

**MINUTES
NORTH LEBANON TOWNSHIP
BOARD OF SUPERVISORS
SEPTEMBER 19, 2005**

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:

Kenneth C. Artz	Chairman
Dawn M. Hawkins.....	V-Chairperson
Edward A. Brensinger	Treasurer
Cheri F. Grumbine	Township Manager
Frederick S. Wolf	Henry & Beaver, LLP
Kim R. Wolfe	Chief of Police

Also in attendance was: Al Winn of the Patriot News, Sarah Hendrick of the Lebanon Daily News, Theresa George, Twp employee, and many other individuals.

COMMENTS FROM THE PUBLIC

A.)James Schucker – Friends of Union Canal Tunnel Park

Mr. Schucker addressed the Board about a proposed sign for the northern portion of the Union Canal Park. He explained that when he had spoken to County Planning about any regulations, it was determined the Ordinances for the Twp did not contain information about signs for Recreational areas. A drawing of the sign was provided to the Supervisors listing all the dimensions and the proposed materials. Schucker explained the proposed material for the sign is basically natural materials, wood, stone etc. Some discussion between the Board followed as to what might be the best solution for this current request. When asked, Sol Wolf suggested an agreement be prepared between the Twp and the Friends of Union Canal regarding the design and completion of this sign. While the sign is being constructed the Supervisors should consider what requirements they would like to put into place regarding recreational areas. An update of the Ordinances is currently being prepared, by the Twp Manager, for review by the Supervisors and this new information could be included. Mr. Schucker indicated he felt this would be acceptable to the Friends of Union Canal.

Suv Brensinger started a conversation with Schucker about the progress that is being made on the newest portion of the park being created at the Union Canal on the north side of Tunnel Hill Road. The Supervisors were in agreement that the Friends of Union Canal have been doing an admirable job with the park areas.

MOTION: Was made and seconded to a authorize Sol Wolf to prepare an agreement between the Twp and the Friends of Union Canal for the posting of a sign at a recreational area on Tunnel Hill Road. Unanimously carried.

B.)Bruce Sattazahn – 2131 W Maple Street

Mr. Sattazahn questioned if there was any updated information pertaining to the traffic light installation on Rte 72 @ Tunnel Hill Road, that had been done by PADOT? Specifically the damaged curbing along his property and who will be responsible for future repairs.

Traffic Light on Rte 72 @ Tunnel Hill Rd (con't)

Suv Brensinger replied that the response from PADOT was that any paving/curbing is the responsibility of the “permitee”, meaning the Twp and Lebanon Valley Economic Development Corp. The Twp had entered into an agreement with the LVEDC for all maintenance issues pertaining to the traffic light installation when the planning process was being completed for the Business Park. Sattazahn then asked if he understands this to mean in the future any repairs would be the responsibility of the Twp? Suv Brensinger replied yes but the responsibility would be placed with the LVEDC in the end due to the signed agreement.

Another issue is the seeding repair in the areas that the traffic light poles were installed, said Sattazahn. Has the repair been scheduled? His concern is the time of the year we are currently in. Soon it will be too late in the year to do any planting. He would like to have it on the record or in writing that this repair work will be accomplished. Suv Brensinger agreed the timing is now becoming a crucial factor. He suggested correspondence be sent to the effect that if the work is not completed by mid October, the Twp will take action to complete the work and bill LVEDC for the completed work. Sol Wolf reminded the Supervisors that Earl Meyer was working on scheduling a meeting on site to review all the remaining outstanding issues.

C.)Russell/ Joanne Steiner – 2169 Hill Street

Mr. and Mrs. Steiner stated they had spoken to Gerald High of C.M. High, who had completed the installation of the traffic lights on behalf of the LVEDC. Mrs. Steiner reported she had been told that they were very busy at the time and would get around to it if they could just exercise some patience. She said the method used to restore the area was very poor. Nothing would grow there. No topsoil was placed on the area at all. As property owners the Steiner’s maintain the area even though it is the PADOT R-O-W. The way it is now, makes it is very difficult to mow.

Mr. Steiner voiced another concern regarding the control box. He said the control box is located on the inside of the pole, facing their property. Every time someone comes to work they are on the Steiner’s’ property. He feels the control box should be facing street side. The location of the control box makes the mowing difficult for him. Chp Artz stated we would try to get an answer on this issue also.

D.)Martin Barondik – New Street

Mr. Barondick questioned Suv Brensinger about Emma Road. The portion that is in NL Twp has now been paved however it stops at the North Annville Twp line. Did anyone ever think of speaking to N Annville before the actual paving had been completed? Ed replied that he had spoken to John Riegel last spring when the paving scheduling was being planned for 2005. Ed Wagner was also advised about the Emma Rd paving. He did not hear anything from either one of them. The side in NLT is now paved. N Annville’s side probably will be paved at some point in time.

APPROVAL OF MINUTES

MOTION: Was made by Suv Brensinger and seconded by Suv Hawkins to approve the minutes from September 6, 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.

CHIEF OF POLICE REPORT – Kim R. Wolfe**A.) Calls for Service Report August 2005**

1. Calls for Service totaled 269
2. 45 Criminal arrests
3. 97 Traffic arrests
4. 27 Court dates
5. 43 Warnings
6. 15 Burglar Alarms
7. 1 Assault or aggravated assault
8. 17 Domestic situations
9. 6 DUI arrests
10. 3 Drug Arrests
11. 9 Police Assists
12. 9 Assists Received

7,627 Miles logged on the cruisers

B.)Request to Reduce Speed Limit on Prescott Drive – PADOT Response

Mr. Richard Boeshore of 100 Prescott Drive had attended the previous meeting to deliver a petition regarding the speed limit Prescott Drive. After being instructed to contact PADOT about a traffic study for this area, Chf Wolfe has now received PADOT's response about this issue. After conducting a study PADOT has determined that a reduction on the speed limit is not warranted for Prescott Dr. Chf Wolfe has relayed this information to Mr. Boeshore via a copy of the letter written by Barry Hoffman from PADOT.

C.)Open Police Officer Position

As of April of 2005 the Police Dept has been short 1 full-time Officer. An interview process has been completed and the position was offered to an individual. The results from this individual's physical exam have not yet been received. Once the report is received the individual would be starting employment in October.

D.)New Cruiser Car

Suv Artz asked if there was anything to report about the new cruiser car. Chf Wolfe stated he had tried phoning today however salesman was not in. Therefore he has nothing new to add as an update on that issue.

TOWNSHIP MANAGERS REPORT – Cheri F. Grumbine**A.)Final Subdivision – Briar Lake Phase II – N 8th Ave/ E Maple St**

Preliminary subdivision planning for a 55+ community known as Briar Lake had been granted previously. Since that time the developer is submitting the Final plans in Phases. Phase II Final Subd Plan for Briar Lake is now before the Board for action.

Final Subdivision – Briar Lake Phase II (con't)

The plan illustrates (34) townhouses, (1) single family dwelling, (2) open space areas, a community facility, related street & utility designs, access point onto E. Maple Street, storm water management facilities and associated site improvements. The developer has signed and paid recreation fees. The P&R agreement is before the Supervisors for approval and signing. A letter from Lebanon County Planning Dept was received indicating a recommendation of approval for Phase II of Briar Lake. The NLT Planning Commission has not made a recommendation, as there was a split vote, 2 approvals, 2 for no recommendation and 1 member absent. Traffic issues seemed to be the issue that split the Planning Commission. Mgr Grumbine is asking the Supervisors to take action on Briar Lake Phase II Final Subdivision Plan.

Scott Miller of Stackhouse Bensinger Engineering is present to answer any questions regarding the plan. Suv Hawkins verified all the streets within the community would be privately owned by Briar Lake. This was confirmed. The streets would be constructed to the Township street specifications but would be owned by Briar Lake. Mr. Miller stated all the “hard-core” engineering was completed during the preliminary planning. The Final phases are for the actual subdivision of the lots. Chp Artz asked what was planned for the open recreation areas. Miller responded that there would be walking trails throughout the whole community.

MOTION: Was made and seconded to approve the Recreational agreement and the Final Subdivision Plan for Briar Lake Phase II. Unanimously carried.

B.)Resolution No. 9-2005; revised R-O-W Improvements & Other Specifications

The Board is being asked to review and act on Resolution #9-2005, which is dealing with our current street specifications and other regulations. Street Light specifications and Street Cut specifications have also been included as one document rather than have them separated, as had been done in the past. The changes noted in the specs are a result of situations the Road Master has encountered in the field while conducting inspections. By tightening the regulations, Ed will have the support he needs to enforce these issues. Ed clarified that the changes will now spell out exactly what is expected instead of having several “gray areas”.

MOTION: Was made and seconded to adopt Resolution #9-2005 updating the R-O-W improvements and related specifications. Unanimously carried.

C.)Fall Clean-Up Schedule and Leaf Collection Schedule

Announcement of the Fall Clean-Up schedule for October 3 has been made. This is for the collection of various yardwaste materials that is completed (2) times a year, spring and fall. All items are to be placed curbside by Monday October 3. The Fall leaf Collection is also scheduled to start October 10th in the Central District. The schedule rotates each week by district and the flyer has been distributed as an insert to the Merchandiser along with the annual Fall Newsletter. The information is also available on the Twp website.

D.)Appointment of Comprehensive Recreation, Park & Open Space Task Force Committee

A memo, dated September15, provides information from the Park & Rec Board pertaining to individuals to be appointed to a committee to compile the Twp’s Comprehensive Recreation,

Appointment of Comprehensive Committee (con't)

Park & Open Space Plan. The Park & Rec Board has suggested that all interested residents be appointed to the Committee along with the current Park & Rec Board and Sheila Wartluft. The list contains (5) names from the Park & Rec Board; Clyde Ebersole, Jay Snavely, Steve Smith, Gary Zelenski, Heather Pederson and (6) names of interested residents; Constance Snavely, Skip Hetrick, Beth Kopecki, Gerry Weise, Cory Hetrick, Charles Allwein and Ass't Mgr Sheila Wartluft.

MOTION: Was made and seconded to appoint the individuals suggested by the Park & Rec Board as well as the Board it self and Ass't Mgr Sheila Wartluft to serve on the Comprehensive Planning Committee. Unanimously carried.

SOLICITORS REPORT - Frederick Wolf**A.) Spruce Park Determination – Real Estate Transfer Tax**

Execution will be issued. Sol Wolf Iso reported to the Board that a notice was received from the Recorder of Deeds Office. The Recorder of Deeds Office will now be collecting for the Dept of Revenue AND the municipality on these types of situations from now on. There is some information Sol Wolf would like to clarify before he issues execution from the court.

B.) George Hardick Property Clean Up

The time for beginning of construction expired today. Sol Wolf received a call from the attorney of the individual that is now financing the project. Construction is expected to start this week. If construction does not happen, Hardick will have to begin liquidation of the vehicles on his property. He will have until sometime in November to accomplish this. If that does not happen the Twp is authorized to have a salvage company come in and clean out the property at Hardick's expense.

C.) Roberto's Towing – 2000 Maple Street

A Court hearing date of September 30th at 10:00AM before Judge Charles is scheduled. The Twp will be asking the Judge to terminate Roberto's lease as he is not meeting his obligations. Periodic inspections are being completed by the Twp office, as well as the Police Dept. Particularly the night shift is looking for overnight parking of vehicles on the property. Sol Wolf also advised Bruce Sattazahn, who was attending the meeting tonight that we hope he is planning to be in attendance at the hearings.

D.) Ordinance Updates

Sol Wolf and Mgr Grumbine have been reviewing the Ordinances and preparing suggested updates for the Board's review. The list of changes should be ready by next week.

E.) PUC & 15th Ave Railroad Crossing

The Twp has become involved in hearings and activities scheduled by the PUC pertaining to the railroad crossing located at 15th Ave in S Leb Twp.

PUC & 15th Ave Railroad Crossing (con't)

Another hearing date has been scheduled for the latter part of September. This will be held at the site in an attempt to resolve what issues need to be addressed by the PUC in court. Due to some of the pertinent information that has been received, everyone is in agreement that train gates are necessary for this intersection. Sol Wolf discussed some of the exact details that will be implemented at this intersection. The responsibility for the expenses of the gates was the only issue that has not been resolved. In the event the municipalities would have to share in any of these expenses (court ordered) the County has funds that would probably cover the costs.

The railroad/crossing at 11th Avenue intersection is also being reviewed by the PUC. A review consists of compiling information and reviewing the traffic studies. A review by Chf Wolfe revealed there had been only one situation where a vehicle had been struck by a train. Fortunately there were no fatalities involved. North Lebanon Township and Lebanon City are the two municipalities involved with this train crossing. At this time the 11th Ave crossing is not before the PUC however the PUC could determine to make it a part of the current case with the 15th Ave crossing. At this point this matter is still a fact collecting process.

Martin Barondick – New St

Mr. Barondick questioned NL Twp being responsible for any costs with the 15th Ave crossing. He stated that it is located in South Leb Twp, why should NL Twp be responsible for any financial improvements to the area for anything? A discussion followed about the different scenarios and how they might be determined by the PUC. Barondick said he felt the railroad company should be financially responsible for gates that need to be installed. Much conversation was held about the options for the 11th Avenue crossing and the possible determinations that could be made. Sol Wolf repeated the PUC is only looking at the information regarding this crossing at this time.

COMMENTS FROM BOARD MEMBERS/ TWP MANAGER/PUBLIC**A.)Suv Dawn Hawkins**

Suv Hawkins expressed her appreciation to the people who volunteered to work on the Comprehensive Plan Committee. She is happy there were so many volunteers.

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

Respectfully Submitted,

Theresa L. George
Recording Secretary