

**MINUTES
NORTH LEBANON TOWNSHIP BOARD OF SUPERVISORS
MARCH 7, 2005**

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 Road, Lebanon, PA, with the following people present:

Kenneth C. Artz.....	Chairperson
Dawn M. Hawkins	Vice-Chairperson
Edward A. Brensinger	Treasurer
Cheri F. Grumbine	Township Manager
Kim R. Wolfe	Chief of Police

Also in attendance was, a representative of the Lebanon Daily News, Al Winn of the Patriot News, Sarah Hedrick of the Lebanon Daily News, Theresa George, NLT employee and several other individuals.

The meeting was called to order and the pledge to the American flag was done.

COMMENTS FROM THE PUBLIC

A.)Bruce Sattazahn – Roberto’s Towing

Mr. Sattazahn told the Board he had taken the opportunity to count the vehicles parked along E Maple Street at Roberto’s Towing today. He had counted 27 vehicles parked to the rear of the building and 9 vehicles parked in the front of the building. He asked the Board if there is something new going on with this property. He had been told that Lebanon County Planning had sent a violation letter to this individual. Chp Artz asked Mgr Grumbine if she has had any contact with LCPD on this issue. Mgr Grumbine replied that she had received a copy of the violation letter, dated 2-28-05 that had been mailed from Julie Cheney, of Lebanon County Planning Dept, to the property owner, William Boger. When questioned if the tenant, Roberto, had received the letter also, Mgr Grumbine replied she did not know if he received the same letter or a different notice. She explained that while speaking to Julie Cheney she had indicated to Mgr Grumbine she would be contacting Roberto to inform him he had 7 days to begin improvements on the property to bring it into compliance with the Zoning Hearing Board’s conditions. The letter outlined a 30-day time period to become compliant and 7 days to begin the improvements.

Chp Artz said he had driven past the property to view the condition for himself. He told Sattazahn he is in agreement with him that the property is a mess. Suv Hawkins stated she had driven by the property also. Chp Artz told Mr. Sattazahn that the Twp is working with LCPD on getting this property into compliance.

B.)Mr. Basehore; Ebenezer U.M. Church –Conditional Use for Sign

Mr. Basehore told the Board he is representing the Ebenezer Church. Currently there is a permanent sign and a temporary sign located in front of the church. What they would like to do is place a larger sign in connection with the current permanent sign and then eliminate the temporary sign that is being used to list the churches activities. The new sign would be constructed perpendicular to Rte 72 so that both sides could be read.

Ebenezer U.M. Church –Conditional Use for Sign (con't)

Chp Artz questioned Mr. Basehore about the size of the proposed sign. Basehore stated it would be at least 5 x 8, which is the same size of the temporary sign. Chp Artz told Mr. Basehore in reviewing the file it appears there was never a permit received for placement of the temporary sign. Basehore said he does not know anything about a permit for the existing sign.

Chp Artz told him we are still doing some research on this issue. He asked Basehore if he knows what the current setback of the existing sign is. Basehore responded it is 36' back from the pole line. Suv Hawkins asked if the new sign would be placed where the existing sign is currently located. Basehore replied, no. She mentioned even with losing a few feet by swinging the sign around perpendicular the setback should still be within the requirements. Mr. Basehore asked if the setback line is measured from the center of the highway. Chp Artz stated yes it is from the centerline. Mgr Grumbine explained you would measure from the centerline of the highway and go 25' for the 50-foot right-of-way. From that point you would then measure an additional 25 feet to find the setback for the sign. Mr. Basehore also discussed that the sign would be an additional 2' larger than the stated 7x10 due to the structure it is being attached to.

Suv Hawkins asked if a permit has been applied for already. Mgr Grumbine explained that this is an application for a Conditional Use because the sign is larger than the zoning requirements permit. After the Board makes a decision on the Conditional Use, if approved, then Mr. Basehore would then go to County Planning to apply for a permit to construct the sign. Suv Brensinger then added that the Conditional Use is for the size of the sign, not the placement of the sign.

MOTION: Was made and seconded to approve the Conditional Use Request for the Ebenezer U.M. Church for the oversized new sign. Unanimously carried.

C.)Flea Market Parking Complaint – Mark Webbert

Mr. Webbert told the Board he had been here last year around this time. He lives just off 7th St. and it is Flea Market time again. Smitty has Flea Markets starting every year at this time. The Twp was successful in posting "NO PARKING" signs between the dentist office and Maple Ln. Now Mr. Webbert thinks there should be signs posted in the development to prevent the Flea Market people from parking there when using Smitty's facility. The people park anywhere they want to and he feels it is becoming a safety hazard.

Mr. Webbert wanted to know if the Twp is concerned about the cost of these signs. Chp Artz asked Chf Wolfe if he was aware of this situation. Chf Wolfe told Webbert he remembered going through this issue before. He told the Board that they had posted the signs on 7th St at the intersection area when Mr. Webbert had complained in previous years. Chf Wolfe said he could recommend that action because he felt it did create a sight obstruction when the people were parking along 7th St. He told the Board that Mr. Webbert does not like the people parking in the development. However Chf Wolfe stated he could not recommend posting in the development for an event that occurs 1 day out of the week. The people who live in the development would have to abide by the 2-hr parking signs the other 6 days in the week. Chf Wolfe said he does not feel we should restrict the parking all week because of Sunday morning's activity.

Flea Market Parking Complaint (con't)

Chf Wolfe spoke to Mr. Webbert saying that the Twp had acted on his complaints last year about he parking along 7th St. Due to the posting of 7th St and NLTPD enforcing the signs, motorists are now parking in the development. Chf Wolfe told the Board this is what has Mr. Webbert upset. He does not want anyone parking in the development. Chf Wolfe told Webbert that the Police Dept will continue to site violators however he does not think the Board will want to post any signs in the development. Mr. Webbert said he wanted to know why the Twp could post NO PARKING all along Lions Lake. Suv Brensinger replied that is because there is no place to park along Water St or Jay St. at Lions Lake. Mr. Webbert brought up several other issues that had happened in previous years. Chf Wolfe told Mr. Webbert the Police Dept will continue to address the violations that they are able to with the signs that are already posted. Mr. Webbert said the Twp should not permit Smitty to have the Flea Market. Chp Artz told Mr. Webbert that there are no regulations that would allow the Twp to restrict Sunset from having the Flea Markets. He said he hopes Webbert understands where the Board is coming from on this issue.

MOTION TO APPROVE THE MINUTES

MOTION: Was made and seconded to approve the minutes from the February 21, 2005 meeting. Unanimously carried.

MOTION TO APPROVE PAYROLL AND PAYMENT OF INVOICES SUBJECT TO AUDIT

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

CHIEF OF POLICE REPORT – Kim R. Wolfe**A.)New Police Cruiser – 2005 Ford Crown Vic**

Chf Wolfe reminded the Board that the Budget contained the purchase of a new Police cruiser. He is looking for approval from the Board to make that purchase at this time. He is requesting a 2005 Ford Crown Vic that would come from Cherry Hill, NJ. This dealer has the State contract. When considering the time of year, Chf Wolfe said he would like to get the vehicle so that the mechanic would have time to get the vehicle operational. Before too long with Spring approaching the guys will be busy with all the outdoor projects that come up every year.

MOTION: Was made and seconded to approve the new 2005 Ford Crown Vic being ordered by Chf Wolfe. Unanimously carried.

B.)Request for Traffic Control – Skip Arnold

Chf Wolfe reminded the Board of a request that had been made by Skip Arnold. He is involved with a dinner show being held at the Kochenderfer's Church on April 9th. Mr. Arnold is concerned about traffic control as they are not certain how much additional traffic the dinner show would generate. Arnold's largest concern is Rte 343 and Kochenderfer Rd. Chf Wolfe is suggesting to the Board, after discussing with Suv Brensinger and Hawkins today, that we rely on the officers that are scheduled for duty that day.

Request for Traffic Control (con't)

If the officers seem to think they will require additional help, especially for the evening show, the officers could request help from the Fire Police. Chf Wolfe stated he feels this is the best solution for this request and is asking the Board for their approval.

Chp Artz asked if he remembers there were 2 shows planned for that day. Suv Hawkins confirmed and said the 4:00 show was the show they were concerned about as far as traffic. Chf Wolfe repeated again he thinks the officers on duty should monitor the traffic in the area and make a determination that day whether or not to call for Fire Police. He said he would contact Mr. Arnold to discuss the issue with him. The Board was all in agreement that this would be the best way to handle this request.

C.) Youth Field Day @ Stoevers Park

Although it is still many months away, Chf Wolfe has been contacted about the Youth Field Day that is held at Stoevers Park annually. He has been contacted again this year. The request is to have a waiver granted about the firing of arms within the Twp. Chf Wolfe said he is not asking for action tonight. He is just providing this for their information.

TOWNSHIP MANAGER'S REPORT – Cheri F. Grumbine**A.) Announcement by DEP on Recycling Grant**

A MEMO has been provided to the Board from Bonnie, the Twp Recycling Coordinator. Kathleen McGinty, DEP Secretary, has announced the NL Twp will be one of the 162 (902) Grants that will be awarded in the Commonwealth. The total amount of the NLT Grant is \$86,828 and will cover 75% funding for a new John Deere Loader with a Grapple Bucket attachment, 50% of the Spring and Fall Newsletters, the cost of Spring Clean up and Fall Leaf flyers and the attendance of the Recycling Coordinator at the annual Prop Conference. In conjunction with this announcement Ed Brensinger, Twp Roadmaster, has provided information on the John Deere Loader that is included in the Grant.

Suv Hawkins mentioned she noticed some of the requested items had been cut from our application. Mgr Grumbine explained the recycle containers had been eliminated because the GLRA receives Grants for Recycling containers and the Twp should be able to get containers from the GLRA. The reader card was not approved either but is only a couple hundred dollars according to Mgr Grumbine. Chp Artz said he would like to have Ed look into the John Deere Loader he is asking about. Suv Hawkins said she thinks he has already decided this would be his recommendation and is asking for approval to proceed with the ordering of the machine.

Martin Barondik asked if there had been any bids received for this type of purchase. Suv Brensinger explained that by participating in the PACC (Harrisburg City contract) agreement, bids are not necessary. One of the advantages of this contract is the flexibility of options that could be gotten to customize the purchase. As opposed to the PADOT contract where you have to purchase whatever PADOT buys. Using the PACC contract allows you to customize your order stated Suv Brensinger. Suv Hawkins asked if there would be a trade-in on the old one. Ed said that is another advantage to the PACC contract, an allowance for a trade-in.

Announcement by DEP on Recycling Grant (con't)

Suv Hawkins asked about the balance of the amount that would not be covered by the Grant. Which fund does that get paid from? Mgr Grumbine explained the 25% would come out of the Special Projects Fund (Recycling Fund).

MOTION: Was made and seconded to approve the ordering and purchase of a John Deere Loader 624J with a 3 yd grapple bucket attachment. Unanimously carried.

Paul Schwab – Hunters Chase Ln

Mr. Schwab questioned the 25% of this purchase that is not covered by Grant money. Does he understand that there is money already set aside for this purchase? Suv Brensinger explained it would be funded from the Recycling Fund, which is the Recycling Performance Grant that is received annually. Suv Brensinger said he wanted to correct something that had been said. The Grant covers the Grapple Bucket for 90% of the purchase price and the Loader itself is covered for 75%. Barondick questioned if there is a bucket with the Loader. Suv Brensinger responded yes the Loader comes with a bucket and the Grapple Bucket is a separate purchase in addition to the Loader itself. Barondick asked if there is a plow for this new Loader. He was told, yes. All the “quick hitch” stuff the Twp has will fit the new Loader answered Suv Brensinger.

B.)March 21 Meeting – Change of Location

Mgr Grumbine said because of the Public Hearing for the On-lot Management Program being held during the regular meeting of March 21, it has been decided to change the location of the meeting from the Twp office to the Union Canal Elementary School. In anticipation of a greater attendance at this meeting we have scheduled to have it held in a larger facility. A representative from DEP, along with representatives from the County Planning Dept and the SEO to review the program and answer questions from our residents will also be in attendance. The meeting will commence at 7:00 PM. Mgr Grumbine told the Board she has completed the paperwork, along with a copy of the Twp insurance, and has received a verbal confirmation for the use of the School.

C.)Zoning Violation Letter sent by LCPD

Mgr Grumbine said she knows this issue was brought up earlier but she wanted to reiterate that an inspection had been completed on the property located at 2000 Maple St by Julie Cheney, Chief Zoning Officer at the LCPD. Based on the inspection of 1-12-05 and the follow up inspection on 2-18-05, a violation letter dated 2-28-05 was sent to the property owner. The ZHB rendered a decision when hearing Case 5-03 as far as what is in compliance. The letter states action must commence within 7 days to begin compliance and must be completed within 30 days of receipt of the notice of violation.

D.)County Comprehensive Plan

A MEMO has been received from Earl Meyer, of the Lebanon County Planning Dept. The MEMO is a notification that the County Comprehensive Plan is now underway and is encouraging our participation in the planning process.

County Comprehensive Plan (con't)

An agreement with the consulting team of Gannett Fleming and Rettew Assoc. has been signed with the County and is expected to take 2 ½ years for completion. A Municipal Officials meeting was held on March 2 and Ed Brensinger attended on behalf of the Board. Information was provided pertaining to a list of members of the Comprehensive Plan Task Force and the schedule for completion of the Project. Solicitor Wolf has been appointed to the task force. This Task Force will meet the 3rd Tuesday of each month at 3:00 PM. County will confirm the location and time each month and they are inviting Municipal attendance at each meeting.

Mgr Grumbine reminded the Board that we have delayed the preparation of the Twp's Comprehensive Plan for the past 4-5 years in order for County to prepare a countywide plan. She reported that she has kept a continuous contact with Earl Meyer on this subject. The process involved applying for various Grants. It is anticipated that by delaying the Twp Comprehensive Plan until after completion of the Countywide Plan would enable us to extract a lot of the mapping and other data used to complete their plan. This would be a savings to the Twp in the preparation of the Twp Comprehensive Plan. If the Board decides, we could also hire the same consultants who would be familiar with Lebanon County and present an opportunity for even more savings. With an estimated time schedule of 2 ½ years we will have plenty of time to review the progress of the plan and the final outcome before making any decisions regarding the Twp Comprehensive Plan.

Suv Hawkins questioned if she would be notifying the Supervisors when each meeting is held and the location. Mgr Grumbine replied she would keep the Supervisors informed as she is informed of the details. Suv Hawkins indicated she is interested in attending some of these meetings. Suv Brensinger said he thinks the County would probably have to advertise the meetings. He asked if Mgr Grumbine knows why the County contracted with 2 engineering firms? Mgr Grumbine said she has no idea why 2 firms were contracted.

Martin Barondick – New St

Mr. Barondick asked what the Comprehensive Plan would prove? Chp Artz stated it would provide a direction for the County's growth. Barondick was amused by the thought of the County having a direction to go.

Paul Schwab – Hunters Chase Ln

Schwab asked how much this is going to cost the Twp? Chp Artz told him it is not going to cost the Twp anything, at this time. It will cost the Twp money when we begin the process of developing our Comprehensive Plan. He asked what an estimated cost will be when we start on our Comp Plan. Chp Artz answered it would be very hard to guess at a cost. He continued on to say it is very important that the Twp accomplish a Comp Plan. The Comp Plan is used by the Supervisors to try to get control and have a direction to take the Twp. Chp Artz stated he remembers being very disappointed when the original Comprehensive Plan was done for the Twp in the early 90's. He feels this is one area where the Public should get involved and share their interests. The turn out the last time was very disappointing. There were not many residents who contributed their thoughts or their time on this issue.

County Comprehensive Plan (con't)

Schwab asked if the new building expansion planned for the Municipal Building is contained in the Comprehensive Plan. Suv Hawkins replied yes it is in the old Comprehensive Plan. Schwab asked if something is mentioned in the Comp Plan, must it be accomplished in a certain period of time? Chp Artz replied there is not a compulsory time frame, no. Schwab said it has been discussed the expansion was a 5-year plan. We are now at the end of the 5 years, does that mean we must build the building no matter what? Suv Brensinger and Mgr Grumbine both said the building expansion was not a part of the Comprehensive Plan. Schwab then asked if this was a 5-year plan for us? Suv Brensinger agreed it was a 5-year Plan we established for ourselves. Schwab said does he understand that the building will be built no matter what happens because it is a part of the 5-year plan? Mgr Grumbine jokingly replied, obviously if a quote came in at 3 million dollars, we would have to rethink our options. Schwab said we don't know what the price is yet? Suv Brensinger said we have not released anything for bid yet.

Schwab said he kept hearing last year that we are having a rough time meeting the budget. Now a new building is being built. Where is this money coming from, asked Schwab? Mgr Grumbine replied that for the last 10 years money has been placed aside in a special fund for expansion purposes. The fund is the Capital Improvement Fund. Schwab said it sounds to him like because it is a 5-year plan the building is going to get built no matter what. Suv Hawkins responded that it has been more than 5 years since they have been saving for 10 years already. She said the future has to be planned for. Schwab said take a good look at the way the state and federal government is going. Chp Artz stated that the Twp is becoming more and more cramped in our current facility. The Twp services are expanding and the accumulation of equipment needed to perform these services must be stored somewhere. We are just out of space! Chp Artz said this is a continual process that must always be considered. He wants Schwab to understand that this expansion is not being forced just to fit in a 5-year plan. It is because it is needed.

Martin Barondick - Comprehensive Plan

Mr. Barondick said he would like to get back to his question about the history of these Comprehensive Plans. How far do these plans go back? Mgr Grumbine said the Plan we are still using currently was adopted in 1993. The History of the Twp is included with the Plan including Census data from the past. The Comp Plan shows projections of the next decade of where the population numbers should be. The Plan is used to help guide developing the direction that we want it go, not where the developers want to see it go. It provides the "teeth" to say no and turn down the requests that would not necessarily benefit the Twp. Barondick said the Plan mentioned tonight is a County Plan, correct? Mgr Grumbine confirmed that is correct. Barondick told the Board he couldn't fathom the last time this County comprehended anything! Why should they be concerned about a Comprehensive Plan now, all of a sudden? Conversation followed about some of the issues, which the County was involved in, that Barondick feels were a big joke.

E.) Mobile Home Park License Renewal

Mgr Grumbine reminded the Board there were still 2 outstanding Mobile Home Park fees that were not paid. Green Acres Assoc has now submitted the fees for Green Acres MHP. She is asking the Board to approve and sign the license.

Mobile Home Park License Renewal (con't)

This will leave only Lakeside MHP that has not submitted their fees. Suv Hawkins questioned if these Mobile Home Parks have a specific deadline to submit their renewal fees. She was told the deadline is 1-15 of every year. Suv Hawkins than asked if there are penalties assessed when they are delinquent. Mgr Grumbine replied that we have not, up to this point in time. She explained that a reminder notice was sent giving a specific date. After that date if we have not received the fees, a letter will be sent to County Planning stating that no more permits will be issued until the submission is made to the Twp. Hopefully that would get their attention.

MOTION: Was made and seconded to approve the renewal application for Green Acres MHP license for 2005. Unanimously carried.

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

Suv Brensinger said he would like to inform everybody present that it is his intention to seek re-election for the office of Supervisor. He said he and his wife have discussed this matter several times, as they have been busy trying to recover from the recent fire in their family home. They have decided that he should run for office again due to the fact that he feels there are many things, which have not yet been accomplished. There are also many things that have been started and he would like to see through to the end. Suv Brensinger told Mr. Barondick that he feels he does possess some common sense. It is his hope that he will gain the support of the residents for his re-election. Barondick responded that he knew Brensinger before he was a Supervisor and, yes; he does have common sense in his opinion.

B.)Suv Artz

Chp Artz said he felt he wanted to tell Ed something. It is his 16th year as a Supervisor. This is the first time that he really sees the Roadmaster taking control of the task at hand and doing an excellent job. He said he wants Ed to know how much he appreciates the job he is doing for the Twp. The expertise he has brought to the job has been invaluable. Many times, in the past years, the Twp was pushed up against the wall. Having the proper person in the position has made all the difference. Suv Artz thanked Ed for his performance as the Twp Roadmaster. Ed indicated he appreciated his remarks.

There being no more business, meeting was adjourned.

Respectfully submitted,

Theresa L. George
Recording Secretary