

**MINUTES
NORTH LEBANON TOWNSHIP BOARD OF SUPERVISORS
NOVEMBER 1, 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 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

Also in attendance was, Anatasios Trispayonas of the Lebanon Daily News, Al Winn of the Patriot News, Bonnie Grumbine and Theresa George NLT employees and several other individuals.

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

COMMENTS FROM THE PUBLIC

A.)Pastor Dean Cover – Living Waters Chapel

Pastor Cover is here to represent Living Waters Chapel. There is a stormwater issue, which has been on file with the Twp for several months now. The issue involves water problems on Jay Street. Also the church has been in the process of construction of new facilities. Pastor Cover has provided a written request to the Supervisors requesting permission to occupy their new office facilities although the land development plan is still in process and is not finalized. The original agreement between the church, County Planning and the Twp was to occupy the new facilities only after completion of the storm water issues. However, Pastor Cover explained, the correction of the stormwater issues has now stretched into a very involved project that has taken a longer period of time to complete.

The completion of the repairs will not be finished due to the time of year and the work items that are required. The cutting and repairing of the driveway cannot be completed by the end of the year. Pastor Cover stated the church has cooperated with everything the Twp has requested in regards to this planning process. The length of time has turned out to be much longer than had been originally anticipated. He said what is being requested from the Twp is permission to occupy the new office facility once Labor & Industry gives their approval.

Chp Artz said he feels the letter provided by Pastor Cover explained the whole situation very well. He said he is concerned about what assurance the Twp has that the stormwater issues would then be completed by the church. Pastor Cover replied that the amount of money invested, to this point in time, would be assurance enough. He also pointed out the “verbal agreement” between the church and County Planning when first trying to acquire a building permit. This agreement was fulfilled. Suv Brensinger questioned Pastor Cover if the only occupancy being requested would be the office space. The rest of the new facility would not be occupied at this point in time, is this correct? Pastor Cover stated the rest of the facility would be completed in about 2 weeks. At that time it is expected that L & I would issue the occupancy permit.

Living Waters Chapel (con't)

Suv Brensinger questioned Mgr Grumbine if there had been any bonding established for this project. Mgr Grumbine replied that bonding would be taken care of when the plan gets finalized. The planning process is not far enough along at this point due to engineering difficulties. She continued on to tell the Board that everything that Pastor Cover has said is correct. The church has completed and provided everything the Twp or County Planning has requested them to complete. Chp Artz asked if there were any more questions for Pastor Cover. Suv Hawkins added that there are really no restrictions that could be placed on the church. The stormwater issues are all that needs to be completed. She questioned if her understanding is that the church is planning to finish this in the spring. Pastor Cover agreed with this observation. He added that the start of the project would be as soon as the land dev plan is approved. The cutting of the driveway and the paving will be done in the spring during milder temperatures. Pastor Cover stated that Martin Paving has already been contracted to complete the paving work. After some more discussion the Board was in agreement to grant the request from Living Waters Chapel regarding occupying the new office facilities once L & I has granted the permit.

MOTION: Was made and seconded to grant approval to Living Waters Chapel to occupy the new building facilities once Labor & Industry has provided approval and occupancy permit. Completion of stormwater to be done by spring of 2005 Pastor Cover's letter will be used as the agreement that the stormwater work will be completed. Unanimously carried.

B.)Brenda Miller – Heilmandale Rd

Ms Miller questioned the Board if anyone had received any information about the Public Hearing, which had been held by DEP recently in regards to the GLRA application for increased tonnage. Chp Artz stated he, personally, does not have anything new to add to this issue. Suv Hawkins said they have not received any information from the State since the last meeting. Miller asked if anyone was present at the last meeting. All the Board members confirmed they were not in attendance that evening. Miller asked if the Twp HMI was present at this meeting. Mgr Grumbine replied no she was not as this was the same evening the Municipal Authority meeting had been scheduled. Ms Miller asked if there had been anyone, at all, representing the Twp at this meeting. She was told no. Suv Hawkins said the Board normally receives information after the meetings take place. To date there has been no communications received by the Board. Miller then asked if the Board had been informed about the meeting being held, to which they indicated they had received notice from DEP.

MOTION TO APPROVE THE MINUTES

MOTION: Was made and seconded to approve the minutes from the October 18, 2004 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.

TOWNSHIP MANAGER'S REPORT – Cheri F. Grumbine**A.) Notice from Haines & Kibblehouse**

The Twp has received information that Reading Materials, Inc. is making application to PA DEP for the temporary installation of a portable crushing plant. This portable crushing plant will be temporarily operated within the jobsite of North Lebanon Business Park to crush stone ultimately for sub-base.

Mgr Grumbine told the Board she had many questions and had e-mailed for additional information about this temporary plant. The plant would be located on the North side of the property by the existing Handwerk Site Contractors construction entrance. The crushing plant will be mounted on tracks, similar to a bulldozer. Rocks will be fed into the crusher by means of a loader and processed in to a smaller size. Rocks will be hauled into the site by means of a dump truck. Dust will be controlled by a wet suppression system. The approximate time period will 7-8 days but not to exceed 2 ½ weeks. Mgr Grumbine explained that she would be receiving pictures of the equipment. She told the Board she had shared this information with Bob McNeary, of the LVEDC and Jeff Steckbeck Engineering. The Board discussed this method of achieving the stone required for this project. Suv Hawkins questioned if there were any permits required to place this temporary plant. She was told none were required by the Twp.

B.) Notice from PUC

Mgr Grumbine provided information from the PUC in regards to the tracks of Norfolk Southern in North Lebanon Township (Avon Bridge). A Commission staff Engineer had conducted a final inspection on August 24, 2004. All work has been completed in accordance with the Secretarial letter issued 2-05-01 and all outstanding matters have now been satisfied.

C.) Resolution No. 30-2004; Addendum to Liquor License Transfer

The Board is being asked to take action on an addendum regarding a Resolution previously adopted by the Supervisors. The Resolution is for the transfer of a Liquor License to the A & M Restaurant. Attorney Christianson has indicated the PLCB has requested that the Resolution must state the address of the premises. He has requested we adopt an addendum to the original Resolution so as to satisfy the requirement. Sol Wolf has reviewed the addendum and has approved the wording for Resolution No. 30-2004. Mgr Grumbine read the Resolution out loud.

MOTION: Was made and seconded to adopt Resolution No. 30-2004 regarding the Liquor License Transfer for A & M Restaurant. Unanimously carried.

D.) Resolution No. 31-2004; Park & Rec Dedication Fees

During the 10-18-04 meeting the Supervisors approved a proposal from Rettew Associates to review our current Park & Recreation Ordinance and the existing fees. Resolution No. 31-2004 is in regards to an increase in the Park & Recreation fee. The increase would be from \$750/per lot to \$1250/per lot if adopted. These fees are associated with developing lots or units. A study has been completed by Rettew, which has been provided to the Board for their information.

Resolution No. 31-2004 (con't)

Rettew has submitted an application for a Grant to receive 50% funding to prepare an updated Comprehensive Recreation, Park & Open Space Plan. At that time this fee can be reviewed again, in more depth and adjusted if necessary. The Board is being asked to adopt Resolution No. 31-2004, increasing the dedication fees for any new development. The new fee would apply only to new subdivision or land development plans that are submitted after today's date. Previously approved plans, which include a signed agreement on their compliance with the Park & Recreation Ordinance, will not be affected. The only change would be if these existing approved plans were to go beyond the 5 years that they have protection under the PA MPC from any new regulations adopted by the Board. An extension would have to be applied to their approvals. At that time, a condition could be approved with the extension that they pay the higher fees for any remaining phases for the development. Suv Hawkins questioned if this would pertain to individuals that purchase a single lot? Mgr Grumbine replied if the lot were a lot on record, the new fee would not pertain to the purchase of a single lot. Suv Brensinger stated the only situation it would affect a single parcel would be if the lot were to be subdivided.

MOTION: Was made and seconded to adopt Resolution No. 31-2004 increasing the "Fees-In-Lieu of" for the Park & Recreation fees. Unanimously carried.

E.)Update on Leon Zimmerman Subdivision Plan

On Thursday, October 28, the Twp received a fax from Matthew & Hockley stating that Leon Zimmerman had capped all wells on his property located on Maple & Oak Lane. Mgr Grumbine has released the Subdivision Plan, which had been on hold, for LCPD to sign off and record when the required bonding is posted with the County.

COMMENTS FROM BOARD MEMBERS**A.)Twp Offices Closed for Election Day/Thursday November 11-Veteran's Day**

Chp Artz reminded everyone that tomorrow is the day to exercise the privilege of voting. He encouraged everyone to make the effort to get to the polls tomorrow.

B.)Municipal Authority Meeting Scheduled Wednesday Nov 10

It was announced there are many changes regarding dates for November meetings. Chp Artz explained that due to Veterans Day the Municipal Authority meeting was scheduled for **Wednesday, November 10th @ 7:00 PM** instead of the regular scheduled Thursday evening. Another changed date for meeting night is the Park & Rec meeting, which is normally held on Tuesday night. Due to Election Day, the Park & Recreation Board will meet Wednesday, **November 3rd @ 7:00 PM**.

There being no more business, meeting was adjourned.

Respectfully submitted,

Theresa L. George
Recording Secretary