

**MINUTES
NORTH LEBANON TOWNSHIP
BOARD OF SUPERVISORS
OCTOBER 17, 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
Solicitor Frederick W. 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, and many other individuals.

COMMENTS FROM THE PUBLIC

A.)Mike Saxinger – Extension Request for Homestead Acres

A letter of request was presented from Mike Saxinger as he could not attend the meeting this evening. He is requesting a time extension for the Homestead Acres Phase 4 Subdivision Plan. The Final Plans have been submitted to the County and the Twp. Saxinger has received the review comments. However in dealing with revisions the timeline for approval is nearing the end. Several unexpected issues had surfaced with this particular Phase of the development. Issues with DEP, Corps of Engineers and stream crossings have taken up a lot of time. The request is for a 1-year time period. Mgr Grumbine is suggesting to the Supervisors that if they are in agreement with this request the developers be mandated to comply with all the current ordinances of the County and the Twp. Some discussion took place about the Ordinance updates that have been adopted since the original approval of the plan. Suv Hawkins stated that if the developers were agreeable to meet the revised Ordinances she would be in favor of the extension.

MOTION: Was made and seconded to approve the 1-year extension for Homestead Acres Phase 4 Subdivision Plan conditional on the developer complying with all the current County and Twp Ordinances. Unanimously carried.

B.)Bruce Sattazahn – 2131 W Maple Street

Mr. Sattazahn asked if there was any information from C.M. High about the yard repairs that are to be completed along Rte 72 and 22nd St? Mgr Grumbine reported on a discussion that took place last week with Leb Valley Economic Dev Corp. The issue was relayed to LVEDC and EDC was to contact C.M. High with instructions to have this completed by the end of October. Mr. Sattazahn suggested she tell them if the seeding is not completed in Oct they can certainly pay to sod it in November, which would be the more costly of the two. He said the Steiners, who are his neighbors, requested he mention that they are still concerned about this issue also. Mgr Grumbine told Mr. Sattazahn she would check on this issue this week.

APPROVAL OF MINUTES

MOTION: Was made by Suv Hawkins and seconded by Suv Brensinger to approve the minutes from October 3, 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 September 2005

1. Calls for Service totaled 210
2. 57 Criminal arrests
3. 60 Traffic arrests
4. 35 Court dates
5. 40 Warnings
6. 15 Burglar Alarms
7. 5 Assault or aggravated assault
8. 10 Domestic situations
9. 1 DUI arrests
10. 6 Drug Arrests
11. 23 Police Assists
12. 5 Assists Received

7,261 Miles logged on the cruisers

B.)Trick or Treat Night – Chief’s Association Recommendation

Chf Wolfe told the Supervisors that the Chiefs Assoc has recommended that Monday Oct 31st be the night Trick or Treating be observed. This is recommended countywide and will be from 6PM to 8PM.

MOTION: Was made and seconded to approve Monday Oct 31st 6PM to 8PM as the night for observing Trick or Treat night in NLT. Unanimously carried.

C.)Humane Society Agreement for 10/01/2005 to 9/30/2006

A copy of the proposal from the Humane Society was provided for the Supervisors’ review. A discussion about last year’s totals was held. The Humane Society is requesting an amount of \$1890 for services in the 2006 year. The question of what would be done with the stray dogs if the agreement were not entered into with the Humane Society was asked. Chf Wolfe stated he is not aware of any other way to deal with this problem. Suv Hawkins said she is uncomfortable with the sizable financial increase that has been asked for. Suv Brensinger and Artz were in agreement with her remark. Chp Artz suggested meeting to negotiate the amount of the agreement.

Suv Brensinger stated he thought the last time a negotiation was suggested it was over the subject of being charged for cats. Bruce Sattazahn mentioned the cost of fuel right now. Whoever is going out to pick up these animals is paying more financially to travel to pick up these animals. The Humane Society is faced with increases in their expenses just like everyone else right now. After some more discussion Suv Brensinger made a motion.

MOTION: Was made and seconded to enter into an agreement with the Lebanon County Humane Society for services at the cost of \$45 per dog for the year 2006. Unanimously carried.

D.)Preventative Maintenance Agreement – C.M. High

Chp Wolfe told the Board he has received the Preventative Maintenance Agreement from C.M. High for the traffic controls at Long Lane/ Rte 72 and 15th Ave/ Rte 422. A slight increase is indicated in the agreement for these services also. There are actually 2 different agreements to review. Preventative Maintenance and Response Maintenance are the 2 different programs being discussed. A question was asked about the new traffic light located at Tunnel Hill Road and Rte 72.

Preventative Maintenance Agreement – C.M. High (con't)

Mgr Grumbine responded LVEDC is responsible for the maintenance of that traffic light. After some discussion the Board indicated they were ready to act upon these agreements.

MOTION: Was made and seconded to accept the proposal agreements from C.M. High for the year 2006 for both maintenance and response regarding the traffic lights at Rte 72/ Long Lane and 15th Ave/ Rte 422. Unanimously carried.

E.)New Officer for NLT Police Dept

Chf Wolfe told the Board that the new Officer had completed his first day on the job. He also gave a brief summary about Officer Andrew Hurberg. Suv Hawkins questioned the clearance rate for the month. She asked if having the new Officer would help lighten the workload and free up the current Officers to complete some of the other assigned tasks. Chf Wolfe responded once the new Officer is oriented, it will help to free up some of the workload.

F.)2006 Crown Vic – New Cruiser Car

Chf Wolfe reported the new cruiser car was received last week. Due to an error on the part of the distributor, we are later this year in receiving the car. However we have received a 2006 model rather than a 2005 model for this year.

TOWNSHIP MANAGERS REPORT – Cheri F. Grumbine**A.)Resolution No. 15-2005; Deed of Dedication for Hunters Chase Lane, Harvest Drive & Heritage Avenue**

Mgr Grumbine provided a prepared resolution that will accept the dedication of Hunters Chase Lane, Harvest Drive and Heritage Avenue all located in the Homestead Acres Phases 1 & 2 development. The County Engineer and NLT Roadmaster have both signed off on the improvements. The Twp has received the 18-month Integrity bond, which complies with our requirements.

MOTION: Was made and seconded to approve Resolution No. 15-2005 dedicating Hunters Chase Lane, Harvest Drive and Heritage Avenue. Unanimously carried.

B.) Resolution No. 16-2005; Deed of Dedication for Suzy Street & Harmony Hill Drive

The next Resolution is for the dedication of Suzy Street and Harmony Hill Drive. The Weavertown Fire Company is located on Suzy St. Harmony Hill Dr is located north of Weavertown Rd and is the final phase of Jonathan's Choice. The County has signed off on the improvements and an 18-month Integrity Bond has been received. Suv Brensinger mentioned that the County would still be responsible for the storm water facility for Harmony Hill Dr. He reported he had spoken to Mr. Leffler about some issues that he, as the developer, will need to correct on Harmony Hill Dr.

MOTION: Was made and seconded to adopt Resolution #16-2005 accepting dedication of Harmony Hill Dr, contingent upon Mr. Leffler making the corrections specified at the bottom of Harmony Hill Dr. Suzy St is already acceptable to the Twp. Unanimously carried.

C.)Correction to Fee Resolution – Additional Notation to Fee Resolution for Land Dev Plans; “*total acres of site”

During the review and compiling of information for the annual fee Resolution some changes were made for the Land Development Plan submissions. A notation was omitted due to the fact it no longer was applicable.

Correction to Fee Resolution (con't)

However in the process, an additional note had been omitted which should not have been omitted. Mgr Grumbine is now asking the Board to make a MOTION to amend this error and allow the language to be included with the original fee Resolution. The language to be added would be *“*Total Acres includes the entire tract regardless of the area affected by development.”*. The notation on a separate page would be added to the original Resolution. This would then allow us to abide by these fees for any new submissions and a correct Resolution will be provided to the Board in 2006 for adoption.

MOTION: Was made and seconded to approve the corrected language to the current fee Resolution for 2005. Unanimously carried.

SOLICITORS REPORT – Frederick Wolf**A.) Spruce Park Determination**

A notice was sent to the lien holders and now we must allow a response time, around the beginning of November. Hopefully the lien holders will in turn contact the owner and encourage them to straighten this situation out.

B.) George Hardick Property – Mt Zion Rd

The company that is financing Hardick's new building contacted Sol Wolf. The mortgage has been approved and should have taken place last week. Sol Wolf stated he would be checking on this, as he was on vacation last week.

C.) Roberto's Towing/ Boger Property – 2000 Maple Street; Hearing Continued Nov 3

Bonnie Grumbine and Sol Wolf attended a Hearing in October. Roberto showed up at court without legal representation. After being placed on the stand Roberto was asked by the Judge if he understood that if found in contempt of court he could be imprisoned immediately. After hearing the Judge's explanation Roberto felt he should have an attorney. The Judge continued the case until the beginning of November to allow Roberto time to get an Attorney. Sol Wolf indicated he would contact Mr. Bruce Sattazahn about the new date and time. He said he would appreciate his attendance if he can be there as the Judge may inquire about the attitude of the surrounding neighbors. Sol Wolf asked Sattazahn to speak to any of the other neighbors who might attend also. The attendance of the residents would show support for the Twp.

D.) Ordinance Updates

Sol Wolf reported that he should have a draft of the updates to the Ordinances ready to provide to the Supervisors early next week. The Authority has asked that the Twp adopt an Ordinance that will coordinate with the Strong Waste Surcharge Ordinance that had been adopted by the Twp previously. There are some situations in the Twp where the properties own and manage their own pumps. The Authority would like to have an Ordinance that would allow them to mandate the privately owned pumps be inspected by a DEP certified individual. This individual would then offer recommendations as to the maintenance required for these pumps.

E.) Agreement with Friends of the Union Canal Tunnel Park

Sol Wolf has prepared an agreement between the Twp and the Friends of Union Canal regarding the placement of a sign for the park along Tunnel Hill Rd. If the Board is satisfied with the agreement, the Twp can then pass it onto the Friends of Union Canal for their review and signatures. When asked how this agreement should be processed, Sol Wolf told the Supervisors if they are satisfied with the agreement they could act on it tonight.

Agreement with Friends of the Union Canal Tunnel (con't)

MOTION: Was made and seconded to approve the agreement drafted between the Twp and the Friends of Union Canal Park for a recreational sign placement. Unanimously carried.

F.) Carter Case – Pedestrian Accident on Rte 422 & Boscov's Mall

The Twp has been reporting for several years on an accident at the traffic light intersection at Rte 422 and Boscov's Mall. We have now received notice from the Insurance carrier that the Twp has now been dropped from this suit. We have not as of yet received a copy of the official order. An issue about arbitration and the court was discussed.

G.)PUC Hearings – 15th Ave Railroad Crossing

Sol Wolf reported on the findings of the meeting between South Lebanon Twp, North Lebanon Twp the PUC and Norfolk. The Railroad agreed to pay for the crossings gates to be installed conditional upon everyone else agreeing to who is paying what expenses. If an agreement is not reached, the issue will go back to the PUC for determination. At this point in time NL Twp and the City of Lebanon have not been directed to pay anything. PADOT has committed some funds through County Planning for this project. The 11th Avenue Crossing issue is still pending for discussion. There has been no directive regarding this issue at all.

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

Respectfully Submitted,

Theresa L. George
Recording Secretary