

MONDAY, DECEMBER 14, 2015

The regular monthly meeting of the Council of the City of Lebanon, Pa., was held in Council Chamber of the Municipal Building, Lebanon, Pa., this evening, Chairperson Parker presiding.

The meeting was called to order at 6:30 p.m.

Present--Mr. Matula, Ms. Royer, Mr. Wertz, and Mr. Parker, Chairperson. Absent--Mr. Carey.

Also present were Mayor Sherry L. Capello; Donna Long Brightbill, City Solicitor; Debra J. Gates, Director of Administration-Assistant to the Mayor; Robin L. Getz, Director of Public Works; Duane Trautman, Fire Commissioner; Daniel Wright, Chief of Police; 16 persons in the audience; and 1 member of the news media.

Council Chairperson Parker acknowledged Street Sweeper Operator Edward McCann for his role in assisting a pedestrian who was struck by a vehicle in the vicinity of Ninth and Chestnut Streets on December 11, 2015, until emergency crews arrived at the scene. On behalf of Lebanon City Council, Chairperson Parker wished Mr. McCann the best during his recovery of injuries sustained during the incident.

The minutes of the November 23, 2015, City Council meeting were presented by the City Clerk. There being no corrections, deletions or additions, the minutes were approved as presented.

Chairperson Parker announced that Council received a budget report for the period January 1 through November 30, 2015.

Chairperson Parker announced that Council received the following communications:

- a. Mayor Sherry L. Capello, informing Council of the reappointment of Helen Westphal and Richard Margut as representative and alternate, respectively, to represent the City of Lebanon and West Lebanon Township on the Lebanon County Tax Collection Committee, for a one-year term, effective January 1, 2016.
- b. Mayor Sherry L. Capello, informing Council of the reappointment of Helen Westphal and Richard Margut as representative and alternate, respectively, to represent the City of Lebanon and West Lebanon Township on the Lebanon County Earned Income Tax Board, for a one-year term, effective January 1, 2016.
- c. Mayor Sherry L. Capello, informing Council of the appointment of Harry Fenton, Esquire, Jane Yocum, and Jerome Kalinoski to the City of Lebanon Shade Tree Commission for terms of three, four, and five years, respectively, effective November 30, 2015.

“515.13 MONTHLY RENTAL LOTS.

(a) The following parking lots shall be available to the public for the monthly rental of parking spaces. For the purposes of this section, the applicable definitions as aforementioned shall control except the words "space" or "parking space" mean any space on a lot duly designated for the parking of a single vehicle by lines painted or otherwise durably marked on the surface of the lot.

The monthly rental lots are:

- (1) Seventh and Willow Streets, southwest corner.
- (2) Ninth and Walton Streets, southeast corner.
- (3) Ninth and Mifflin Streets, northwest corner.
- (4) Tenth and Walnut Streets, southeast corner.
- (5) Tenth and Oak Streets, northeast corner.
- (6) Tenth and Crowell Streets, northwest corner.
- (7) Lehman and Cherry Streets, southeast corner.
- (8) Sixth and Crowell Streets, southeast corner
- (9) Seventh and Walnut Streets, northeast corner
- (10) Tenth and Scull Streets, northeast corner
- (11) Eighth and Spring Streets, north side of parking lot

(b) The monthly rental of parking spaces on such lots shall not be sublet or assigned. Patrons of monthly rental lots shall abide by the policy on rental of spaces on file with the City of Lebanon.

(c) The monthly parking fee for rental of spaces on the following municipal parking lots shall be Thirty-Two Dollars (\$32.00):

- (1) Ninth and Walton Streets
- (2) Seventh and Walnut Streets

(d) The monthly parking fee for rental of spaces on the following municipal parking lots shall be Twenty-five Dollars (\$25.00):

- (1) Ninth and Mifflin Streets
- (2) Tenth and Walnut Streets
- (3) Tenth and Oak Streets
- (4) Tenth and Crowell Streets
- (5) Lehman and Cherry Streets
- (6) Tenth and Scull Streets

(e) The monthly parking fee for rental of spaces on the following municipal parking lots shall be Thirty-Five Dollars (\$35.00):

- (1) Seventh and Willow Streets
- (2) Eighth and Spring Streets, north side of parking lot
- (3) Ninth and Cumberland Streets

(f) A late fee of five dollars (\$5.00) per space shall be assessed for delinquent payment of parking space rental in the event payment is not received in the Finance Office by the tenth of each month.

(g) Fines and Penalties.

- (1) Any person violating the provision of parking on the aforementioned parking lots shall be fined not more than fifty dollars (\$50.00) and/or be imprisoned not more than five days.
- (2) However, any person who has been issued a parking ticket for violation of any of the provisions of this section may discharge such obligation upon appearance at the Finance Office and voluntarily enter a plea of guilty to such violation and pay fifteen dollars (\$15.00) within twenty days from the time of issuance of the parking ticket.”

SECTION 2. Any ordinance or part of ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed so far as the same affects this ordinance.

Bill No. 28 was introduced and will be considered on final reading at the Re-organization Meeting of January 4, 2016, on motion of Mr. Matula, seconded by Mr. Wertz. Yeas--Mr. Matula, Ms. Royer, Mr. Wertz, and Mr. Parker, Chairperson--4; nays--none.

Mr. Wertz introduced Bill No. 29, as follows:

AN ORDINANCE AMENDING SECTION 523.03, “LICENSE APPLICATION AND FEE”, OF ARTICLE 523, “PEDALCYCLES (BICYCLES) AND PEDALCYCLE (BICYCLE) LICENSES”, OF THE CODIFIED ORDINANCES OF THE CITY OF LEBANON, PA., TO INCREASE THE FEE FOR A BICYCLE LICENSE.

Be It Ordained by the Council of the City of Lebanon, Pa., and it is hereby ordained by the authority of the same, That:

SECTION 1. Section 523.03, “License Application and Fee”, of Article 523, “Pedalcycles (Bicycles) and Pedalcycle (Bicycle) Licenses”, of the Codified Ordinances of the City of Lebanon, Pennsylvania, is hereby repealed, rescinded and deleted in its entirety and shall be replaced by the following new section:

“523.03 License Application and Fee. Application for a pedalcycle (bicycle) license and license certificate shall be made upon a form provided by the City of Lebanon and shall be made to the Department of Public Works. A license fee in the amount of Two Dollars (\$2.00) for a period one (1) year or Five Dollars (\$5.00) for a period of three (3) years shall be paid to the City at the time of issuance”.

SECTION 2. Any ordinance or part of ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed so far as the same affects this ordinance.

Bill No. 29 was introduced and will be considered on final reading at the Re-organization Meeting of January 4, 2016, on motion of Mr. Wertz, seconded by Mr. Matula. Yeas--Mr. Matula, Ms. Royer, Mr. Wertz, and Mr. Parker, Chairperson--4; nays--none.

Mr. Parker introduced Bill No. 30, as follows:

AN ORDINANCE AMENDING PARAGRAPH (D) OF SECTION 911.06, "PERMITS, FEES AND FINES", OF ARTICLE 911, "DUMPSTERS IN A PUBLIC RIGHT-OF-WAY", OF THE CODIFIED ORDINANCES OF THE CITY OF LEBANON, PA., TO INCREASE THE PERMIT FEE.

Be It Ordained by the Council of the City of Lebanon, Pa., and it is hereby ordained by the authority of the same, That:

SECTION 1. Paragraph (d) of Section 911.06, "Permits, Fees, and Fines", of the Codified Ordinances of the City of Lebanon, Pennsylvania, is hereby repealed, rescinded and deleted in its entirety and shall be replaced by the following new paragraph:

"(d) The Director of Public Works or his/her designated representative shall issue a permit for a period of time not to exceed thirty (30) calendar days. Permits may be renewed for thirty (30) day increments at the sole discretion of the Director of Public Works or his/her designated representative if in his/her opinion the work has not been completed or abandoned or if it is deemed to be in the best interest of the public. The cost of the permit shall be in accordance with the following fee schedule:

1. 10 yard container: Two Dollars (\$2.00) per day for thirty (30) days and Five Dollars (\$5.00) per day each day thereafter for a maximum of sixty (60) days.
2. 20 yard container: Three Dollars (\$3.00) per day for thirty (30) days and Six Dollars (\$6.00) per day each day thereafter for a maximum of sixty (60) days.
3. 30 yard container: Five Dollars (\$5.00) per day for thirty (30) days and Seven Dollars (\$7.00) per day each day thereafter for a maximum of sixty (60) days".

SECTION 2. Any ordinance or part of ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed so far as the same affects this ordinance.

Bill No. 30 was introduced and will be considered on final reading at the Re-organization Meeting of January 4, 2016, on motion of Mr. Parker, seconded by Mr. Wertz. Yeas--Mr. Matula, Ms. Royer, Mr. Wertz, and Mr. Parker, Chairperson--4; nays--none.

Mr. Matula introduced Bill No. 31, as follows:

AN ORDINANCE INCREASING FEES FOR THE GREEN WASTE COLLECTION CENTER, EIGHTH AND HILL STREETS, LEBANON.

Be It Ordained by the Council of the City of Lebanon, Pa., and it is hereby ordained by the authority of the same, That:

SECTION 1. The following fees are hereby established for access cards to the Green Waste Collection Center:

- a. Residential Use - \$40.00/initial fee; \$35.00/annually for renewal (one card shall be issued)
- b. Commercial Use (including landscapers) - \$500.00/annually (one card will be issued per account)
- c. Replacement of Misplaced or Lost Cards - \$25.00

SECTION 2. Access cards shall be available solely to city residents and property owners and businesses located within the City of Lebanon.

SECTION 3. Any ordinance or part of ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed so far as the same affects this ordinance.

Bill No. 31 was introduced and will be considered on final reading at the Re-organization Meeting of January 4, 2016, on motion of Mr. Matula, seconded by Mr. Parker. Yeas--Mr. Matula, Ms. Royer, Mr. Wertz, and Mr. Parker, Chairperson--4; nays--none.

On behalf of Mayor Capello and fellow members of Lebanon City Council, Chairperson Parker presented a plaque to Patrice Royer in recognition of her faithful and dedicated service as a member of Lebanon City Council during the period 2008-2016. Chairperson Parker thanked Councilmember Royer for her passion for the city and for being the voice of the citizens who did not come to the meetings. Councilmember Royer read a prepared statement outlining her service to the City of Lebanon as an employee and later as an elected official serving on Lebanon City Council.

The meeting was adjourned at 6:54 p.m.

CHERYL J. GIBSON, Clerk