

MONDAY, APRIL 25, 2022

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 Morales presiding.

The meeting was called to order at 6:38 p.m.

Present--Mrs. Haitos, Mr. Miller, Mr. Wertz, and Mr. Morales, Chairperson. Absent—Mr. Martin.

Also present were Mayor Sherry L. Capello; Chief of Police Todd Breiner; Donna Long Brightbill, City Solicitor; Robin L. Getz, Director of Public Works; Janelle Mendoff, Community and Economic Development Administrator; Melissa E. Quinones, Director of Administration-Assistant to the Mayor; Duane Trautman, Fire Commissioner; six persons in the audience; and three members of the news media.

The minutes of the March 28, 2022, City Council meeting were presented by the City Clerk. There being no corrections, deletions or additions, the minutes were approved as presented.

Chairperson Morales announced that Council received a budget report for the period January 1 through March 31, 2022. Mayor Capello reported that 25 percent of the fiscal year is completed; revenues are at 23 percent; and expenditures are at 17 percent. Mayor Capello noted real estate tax revenue started to be received in March and revenues are at appropriate levels for the end of March.

Councilmember Martin arrived in the meeting at 6:41 p.m.

Chairperson Morales announced that Council received a communication from Pennsylvania Auditor General Timothy DeFoor, transmitting the compliance audit reports of the City of Lebanon Non-Uniformed, Police and Paid Firemen's Pension Plans for the period January 1, 2018, through December 31, 2020. Mayor Capello reported that the audits for the Police and Paid Firemen's Pension Plans were clean. There were two finding for the Non-Uniformed Pension Plan. First a part-time employee transferred to full-time and was not included in the report. As a result, the City of Lebanon will be reimbursed in the amount of \$9,721.00 in state aid. The second finding is common throughout the Commonwealth with municipalities that use the Pennsylvania Municipalities Retirement System (PMRS) to administer the pension plan. Mayor Capello explained that PMRS went through a software update and it resulted in a delay for end-of-year reports.

Mr. Morales introduced Resolution No. 14 and read it in its entirety, as follows:

A RESOLUTION RECORDING A DEEP SENSE OF LOSS IN THE DEATH OF LT. WILLIAM D. LEBO OF THE LEBANON POLICE DEPARTMENT.

WHEREAS, the people of the City of Lebanon were saddened to learn of the tragic death of Lt. William D. Lebo of the Lebanon Police Department; and

WHEREAS, Lt. Lebo joined the Lebanon Police Department as a Patrol Officer in 1982; and

WHEREAS, he was promoted to Sergeant in July 2002, and in March 2005 he was promoted to Lieutenant; and

WHEREAS, Lt. Lebo was scheduled to retire in May 2022 after serving proudly with the Lebanon Police Department for 40 years; and

WHEREAS, during his time with the City of Lebanon, Lt. Lebo proved to be a capable and dedicated member of the Lebanon Police Department and we are grateful for his commitment and tireless efforts to protecting the citizens of the City of Lebanon; and

WHEREAS, Lt. Lebo's end of watch occurred on March 31, 2022, when he responded to an emergency call with five other officers; and

WHEREAS, we mourn the loss of Lt. William D. Lebo, and extend to his widow Lora 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 Lt. William D. Lebo and present this resolution to his family as an expression of our sincere condolences.

Mayor Capello reported that it has been a difficult time and our hearts go out to the family. In the past few years, we have heard from folks with the loudest voices. She added that in Lebanon County our residents support our police officers. Residents came out to show support for the Lebanon Police Department, the family, and the City and County of Lebanon. She told Council that the people standing along the roadside for the procession was truly humbling. In closing, Mayor Capello said we will get through this loss.

Chairperson Morales expressed deep sorrow for the loss of Lt. Lebo and wished a speedy recovery for the injured officers. He added that during his military career he has attended many funerals, but it was truly humbling to see the support of the Lebanon community during troubling times.

Norman Tobias asked if there are any plans to start a scholarship in memory of Lt. Lebo. Mayor Capello responded that she believes his family may be working on creating a scholarship.

Resolution No. 14 was passed finally on motion of Mr. Morales, seconded by Mr. Miller. Yeas-Mrs. Haitos, Mr. Martin, Mr. Miller, Mr. Wertz, and Mr. Morales, Chairperson—5; nays--none.

Mrs. Haitos introduced Resolution No. 15, as follows:

A RESOLUTION AUTHORIZING THE DISPOSITION OF VARIOUS DOCUMENTS IN THE DEPARTMENT OF ADMINISTRATION.

WHEREAS, by virtue of Resolution No. 36, Sessions 2008-2009, passed finally by City Council on April 27, 2009, the City of Lebanon declared its intent to follow the procedures for the disposition of records as set forth in the Retention and Disposition Schedule for Records of Pennsylvania Municipalities issued on December 16, 2008; and

WHEREAS, in accordance with Act 428 of 1968, each individual act of disposition shall be approved by resolution of the governing body of the municipality.

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. The disposition of the following administrative files in the Department of Administration is hereby approved:

- Audit Proposals- FY 2015, FY 2016 and FY 2017
- City Council- Vacancy (Applications & Correspondence)- 1996
- City Summit (Organized by LVEDC)- 2010
- City Summit- Quality Inn- 2010
- Computer- 2009 & prior
- Financial Reports—Paid Fireman’s Pension Fund- 1987 & prior
- Fire Department Miscellaneous- 2009 & prior
- Insurance Contingency Fund- 1992 & prior
- Jarin, Kenneth, Esquire- 2002
- Job Postings- Careerlink- 2010
- PLGIT- Schropp Estate- 2014 & prior
- Plumbing and Heating Board- 2003 & prior
- Plumbing Code Amendments (Meetings and Correspondence)- 1995-1996
- Police—Civil Services Commission- 1956-1999
- Police Crime Watch- 2003 & prior
- Police Dept. – Audit Reports (State)- 1984 & prior
- Police Dept- Proposals- Lease of Vehicles- 2005-2007
- Police Department – Miscellaneous- 2000-2009
- Police Pension Fund- 1972-1978
- Police Pension Fun- 1957-1971
- Recreation- 1973-1998
- Safety Program- 1983 & prior
- Taxes – Emergency Municipal Services- 2005
- Tax Exempt- 2004-2009
- Youth & Government- 2001

- Zoning Amendment Day Reporting Center- 2017
- Zoning Code Amendment Day Reporting Center- 2017
- Zoning Code Amendment (Electronic Signs)- 2012
- Zoning Map Amendment Eight and Water Streets- 2012
- Zoning Map Amendment- 2011
- Zoning Map Amendment- 2013
- Zoning Code Amendment (Partridge Street Redevelopment Area)- 2015

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

Mayor Capello reported that we are following the State's Records and Retention Schedule when disposing of records.

Resolution No. 15 was passed finally on motion of Mrs. Haitos, seconded by Mr. Wertz. Yeas—Mrs. Haitos, Mr. Martin, Mr. Miller, Mr. Wertz, and Mr. Morales, Chairperson—5; nays—none.

Mr. Martin introduced Resolution No. 16, as follows:

A RESOLUTION AUTHORIZING THE DISPOSITION OF VARIOUS DOCUMENTS IN THE DEPARTMENT OF PUBLIC WORKS.

WHEREAS, by virtue of Resolution No. 36, Sessions 2008-2009, passed finally by City Council on April 27, 2009, the City of Lebanon declared its intent to follow the procedures for the disposition of records as set forth in the Retention and Disposition Schedule for Records of Pennsylvania Municipalities issued on December 16, 2008; and

WHEREAS, in accordance with Act 428 of 1968, each individual act of disposition shall be approved by resolution of the governing body of the municipality.

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. The disposition of the following administrative files in the Department of Public Works is hereby approved:

- Activated Sludge – 1969
- Bids-Annual Streets (copies & weight slips) - 1993
- Bids-Annual Survey Services – 1995 and prior
- Bids-Authority for utility relocation – 1991
- Bids-Authority for yearly equipment rentals and payroll (operators) - 1993
- Bids-Bituminous Materials – 1995 and prior
- Bids-Calcium Chloride - 1994
- Bids - Chain Link Fence at NE Park - 1998
- Bids-Corrugated Pipe – 1979

- Bids-curb/sidewalk – 1995 and prior
- Bids-Iron Castings - 1993
- Bids-Iron Casting Pipe – 1993
- Bids-Iron Ductal Pipe - 1994
- Bids-Loader - 1994
- Bids-Petroleum Products – 1995 and prior
- Bids-Photography Equipment – 1993
- Bids-Police Vehicles - 1994
- Bids-Police Vehicles - 1995
- Bids-Road Salt - 1993
- Bids-Rock Salt – 1995 and prior
- Bids Road Stone – 1995 and prior
- Bids - Sale of Vehicles (1981-AMC Concord, 1990 Chevy Sedan, 1982 Chevy Station Wagon, 1984 Dodge Diplomat, 1983 Chevy Cavalier) - 1994
- Bids-Sludge Removal - 1993 and prior
- Bids-Snow Blower - 1995
- Bids-Street Sweeper - 1993
- Bids-Streets (copies & weight slips) - 1995
- Bids-Truck Chassis - 1994
- Bids-Vehicle-Meter Department - 1992
- Blank Test Forms – 2004 and prior
- Boiler Insurance-Sewer Plant - 1972
- Budget Expenses-Sewer – 1974
- Curb/Sidewalk Permits - 1977-2008
- EPA Register-Sewage – 1978
- Excavation Permits - 1976-1986
- Instruction Sheets – 2004 and prior
- Inventory - 1973-1974
- Master Plumbing List – 2004 and prior
- Monthly Reports to Council – 1974 & prior
- Proposed Sewer Service – 1966
- Sale of Vehicle (1982 Dodge Sedan) - 1995
- Sale of Vehicles (1987 Chevy, 1981 Chrysler LeBaron, 1988 Chevy Sedan) - 1993
- Sale of John Deere Tractor – 1993
- Sewage Plant Data (for Insurance) - 1980
- Sewage Treatment Audit – 1969, 1973
- Sewer Air Tanks brochures - 1974
- Sewer Equipment-Insurance – 1973
- Sewer Questionnaires – 1972 and prior
- Sewer System Cleaning – 1972
- Sludge Density Meters – 1972
- Street Bids (copies & weight slips only) - 1997
- Street Bids (copies & Weight slips only)-No specific street included only material list – 1998

- Street Bids (copies & weight slips only) - 1992
- STS Inventory – 1971 and prior
- Waste Billing – 1970
- Waste Study – 1971
- Wipe Tests-STS - 1968

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

Resolution No. 16 was passed finally on motion of Mr. Martin, seconded by Mr. Morales. Yeas—Mrs. Haitos, Mr. Martin, Mr. Miller, Mr. Wertz, and Mr. Morales, Chairperson—5; nays—none.

Mr. Wertz introduced Resolution No. 17, as follows:

A RESOLUTION AUTHORIZING THE PROPER OFFICIALS OF THE CITY OF LEBANON TO FILE AN APPLICATION FOR TRAFFIC SIGNAL APPROVAL TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION FOR THE INSTALLATION OF RAPID RECTANGULAR FLASHING BEACONS (RRFBs) AT THE LIBERTY AND CHAPEL STREET CROSSWALKS.

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 and Director of Public Works of the City of Lebanon are hereby authorized and directed to submit and execute the attached Application for Traffic Signal Approval to the Pennsylvania Department of Transportation for Rapid Rectangular Flashing Beacons (RRFBs) at the Liberty and Chapel Street Crosswalks.

Mayor Capello reported that currently there are two mid-block crossings on Cumberland Street. These crossing are non-conforming and are important to have because of the amount of traffic in Downtown Lebanon. She added that with the anchor building in the block there will be more pedestrians using the crossing. The flashing beacon lights will improve pedestrian safety. In addition, the plans for the Streetscape include two bump outs and a raised pedestrian walkway which will improve site visibility. Mayor Capello reported that she asked the City Engineer to include Victorian posts for the flashing devices in the bid specifications.

Chris Coyle, LebTown, asked the cost of the project. Mayor Capello responded that she does not have the specific cost for the flashing lights and Victorian posts as it is part of the Streetscape Project. She added that the Streetscape Project is being funded through American Rescue Act funds, a donation from the Lebanon County Stormwater Consortium, and a grant.

Resolution No. 17 was passed finally on motion of Mr. Wertz, seconded by Mr. Miller. Yeas—Mrs. Haitos, Mr. Martin, Mr. Miller, Mr. Wertz, and Mr. Morales, Chairperson—5; nays—none.

Mr. Miller introduced Resolution No. 18 as follows:

A RESOLUTION AMENDING RESOLUTION NO. 13, SESSIONS 2016-2017, APPROVING AN AGREEMENT BETWEEN THE CITY OF LEBANON AND METROPOLITAN EDISON FOR PROVIDING LED STREET LIGHTING SERVICE IN THE CITY OF LEBANON, TO SPECIFY THE INSTALLATION OF FOUR LED STREET LIGHTS IN THE VICINITY OF NORTH LIBERTY AND SPRING STREETS.

WHEREAS, an agreement between the City of Lebanon and Metropolitan Edison Company, (hereinafter Met-Ed), was approved by Lebanon City Council on June 27, 2016, whereby said Company shall furnish LED street lighting service; and

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. Pursuant to the provisions and terms of the Company's applicable Rate Schedules and Riders, and the rules and regulations now on file and such rules and regulations, Rate Schedules and Riders hereafter filed from time to time and in effect with the Pennsylvania Public Utility Commission (hereinafter Tariff), Council hereby orders and directs Met-Ed to install four (4) LED street lights in the vicinity of North Liberty and Spring Streets.

SECTION 2. A copy of the street lighting change authorization/supplement is attached to and hereby made part of this resolution.

Mayor Capello reported that this is an amendment to the agreement with Med-Ed for the installation of three lights (one on Liberty Street at Spring Street, one on Liberty Street at Willow Street, and one on Liberty Street between Willow Street and the new employee parking lot) and the upgrade of a light behind Trinity United Methodist Church. The total cost for the changes is \$640.00. The lights will be 260W LED and are similar to those at the Municipal Building.

Craig Gates, 44 Berwyn Park, Lebanon, expressed his concern with LED lights such as those in front of the Municipal Building and on Willow Street west of 12th Street. He stated the lights are glaring. Mr. Gates stated his concern is that Met-Ed is starting to replace lights in residential neighborhoods. He asked if the shades will also be replaced to which Mayor Capello responded that Met-Ed replaces street light heads every 15 years. Mayor Capello explained that the lights in front of the Municipal Building were specifically requested for safety. She further explained that in residential neighborhoods the wattage was lowered in some cases. Regarding the lights addressed in Resolution No. 18, Mayor Capello explained that there is one area where there is a residential building in the area and if the lighting is an issue, the City will check if Met-Ed can lower the wattage or erect a shield.

Mayor Capello stated that Met-Ed has been replacing street lights with LED bulbs for several years and the City received one or two complaints. Chairperson Morales stated that a street light was recently replaced on Steitz Street in his neighborhood and it is very bright.

Jerry Kalinoski, 412 Weidman Street, Lebanon, stated that he understands the difference between sodium vapor and LED lights. The sodium vapor is a broader light and LED is a more direct and focused light. He added that if you purchase lights with a lower Kelvin rating it is a warmer light. He believes there are street lights that should have more of a shield because the LED lights in the city can be seen miles away. He told Council that there is a street light outside of his home and there is no way to shield it. He added that he believes the lights being installed may not be the correct model for the city and he would like to talk to Met-Ed's liaison. Mayor Capello responded that the City will reach out to Met-Ed about the concerns.

Councilmember Miller stated that there are different factors to consider. He added that we have to consider aesthetics as well as safety. He stated that he is looking forward to Liberty Trail Park, but he is concerned that the ambiance of the lights may take away from the park.

Resolution No. 18 was passed finally on motion of Mr. Miller, seconded by Mr. Martin. Yeas—Mrs. Haitos, Mr. Martin, Mr. Miller, Mr. Wertz, and Mr. Morales, Chairperson—5; nays—none.

Councilmember Wertz extended thanks to Mayor Capello, the Community of Lebanon Association and volunteers on Earth Day and Day of Caring. He also reported that he drove by the South Sixth Street Playground today and it was full of litter. He suggested the placement of trash receptacles and cans at the playground and basketball courts.

Mayor Capello reported that there were 500 volunteers working throughout the County of Lebanon for the United Way Day of Caring.

Mayor Capello reported that tonight is the last Council meeting being held at the Municipal Building, 400 South Eighth Street, Lebanon. City offices will be closed to the public during the period April 29 through May 6, 2022, to move to the new City Hall at 735 Cumberland Street, Lebanon. She added that there will be someone answering the phones and monitoring email during this period. Tentatively, the grand opening is scheduled for May 23.

Jerry Kalinoski, 412 Weidman Street, Lebanon, reported that in his neighborhood a vehicle has not been moved for street sweeping for the past several weeks. He stated the vehicle is not being ticketed and he suggested raising the fine for parking on a sweeper route to \$50.00. Secondly, he told Council he was not aware that citizens cannot report activity at a property if they are not the owner. Chief Breiner responded that is not correct.

Norman Tobias stated that his ex-wife was told by the EMA Dispatcher that if she is not the property owner, she should not be calling to report an incident. Mayor Capello stated that the City does not have direct control of dispatchers in the Lebanon County Department of Emergency Services, but we can voice our concern and have the issue addressed. Mr. Tobias added that the Dispatcher stated that since there were no security cameras, the police would not be dispatched because they can't catch the person. Mr. Tobias stated that it is difficult to keep up with the upkeep of a house and he asked if it would be feasible for the city to install security cameras. Mayor Capello replied that cameras are very expensive to install and maintain. She added that eight security cameras were installed in the downtown at an initial cost of \$35,000.

In Lancaster City, the Lancaster Safety Coalition maintains a budget of more than \$400,000 for their security camera system.

Councilmember Miller asked if there are any municipalities that have cost sharing programs for citizens to purchase cameras to which Mayor Capello responded that we can reach out to check with other municipalities.

Mr. Kalinoski reported that on Saturday he and Mayor Capello had a conversation about solar panels for City Hall. Mayor Capello thanked Mr. Kalinoski and Chuck Wertz for planting a tree in front of City Hall on Saturday during United Way Day of Caring. Mayor Capello reported that initially, staff reached out to a solar company for information. The information provided really didn't show a significant savings for the installation of solar panels. She thanked Mr. Kalinoski for providing additional information so staff can explore the installation of solar panels further.

Alisher Aminov, 300 South Lincoln Avenue, Lebanon, asked if the contract with the Career Firefighters has been resolved to which Mayor Capello replied it has not.

The meeting was adjourned at 7:30 p.m.

CHERYL J. GIBSON, Clerk