them. He does not feel that is the way to get results and that is what he wants. He wants this settled.

Business Park Issues (con't)

Sol Wolf asked Mr. Dresch for his phone number and Dresch complied. Dresch said he is curious if Bob McNarry knows that his presentation to the Public was taped? Everything he said was recorded. All the promises he was making during the presentation about the Business Park. Sol Wolf asked Theresa if the Twp still has the tapes from those meetings? She replied that the tapes are re-used but the meeting minutes are available and reflect everything that was said during the meetings.

B.) Martin Barondick – New St

Mr. Barondick said he has a question about the “meetings” he keeps hearing about. What meetings? Sol Wolf said it was a Construction meeting, which County Planning had requested. West Lebanon, Valspar, LVEDC and County had met here at the Twp building. They discussed the coordination of the work being done at the Business Park site.

Barondick asked what all the talk about recording these meetings was about? Sol Wolf replied that Dresch had been talking about the presentation that had been made to the Public in the very beginning of all this. Barondick said “you mean when all the suits and ties were here?” Sol Wolf answered yes.

Barondick asked Sol Wolf if the bid documents for the building were ready to let yet? He replied no, the documents are not ready to be released. Mr. McMichael mentioned he was going to ask that question.

Chp Artz explained that Sol Wolf would be speaking next as he has another meeting to attend this evening.

SOLICITORS REPORT - Frederick Wolf**A.) Boundary Line with Bethel Twp**

Sol Wolf began his remarks by saying this issue has been discussed and reviewed and looked at for many, many months. We finally have an agreement that is ready for signatures from NLT and Bethel Twp. Matthew & Hockley has completed the survey work, which follows the survey work that had been completed over a hundred years ago. This will correct the error that now exists in the Assessment office regarding the boundary line between the 2 townships. The agreement has an attachment of the old survey and the new survey. There is only 1 property, which is affected by the slight change in the boundary line. There is a mobile home located on the property. Currently the property is located in Bethel Twp but with the line change will now be considered in NL Twp. The property owner has been informed of the change. The property owner indicated that as long as they, or a family member, owns this property it should be taxed to Bethel Twp. They would then find the change acceptable. The Assessment office provided a letter, which is included with the petition, regarding this stipulation about the current owner or a family member retaining ownership of this property.

The Board is being asked to sign this agreement tonight and the Bethel Twp Board will be asked to sign the agreement Thursday night at their meeting.

Boundary Line with Bethel Twp (con't)

If both municipalities sign the agreement, it will be presented to the court. The court will sign a court order that approves the establishment of the correct twp line as indicated in the petition. Sol Wolf told the Board he would like them to consider a favorable consideration to the agreement and move to adopt this agreement by approving signatures from all 3 Supervisors. Also a signature from the Chairperson on the verification is needed.

MOTION: Was made and seconded to approve of the agreement with Bethel Twp. Unanimously carried.

B.)Ordinance 2-2005

Sol Wolf explained that Ord 2-2005 involves the authorization of NLT Municipal Authority to file an amendment with the Dept of State to extend the life of the Authority for 1 additional year beyond the established year on file with the State. That extension would take the life of the Authority to 12-31-2036. The current time period was established when the Supervisors formulated the Authority. The reason for the extension is due to the current Bonding that will be issued later this month or early next month would have expired in the last year of the Bond. This will extend it so that all the term of the Bonding will be covered.

Sol Wolf explained that Ord 1-2005 has been assigned to the Zoning Amendment request that will have a Public Hearing at the 2-21-05 meeting of the Supervisors. If the request is approved the number assigned is Ord 1-2005. If it is not adopted the number would be assigned to the next issue that requires an Ordinance.

MOTION: Was made and seconded to adopt Ordinance 2-2005. Unanimously carried.

C.)Zoning Amendment Request – 15th Avenue

Sol wolf told the Supervisors he had received information from County Planning last week regarding another Zoning Amendment request. The request is for an area on 15th Ave and Rte 422. He said the information would be provided to the Supervisors, Twp Manager and NLT Planning Commission. The Planning Commission must be notified at least 30 days before the Hearing date. A hearing date will be established as a part of this process.

APPROVAL OF MINUTES

MOTION: Was made and seconded to approve the minutes from January 17, 2005. Unanimously carried.

APPROVAL PAYROLL, PAYMENT OF INVOICES, FUND BALANCES

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

TOWNSHIP MANAGERS REPORT – Cheri F. Grumbine (Absent this evening)

COMMENTS FROM BOARD MEMBERS/ TWP MANAGER/PUBLIC**A.) Renewal for 2005 Mobile Home Park Licenses**

Chp Artz said there have been 5 Mobile Home Parks that have applied for renewal of their annual licensing. Lincoln Village, Sandhill Mobile Home, Countryside Mobile Home, Northcrest Acres Mobile Home and Ridgeway Mobile Home have all submitted their fees and application or renewal. At this point in time there are 2 that are delinquent in their submissions, Green Acres Mobile Home and Lakeside Mobile Home.

MOTION: Was made and seconded to approve the renewal applications for the 5 Mobile Home Parks that have submitted their fees. Unanimously carried.

B.) E Lehman St Sidewalk Issue

Chp Artz asked if there was anyone present to represent the sidewalk issue discussed by the Supervisors at previous meetings. One individual was present to hear what the Board had decided. Ch Artz explained the reason this subject was first looked into. The Redevelopment Authority had approved the sidewalks as an approved project for funding. Grant funding would have covered the initial cost of the sidewalks. The residents from E Lehman St were sent a letter and invited to attend a meeting in order to discuss the issue. He said the Board was surprised at the amount of opposition to the project. There were some inquiries and a few indicated a favorable response. However most of the responses were negative.

Chp Artz asked each Board member to express his or her opinion on the issue. Suv Hawkins stated that after hearing the comments and reading some of the written responses, she has come to the conclusion that this something for the most part was not wanted. She also noted the remarks concerning a better use of the funding. She said she has decided against the sidewalks but is in favor of looking into trying to use the funds for stormwater problems.

Suv Brensinger indicated he was in agreement with Suv Hawkins. When the idea was presented to him he thought it was a good idea but it is obvious that the people do not want sidewalks. The residents voiced their concerns about the stormwater problems in existence for this area. Although he does not understand their reasoning, he is in agreement to looking into solutions to the stormwater problems.

Chp Artz said he was in agreement with his fellow Supervisors about researching the stormwater problems. He said he was totally surprised by the negative responses to this inquiry. Initially the sidewalks would be paid by Grant money. The end result might cost the property owner some expense but that would only be 15 or 20 years down the road. He said the public spoke out against the project and he will go along with his fellow Board members' suggestions.

Suv Hawkins said they had thought of this project as a beautification project but after hearing about all the water run-off problems maybe it would be more constructive to use the funds to correct the problems.

Bill McMichael

Mr. McMichael said it is about time that something gets done right around here. These people should consider themselves lucky. The resident who was representing the E Lehman St project said he feels that once the water issues are resolved, the sidewalks could be considered at a later date.

C.)Non-Emergency List of Activities – Glen-Lebanon Fire Co

The Glen-Lebanon Fire Co has submitted a list of non-emergency activities for the year 2005. The Board is being asked to approve this list as part of the insurance requirements of the Twp.

MOTION: Was made and seconded to approve the list of non-emergency activities for the Glen-Lebanon Fire Co. Unanimously carried.

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

Respectfully Submitted,

Theresa L. George
Recording Secretary