

MONDAY, MARCH 28, 2016

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. Carey, Mr. Matula, Mr. Wertz, Mr. Wilson, and Mr. Parker, Chairperson.
Absent--none.

Also present were Mayor Sherry L. Capello; 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; 19 persons in the audience; and 1 member of the news media.

The minutes of the February 22, 2016, 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-February 29, 2016.

Mayor Capello presented a Certificate of Recognition to Boy Scout Jacob Madderness, extending her sincere appreciation to Jacob and Boy Scout Troop 412 for their hard work and involvement to improve the trail system at Stoever's Dam Park.

Mayor Capello presented a Certificate of Recognition to Boy Scout Drew Speraw, extending her sincere appreciation to Drew and Boy Scout Troop 412 for their hard work and involvement in cleaning, painting and stenciling the storm water boxes along Ninth and Tenth Streets in conjunction with MS4 requirements.

Mayor Capello presented a Certificate of Recognition to Gene Long, extending her congratulations on being awarded the "2015 Field of Distinction" by the Keystone Athletic Field Managers Organization for the ball fields at Coleman Memorial Park.

Chairperson Parker announced that Council received a communication from the Perseverance Fire Company, transmitting a summary of the purchase of a new fire truck. Chairperson Parker expressed the City's appreciation to the Perseverance Fire Company for the purchase of this much needed piece of apparatus.

Chairperson Parker introduced Resolution No. 5, as follows:

A RESOLUTION RECORDING A DEEP SENSE OF LOSS IN THE DEATH OF THOMAS J. EDKIN, FORMER MEMBER OF LEBANON CITY COUNCIL.

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WHEREAS, the people of the City of Lebanon were saddened to learn of the death of Thomas J. Edkin, former member of Lebanon City Council; and

WHEREAS, Mr. Edkin began his term in public office in January 1980, serving as Director of Public Safety; and

WHEREAS, during his four-year tenure on Lebanon City Council, Mr. Edkin proved to be a capable and honest official, and we are grateful for his dedication and tireless efforts to the betterment of Lebanon City; and

WHEREAS, we mourn the loss of Thomas J. Edkin, and extend to his wife Lynn and family our sincere sympathy during this time of bereavement.

NOW, THEREFORE, Be It Resolved by the Council of the City of Lebanon, Pa., and it is hereby resolved by the authority of the same, That:

SECTION 1. We record our profound sense of loss in the death of Thomas J. Edkin, and present this resolution to his wife Lynn and family as an expression of our sincere condolences.

Resolution No. 5 was passed finally on motion of Mr. Parker, seconded by Mr. Carey. Yeas--Mr. Carey, Mr. Matula, Mr. Wertz, Mr. Wilson, and Mr. Parker, Chairperson--5; nays--none.

On behalf of the Mayor and Council, Chairperson Parker presented the resolution to Lynn Edkin, widow of former Councilman Edkin.

Mr. Matula introduced Resolution No. 6, as follows:

A RESOLUTION APPROVING THE FISCAL YEAR 2016 ANNUAL ACTION PLAN FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

WHEREAS, under Title I of the Housing and Community Development Act of 1974, as amended, the Secretary of the U.S. Department of Housing and Urban Development is authorized to extend financial assistance to communities in the elimination or prevention of slums or urban blight, or activities which will benefit low and moderate income persons, or other urgent community development needs; and

WHEREAS, the U.S. Department of Housing and Urban Development has estimated the FY 2016 CDBG entitlement grant to be \$617,453.00; and

WHEREAS, the City of Lebanon has prepared a Consolidated Plan for 2015-2019 and an Annual Action Plan for the FY 2016 funding year that assesses the housing needs of extremely low, low, and moderate income households, homeless families and individuals, and others with special needs; and

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WHEREAS, the Annual Action Plan for FY 2016 was on public display for 30 days and the City held a series of public hearings on said Annual Action Plan and the comments of various agencies, groups and citizens were taken into consideration in the preparation of the final document.

NOW, THEREFORE, Be It Resolved by the Council of the City of Lebanon, and it is hereby resolved by the authority of the same, That:

SECTION 1. The Annual Action Plan for the FY 2016 Community Development Block Grant Program is hereby in all respects approved and the City Clerk is hereby directed to file a copy of said Annual Action Plan with this resolution.

SECTION 2. The Mayor and City Council are cognizant of the conditions that are imposed in the undertaking and carrying out of community development, affordable housing and emergency homeless activities with federal financial assistance, including those relating to (a) the relocation of site occupants, (b) the prohibition of discrimination because of race, color, age, religion, sex, disability, familial status, or national origin and other assurances as set forth under the certifications.

SECTION 3. The Mayor on behalf of the City of Lebanon is authorized to file an application for financial assistance with the U.S. Department of Housing and Urban Development, which has indicated its willingness to make available a grant to carry out the CDBG Program in the amount of \$617,453.00 and is further authorized to act as an authorized representative of the City of Lebanon to sign any and all documents in regard to these programs.

SECTION 4. The Mayor, on behalf of the City of Lebanon, is hereby authorized to provide assurances and/or certifications as required by the Housing and Community Development Act of 1974, as amended, and the National Affordable Housing Act of 1990, and also any supplemental or revised data which the U.S. Department of Housing and Urban Development may request in connection with the review of this Application.

Resolution No. 6 was passed finally on motion of Mr. Matula, seconded by Mr. Wertz. Yeas--Mr. Carey, Mr. Matula, Mr. Wertz, Mr. Wilson, and Mr. Parker, Chairperson--5; nays--none.

Mr. Wertz introduced Resolution No. 7, as follows:

**A RESOLUTION ENCOURAGING THE EFFORTS BEHIND THE SWATARA SOJOURN
IN THE COMMUNITY WATERSHED CLEANUP.**

WHEREAS, the City of Lebanon acknowledges that the Swatara Creek is the lifeblood of many communities and is integral to public health and safety; and

WHEREAS, the City of Lebanon recognizes that the Swatara Creek is still navigable by small craft; and

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WHEREAS, the City of Lebanon supports the Swatara Sojourn Canoeing and Cleanup Trip to be held on May 7-8, 2016; and

WHEREAS, the Swatara Watershed Association's annual float also serves the local community by affording an opportunity to clean out debris from the Swatara Creek; and

WHEREAS, the purpose of the Swatara Watershed Association's 28th Annual Swatara Sojourn is to support local initiatives to enhance the visual impact of a route; maintain the natural resources and intrinsic qualities along the route; and educate residents and visitors about the history and culture of Pennsylvania.

NOW, THEREFORE, Be It Resolved by the Council of the City of Lebanon, and it is hereby resolved by the authority of the same, That:

SECTION 1. The City of Lebanon supports the Swatara Watershed Association's 28th Annual Sojourn on May 7-8, 2016, and encourages the efforts in the community watershed cleanup.

Resolution No. 7 was passed finally on motion of Mr. Wertz, seconded by Mr. Matula. Yeas--Mr. Carey, Mr. Matula, Mr. Wertz, Mr. Wilson, and Mr. Parker, Chairperson--5; nays--none.

Mr. Wilson introduced Resolution No. 8, as follows:

A RESOLUTION AUTHORIZING THE PROPER OFFICIALS OF THE CITY OF LEBANON TO FILE A GRANT APPLICATION WITH THE PENNSYLVANIA DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES FOR A PLAYGROUND PROJECT AT SOUTHWEST PARK.

WHEREAS, the City of Lebanon ("Applicant") desires to undertake the following project: Southwest Park Playground Project; and

WHEREAS, the applicant desires to apply to the Pa. Department of Conservation and Natural Resources ("Department") for a grant for the purpose of carrying out this project; and

WHEREAS, the application package includes a document entitled "Terms and Conditions of Grant" and a document entitled "Signature Page for Grant Application and Grant Agreement"; and

WHEREAS, the applicant understands that the contents of the document entitled "Terms and Conditions of Grant", including appendices referred to therein, will become the terms and conditions of a Grant Agreement between the applicant and the Department if the applicant is awarded a grant.

NOW, THEREFORE, Be It Resolved by the Council of the City of Lebanon, Pennsylvania, and it is hereby resolved by the authority of the same, that:

SECTION 1. The “Grant Agreement Signature Page” may be signed on behalf of the applicant by the official who, at the time is signing, has the title of Mayor.

SECTION 2. If this official signed the “Grant Agreement Signature Page” prior to the passage of this resolution, this grant of authority applies retroactively to the date of signing.

SECTION 3. If the applicant is awarded a grant, the “Grant Agreement Signature Page”, signed by the above officials, will become the applicant/grantee’s executed signature page for the Grant Agreement, and the applicant/grantee will be bound by the Grant Agreement.

SECTION 4. Any amendment to the Grant Agreement may be signed on behalf of the grantee by the official who, at the time of signing the amendment, has the title specified in paragraph 1 and the grantee will be bound by the amendment.

Resolution No. 8 was passed finally on motion of Mr. Wilson, seconded by Mr. Carey. Yeas--Mr. Carey, Mr. Matula, Mr. Wertz, Mr. Wilson, and Mr. Parker, Chairperson--5; nays—none.

Mr. Carey introduced Resolution No. 9, as follows:

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF LEBANON TO FILE FOR FINANCIAL ASSISTANCE UNDER THE ROBERT T. STAFFORD DISASTER RELIEF AND EMERGENCY ASSISTANCE ACT FOR COSTS INCURRED BY THE CITY OF LEBANON DURING WINTER STORM JONAS.

Be It Resolved by the Council of the City of Lebanon, Pennsylvania, and it is hereby resolved by the authority of the same, That:

SECTION 1. The Mayor of the City of Lebanon is hereby authorized to execute for and on behalf of the City of Lebanon, Lebanon County, a public entity established under the laws of the Commonwealth of Pennsylvania, all required forms and documents for the purpose of obtaining financial assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Public Law 93-288 as amended by Public Law 100-707) for costs incurred by the City of Lebanon during Winter Storm Jonas.

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

Resolution No. 9 was passed finally on motion of Mr. Carey, seconded by Mr. Wertz. Yeas--Mr. Carey, Mr. Matula, Mr. Wertz, Mr. Wilson, and Mr. Parker, Chairperson--5; nays—none.

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Mr. Parker introduced Bill No. 2, as follows:

AN ORDINANCE AMENDING THE CITY OF LEBANON POLICE PENSION PLAN IN ORDER TO IMPLEMENT THE DEFERRED RETIREMENT OPTION PLAN, EFFECTIVE JULY 1, 2016.

WHEREAS, the City of Lebanon previously established the Police Pension Plan; and

WHEREAS, the City of Lebanon desires to enact an amendment to the Plan implementing the Deferred Retirement Option Plan, effective July 1, 2016.

NOW, THEREFORE, 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 attached amendment of the City of Lebanon Police Pension Plan is hereby enacted. The Mayor, as the agent of the Employer, is authorized and directed to execute the attached amendment to the Plan.

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. 2 was introduced and will be considered on final reading at the April 25, 2016, City Council meeting on motion of Mr. Parker, seconded by Mr. Matula. Yeas--Mr. Carey, Mr. Matula, Mr. Wertz, Mr. Wilson, and Mr. Parker, Chairperson--5; nays--none.

Mr. Carey introduced Bill No. 3, as follows:

AN ORDINANCE INCREASING STOEVER'S DAM PARK CAMPING PERMIT FEES.

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 Stoever's Dam Park camping permits:

- a. \$3.00 per night/per person
- b. \$12.00 per day for electricity hookup (April 1 to September 30)
- c. \$22.00 per day for electricity hookup (October 1 to March 31)

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. 3 was introduced and will be considered on final reading at the City Council meeting of April 25, 2016, on motion of Mr. Carey, seconded by Mr. Wertz. Yeas--Mr. Carey, Mr. Matula, Mr. Wertz, Mr. Wilson, and Mr. Parker, Chairperson--5; nays--none.

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Councilmember Matula announced that the first annual F.O.E. Policemen's Ball will be held on December 10, 2016, at the Hebron Fire Hall. The event will be organized by the Fraternal Order of Eagles and two \$500 scholarships will be awarded in honor of retired and deceased police officers of the City of Lebanon.

The meeting was adjourned at 7:10 p.m.

CHERYL J. GIBSON, Clerk