

The regular meeting of the West Lebanon Township Board of Commissioners was called to order at 7:00 p.m. by President Richard Pflueger with the Pledge of Allegiance

The following were in attendance:

Commissioner Richard Pflueger	Treasurer: Julie Clouse (zoom)
Commissioner John Brenner	Secretary: Antoinette Issis
Commissioner Michelle Testerman	Maintenance: John Brenner
Commissioner Harry Fox	Township Engineer: Mr. Joshua Weaber
Commissioner Phylis Dryden	Solicitor: Mr. Andrew J. Race

Harry Fox made a motion, seconded by Michelle Testerman and agreed by the Board to approve the minutes as written October 3, 2020.

VISITORS' ADDRESS: There were 4 visitors in attendance. There were 2 visitors on zoom. No visitors addressed the board.

COMMITTEE REPORTS:

Treasurer's report: Copies of the report were given to the Board members and available to the visitors in attendance.

Lebanon County Treasurer Real Estate Taxes collected are \$14,129.18 from 9/18/2020 to 10/1/2020 Municipal (\$13,843.75), Street Light Taxes (\$285.43).

Lebanon County Treasurer Real Estate Taxes collected are \$7,534.32 from 9/18/2020 to 10/1/2020 Municipal (\$7,534.32), Street Light Taxes (\$0.00).

Lebanon County Treasurer Real Estate Taxes collected are \$1,340.30 from 10/2/2020 to 10/15/2020 Municipal (\$1,155.00), Street Light Taxes (\$185.30).

Total monies in all West Lebanon Township accounts as of October 31, 2020 are \$2,068,049.55.

Michelle Testerman made a motion, seconded by Harry Fox and agreed by the Board to accept the Treasurer's report.

POLICE: Chief Easter was not in attendance. John Brenner gave the report for the month of October 2020 as follows:

Total Calls for the month	27
Traffic Arrests	5
Criminal Arrests	11
Parking Tickets	43
Faulty Equipment Cards	0
Non-Reportable Incidents	14
Reportable Incidents	24
UCR Crimes	11

SPEEDWELL FIRE CO.:

Robert Commins gave the following report for October 2020 as follows:

Three (3) calls for the month with twenty (20) personnel for ten (10) hours and seventeen (17) minutes.

Fire Police responded to zero (0) call for the month.

Training for hours for the month: Fourteen (14) people for seventeen hours and forty-five (45) minutes.

Robert Commins stated the fire department is doing pie sales. Visit the township website for more information.

HIGHWAY: Phylis Dryden stated nothing to report

WATER: Harry Fox stated the daily average for the month was 32,000 gallons per day (GPD).

The water tank is full. The total City of Lebanon Authority (COLA) water was zero (0).

Harry Fox stated all broken water boxes were replaced. Excavation below our water tank on the top of the hill. Harry asked Josh if he has something on the excavation.

Josh Weaber stated we out and took pictures and tried to lay it on the survey from Matthew and Hockley had. Our data was a little bit sked from there, but it looks like the eastern property line is close to the northern property line. It looks like it's on or slightly over. The western property line, I guess there over the western property line. Looking at it, I was told by the conversation district would look at it and give them a basic plan. Basically, it was an erosion and sediment plan. As far as the conversation district was concerned, it met their criteria. I let them know that there was more excavation going on besides what the original plan said. I haven't heard anything back so I'm not sure if they looked over the plan. The biggest concern is the vertical colligate they put in there. I was told by the conservation district they are supposedly trying to get big concrete blocks to build a retaining wall there however due to COVID they weren't able to get them. That doesn't lead me to believe that there is a pure face there and I'm see a slope there. Supposedly, the conversation district is going to look at that. There really wasn't anything else in the county ordinance other than maybe making sure it was designed so that utility improvement or parking lot would be governed by the ordinance. With that being said, without approaching the adjacent property certainly an issue not necessarily governed by ordinance, but civil. That's more of a civil issue and not a stormwater issue.

Andrew Race stated, that is correct with crossing the property line that is between them and the next parcel owner and we don't have any control over. As far as the vertical cross, like Josh stated that's a stormwater issue but it sounds like they are working on resolving the issue.

John Brenner stated he is concerned about the stabilization of the township's water tank. Our water tank is in North Lebanon Township. This is below the township's water tank. That is what I am worried about more than anything. They said they were going to put barriers that they sell these days. Does the township send North Lebanon Township a letter stating we have a concern about it? This should come from West Lebanon Township solicitor to their solicitor. I think something should be done showing the township has concern there. John stated he

doesn't want a 300,000-gallon tank coming down or the township is going to have a claim there that the township doesn't want.

Andrew asked Josh what is your concern level as it relates to the tank and where this cuts at? Josh stated he isn't sure what his concern level is which is a problem. Not knowing is enough concern that it's an issue. There is at least 10 feet of shear face there that is exposed dirt.

Harry stated his concern is that on Sunday, I was sitting in my front room and they were still digging. Harry stated they you will see a pickup truck with a trailer and then a red dump truck. There is no growth on that phase and water is starting to run.

Josh Weaber stated that is the concern. If water starts to run, the soil lets loose and becomes saturated and that essentially becomes a land slide. With the extent of the hill, I'm not sure the extent of the land slide.

John Brenner stated that hill is not a virgin hill. That hill is back fill from when they dug up the Union Canal. John got the geological study when the water tank was put in. John had to do all kinds of studies and pressure tests for the land to make sure the structure of the land would hold the weight of the tank. That is not a natural structure.

Josh Weaber stated that the structure will not have any rock structure in that. Josh stated to get something out to North Lebanon Township.

John Brenner stated half the trees behind that are woods and a concern.

Josh Weaber stated that is a concern and without doing an expensive geological study and all that, he isn't sure where it stops if the tank lets go all the water. Josh stated you hate to think about that ends when the tank comes down the hill. Josh stated, he isn't sure if that is realistic, but we don't know.

Harry Fox stated he thinks West Lebanon Township solicitor should inform North Lebanon Township's solicitor know that is a concern of ours.

John Brenner stated I have emails from North Lebanon Township but still thinks it's best to have an official letter from West Lebanon Township regarding the concern due to the liability. If you look one the allies behind where of the property lines are, which are owned by North Lebanon Township. John stated he didn't share the detail of the overlay yet due to wanting Josh to explain the details of the reservoir prior to sharing.

Josh stated that we have some photographs of the area and overlaid those with information from Matthew Hockley. Matthew Hockley had some good survey information regarding property lines. Josh stated they overlaid the pictures with the information as best they could, there is some skewed data. Josh stated looking at the overlay, you can see they are excavating everything to the of the property line and will probably go too far when excavating.

John Brenner asked if they applied to the county for nothing or did they not apply yet.

Josh stated they have not submitted any plans to the county.

John Brenner stated they have a tractor trailer there which is considered a storage unit.

Josh Weaber stated he was told by the conservation district that they did the little plan they needed to just to keep them out of hot water at that point. There is nothing done for the

county or the township yet. Josh stated its to his understanding that there is a landscaping business there and at some point, talked about putting a parking lot or driveway there. At that point that requires a plan.

John Brenner thinks they are already doing that. Having the storage unit on blocks the way they have it is considered permanent and they need a permit.

Josh stated they probably are however they don't submit a plan yet. Josh stated that's one of the grey areas that's being questioned.

SEWER: Harry Fox stated spare pump was received.

Josh Weaber stated the basket design can be made out of aluminum. This week when the current basket is taken out, Josh can come over and do field measurements and the basket will be made shortly after.

STORM SEWER/MS-4: Harry Fox stated nothing to report.

TOWNSHIP BUILDINGS: Michelle Testerman stated nothing to report.

RECREATION: Michelle Testerman stated nothing to report.

PUBLIC SAFETY/CODE ENFORCEMENT/SANITATION: John Brenner stated nothing to report.

GREEN WASTE/RECYCLING: John Brenner stated County Tire Collection will be held on November 4, 2020. See website for more details.

Zoning:

Purchase Certificates issued as follows:

No. 17-2020 issued to Anthony J. Fitzgibbons, Law Office for the property at 512 North 23rd Street Lebanon, PA. Seller's Name: Kyle & Michelle Firestone. Purchaser's Name: Oscar J. Basillio & Dahian J. Luzon Cardenas.

No. 18-2020 issued to Anthony J. Fitzgibbons, Law Office for the property at 2234 Church Street Lebanon, PA. Seller's Name: David Ulrich. Purchaser's Name: Elliott Houser.

No. 19-2020 issued to Hershey Abstract Settlement Services for the property located at 2010 Church Street, Lebanon PA. Seller's Name: Todd Mease. Purchaser's Name: Ashley Norton.

FINANCE: Harry Fox made a motion, seconded by Phylis Dryden and agreed by the Board to pay all the bills as submitted.

OLD BUSINESS

No Old Business.

NEW BUSINESS

John Brenner made a motion, seconded by Michelle Testerman and agreed by the board to adopt Ordinance 522 amending the township's loafing and loitering ordinance to prohibit interference with public places of business.

Michelle Testerman made a motion, seconded by Harry Fox and agreed by the Board to pass the first reading of the Proposed Ordinance No. 523, the 2021 balanced Budget of \$1,108,190.00 with no change in taxes; and to publish one (1) time in the Lebanon Daily News. John Brenner abstains.

CORRESPONDENCE

Received checks as follows:

Moyer Nissan of Lebanon Inc.- \$25.00 for copy of certification of occupancy for 2101 W. Cumberland Street.

North Lebanon Township Police Department- \$300.00 for street sweeping parking tickets.

Jon & JoEllen Litz- \$20.00 for 36' handicap curb cut in front of property at 2302 Guilford Street.

North Lebanon Township Police Department- \$100.00 for street sweeping parking tickets.

Paylocity Corporation- \$364.00 for 2020 3rd Quarter LST.

North Lebanon Township Police Department- \$100.00 for street sweeping parking tickets.

Tony Berwager, 2102 Lehman Street- \$160.00 for handicap application and handicap fee for 1 year.

Ernest Thompson, 1944 Lehman Street- \$160.00 for handicap application and handicap fee for 1 year.

Anthony Fitzgibbons- \$50.00 for Purchase Certificate #17-2020 for 512 N. 23rd Street.

Public Partnerships, LLC.- \$2.00 (\$0.19 School District portion of LST) for 2nd Quarter 2020 LST for Delia Vargas-Martinez.

Public Partnerships, LLC.- \$2.00 (\$0.19 School District portion of LST) for 2nd Quarter 2020 LST for Virginia Heise.

Dunkin Donuts/Baskin Robbins- \$125.00 for food license # 2020-409

North Lebanon Township- \$276.98 for September Public Safety.

North Lebanon Township Police Department- \$50.00 for street sweeping parking tickets.

North Lebanon Township Police Department- \$265.00 for street sweeping parking tickets.

Aerotek- \$2.00 for 3rd Quarter 2020 LST.

Longhorn - \$175.00 for Food License #2020-103380.

Tanisah Silva, 1941 W. Cumberland Street- \$75.00 for daycare occupancy yearly certificate.

Paycom Payroll- \$91.00 for Jack Williams Tire Williams 2020 3rd Quarter LST.

Paycom Payroll- \$12.00 for Everlast Roofing 2020 3rd Quarter LST.

Anthony Fitzgibbons- \$50.00 for Purchase Certificate 18-2020 for 2234 Church Street.

Heavy Equipment Loaders and Parts- \$338.00 for 2020 3rd Quarter LST.

Fox's Transport- \$496.00 for 2020 3rd Quarter LST.

Hershey Abstract- \$50.00 for Purchase Certificate #19-2020 for 2010 Church Street.

DJ-52-3-03: \$552.40 for October 2020. Local Ordinance (\$396.71), Title 18- Payable to Municipality (\$155.69).

Received letters as follows:

Erie Insurance- Certificate of Insurance for insured Lebanon Valley Homes Inc.
Reilly Wolfson- Order of Court dated October 1, 2020 finding Mr. Halkias guilty.
Lebanon Countywide Action Plan Team- Lebanon County Conservation District hired a
consultant to assist in developing a countywide action plan to meet restoration and
water quality goals.

The next meeting of the West Lebanon Township Board of Commissioners is Monday December
7, 2020 7:00 p.m. at the West Lebanon Twp. Bldg., 322 North 22nd Street.

Michelle Testerman made a motion, seconded by John Brenner and agreed by the Board to
adjourn the meeting at 7:14 p.m.

Respectfully submitted,

Antoinette Issis, Secretary