



**LEBANON BOROUGH COMMON COUNCIL
MINUTES
JANUARY 20, 2010**

The Regular Meeting of the Lebanon Borough Common Council was called to order by Mayor Mark Paradis at 7:00 p.m.

The meeting was convened in compliance with the Open Public Meeting Act of 1975; notice was sent to three local newspapers and posted on the bulletin board at Borough Hall.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Mayor Paradis.

ROLL CALL:

Present: Councilman Burton, Councilman Reino, Council President Quick,
Councilman Coyle, Councilman Berger, Councilwoman Bross and Mayor Mark Paradis

Absent: None

Also Present: Attorney Joseph Novak, Clerk Karen Romano

* Councilwoman Bross and Councilman Coyle arrived at 7:15PM

MOMENT OF SILENCE:

Mayor Paradis stated a total of 4,376 United States Service Members had given their lives for our country for the war on terrorism. New Jersey total continues at 76. Mayor Mark Paradis requested a moment of silence in remembrance of all service men and women, who have paid the supreme sacrifice on behalf of a grateful nation, they are truly heroes.

BUILDING RENOVATION REPORT:

Mr. Tillou with DEI presented the Building Renovation Monthly Report.

MONTHLY PROGRESS REPORT

DATE: January 20, 2010

TO: BOROUGH OF LEBANON
ATT: BOROUGH COUNCIL
FROM: DAVID G. TILLOU

Council,

The following is the status of the subject projects as of this date:

The following has been completed:

- HVAC basement units are 100% completed. Roof Top Units are 100% completed, and the “start-up” is complete. One unit is malfunctioning
- Sprinkler installation 100% complete, but not inspected because of the lack of as-built drawings. These are expected next week
- HVAC controls are 100% complete. Programming is complete.
- Telecommunications is 100% complete.
- Ceiling grid is 100% complete in existing building. Ceiling tile is 100% complete, light fixtures are 100% complete, and diffusers are 95% complete.
- Baseboard heat is turned on, and now controlled.
- Elevator installation is 100% complete, but not inspected waiting for telephone lines.
- New toilet rooms are 100% complete
- Sidewalks are in, therefore the east site work is 85% complete

The following is scheduled to be completed over the next month

- Inspections, Certificate of Occupancy
- Stone Patching of the parking lot

Issues that were discussed at the B&G meeting of December 2nd

- Not applicable

The Project is Behind Schedule at this date by approximately one week. The completion date is December 26, 2009.

Change Orders to discuss:

BMC \$3,800.00 for duplicative work for the water connection. - **Approved**

RC – Knee wall widening for \$4,937.00 and Misc. changes for \$5,595.00 – **Tabled**

RESOLUTION # 21-2010:

Councilman Berger made a motion to approve Resolution 21-2010 the Consent Agenda with a second by Councilwoman Bross.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

RESOLUTION # 21-2010

CONSENT AGENDA

January 20, 2010

All matters listed under the Consent Agenda are considered to be routine by the Governing Body of Lebanon Borough and will be enacted by one motion in the form listed below. There will be no separate discussion of these items. If discussion is desired that item may be removed from the Consent Agenda and considered separately.

1. St. Hubert's Report
2. Lebanon Fire Company Monthly Reports
3. Tax Assessor Report
4. Finance Monthly Report December 2009
5. Brown and Brown Insurance Premium Comparison
6. Heritage Capital Group letter
7. William M. Colantano letter dated January 10, 2010
8. Thank you from Shirley Scarponi
9. NHMC

Introduced and adopted: January 20, 2010

Ayes: 6
Nays: 0
Absent: 0

R. Gary Quick, Council President

CERTIFICATION

I, Karen Romano, Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Council at a meeting duly held on the January 20, 2010 that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.

Date: January 20, 2010

Karen M. Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

APPROVAL OF MINUTES:

Councilwoman Bross made a motion to accept the Regular Meeting Minutes of December 12, 2009.

With a second by Council President Quick. The motion passed by the following roll call vote:

YES: Councilwoman Bross, Council President Quick, Councilman Reino, and Councilman Coyle

NO: None

ABSTAIN: Councilman Burton and Councilman Berger

Councilman Reino made a motion to accept the Regular Meeting Minutes of December 16, 2009 and the Executive Meeting Minutes of December 16, 2009. With a second by Councilman Berger.

The motion passed by the following roll call vote:

YES: Councilwoman Bross, Council President Quick, Councilman Reino, Councilman Berger, and Councilman Coyle

NO: None

ABSTAIN: Councilman Burton

Councilman Reino made a motion to accept the Reorganization Minutes of January 7, 2010. With a second by Councilman Berger.

The motion passed by the following roll call vote:

YES: Councilwoman Bross, Council President Quick, Councilman Reino, Councilman Burton, Councilman Berger, and Councilman Coyle

NO: None

ABSTAIN: None

APPROVAL OF EXPENDITURES:

Councilman Berger made a motion to approve the bill list for January 2010 including the Kasper Disposal Expenditure of \$4832.13. Councilman Reino seconded the motion.

Report Printed 2010-01-15 13:22:36 Lebanon Borough

List of Bills - (All Funds)

Vendor	Description	Payment	Check	Total
Current Fund				
105 - ALLSEASONS FLOWERS & GIFTS	PO 2922 2009 FLORAL PURCHASE	21.00		21.00
221 - ASSOCIATED MAILING	PO 2923 WINTER FLYER 2010	360.17		360.17
308 - BCI BURKE COMPANY, LLC	PO 2871 REPLACEMENT PLAYGROUND EQUIPMENT, N	850.07		850.07
26 - BOROUGH OF LEBANON - PETTY CASH	PO 2964 PETTY CASH	200.00		200.00
202 - CENTURYLINK	PO 2925 DEC 2009 TELEPHONE SVC, ACCT 908236	390.72		390.72
262 - CENTURYLINK COMMUNICATIONS, INC	PO 2924 DECEMBER 2009 TELEPHONE SVC, ACCT 1	54.68		54.68
107 - CLINTON BUSINESS PRODUCTS, INC	PO 2928 OFFICE SUPPLIES, INV 033442	45.24		45.24
254 - CLOVER HILL LANDSCAPING LLC	PO 2927 SNOW REMOVAL SVCS FOR DEC 2009/JAN	7,533.25		7,533.25
132 - COUNTY OF HUNTERDON	PO 2931 HEALTH INSPECTIONS FOR OCT-DEC 2009	2,300.00		2,300.00
38 - COUNTY OF HUNTERDON	PO 2938 GASOLINE AND DIESEL FUEL FOR NOV 20	208.59		208.59
13 - COUNTY OF HUNTERDON - COUNTY TAX	PO 2932 COUNTY ADDED & OMITTED TAXES FOR 20	14,600.97		14,600.97
13 - COUNTY OF HUNTERDON - COUNTY TAX	PO 2935 1ST QTR COUNTY TAX	218,698.76		218,698.76
14 - COUNTY OF HUNTERDON - LIBRARY TAX	PO 2933 LIBRARY ADDED & OMITTED TAXES FOR 2	1,269.16		1,269.16
14 - COUNTY OF HUNTERDON - LIBRARY TAX	PO 2936 1ST QTR LIBRARY TAX	18,384.67		18,384.67
15 - COUNTY OF HUNTERDON- OPEN SPACE TAX	PO 2934 2010 OPEN SPACE ADDED & OMITTED TAX	1,548.23		1,548.23
15 - COUNTY OF HUNTERDON- OPEN SPACE TAX	PO 2937 1ST QTR OPEN SPACE TAX	22,814.82		22,814.82
152 - COURIER NEWS	PO 2930 LEGAL ADS, ACCT 20346900	86.04		86.04
325 - ELEPHANT OUTLOOK	PO 2940 EXCHANGE MAILBOXES FOR JAN 2010, IN	194.35		194.35
39 - ELIZABETHTOWN GAS	PO 2941 NATURAL GAS SVC FOR DEC 2009, ACCT	125.74		125.74
46 - FERRIERO ENGINEERING	PO 2942 ENG SVCS FOR NOV 2009, INV 42553	122.27		122.27
391 - FIREFIGHTER ONE LLC	PO 2944 SAFETY EQUIPMENT, INV 1998511	2,007.94		2,007.94
187 - GPANJ	PO 2945 2010 MEMBERSHIP DUES, INV 2010-228	90.00		90.00
67 - HESCO ELECTRICAL SUPPLY CO	PO 2946 BLDGS/GRDS EQUIPMENT, CUST 0001593	59.69		59.69
83 - HORIZON HEALTHCARE DENTAL SERVICES	PO 2947 DENTAL INSURANCE FOR JAN/FEB 2010,	683.10		683.10

54 - HUNTERDON COUNTY DEMOCRAT	PO 2948	LEGAL ADS FOR DEC 2009, ACCT L90118	15.27	15.27
16 - JCP&L	PO 2949	ELECTRIC SVC, ACCT 100078115498/100	771.07	771.07
16 - JCP&L	PO 2950	ELECTRIC SVCS FOR ACCT 100002994224	1,223.16	1,223.16
393 - JENNIFER KLOBERG	PO 2957	REFUND OF MARRIAGE LICENSE FEE	28.00	28.00
103 - JIM PITTINGER	PO 2979	REIMBURSE FOR PHOTO EXPENSE	16.91	16.91
59 - LEBANON BOROUGH BOARD OF EDUCATION	PO 2953	LOCAL SCHOOL TAX, JAN 2010	211,568.40	211,568.40
59 - LEBANON BOROUGH BOARD OF EDUCATION	PO 2983	LOCAL SCHOOL TAX, FEB 2010	211,568.40	211,568.40
294 - MEENAN OIL CO	PO 2955	HEATING OIL FOR DEC/JAN, ACCT 50-23	583.21	583.21
338 - MIMAS	PO 2919	EMPLOYEE LUNCHEON 12-23-09	189.90	189.90
253 - NEW JERSEY STATE POLICE	PO 2775	POLICE SERVICES FOR NOV 2009, ACCT	3,261.20	3,261.20
112 - NJ DIVISION OF FIRE SAFETY	PO 2914	ANNUAL LIFE HAZARD USE REGISTRATION	397.00	397.00
47 - NJ ECONOMIC DEVELOPMENT AUTHORITY	PO 2958	INTEREST PAYMENT ON LOAN L01307	225.00	225.00
40 - NJ PLANNING OFFICIALS	PO 2959	2010 MEMBERSHIP DUES	315.00	315.00
42 - NJ STATE LEAGUE OF MUNICIPALITIES	PO 2960	2010 MEMBERSHIP DUES, INV MLJ201025	252.00	252.00
42 - NJ STATE LEAGUE OF MUNICIPALITIES	PO 2986	SEMINAR ON CREDIT RATINGS FOR FAUST	55.00	55.00
70 - NO HUNTERDON-VOORHEES REG HS DIST	PO 2962	REGIONAL SCH TAX FOR JAN 2010	186,959.04	186,959.04
137 - ORIENTAL TRADING CO. INC	PO 2963	HOLIDAY SUPPLIES, ACCT 25700386	113.63	113.63
68 - POLAND SPRING DIRECT	PO 2966	BOTTLED WATER, ACCT 0430758649	28.92	28.92
394 - PROFESSIONAL ACCOUNTANTS INST LLC	PO 2968	WORKSHOP REGISTRATION FOR KAY WINZE	125.00	125.00
32 - PUBLIC ALLIANCE INS. COVERAGE FUND	PO 2969	ANNUAL ASSESSMENT BILL	12,500.00	12,500.00
20 - QUILL	PO 2970	OFFICE SUPPLIES, ACCT C671593	73.43	73.43
7 - SDG ALARMTRONICS	PO 2973	ALARM MONITORING CHG FOR 1ST QTR, C	93.00	93.00
303 - SHARP ELECTRONICS CORPORATION	PO 2971	COPIER LEASE FOR JAN 2010, CONTRACT	184.46	184.46
176 - SHOP RITE	PO 2972	GROCERIES AND SUPPLIES, CUST 20457	161.06	161.06
392 - SUE MARKEY	PO 2954	REIMBURSE FOR MILEAGE TO HAZARDOUS	34.65	34.65
21 - TCTA OF NEW JERSEY	PO 2974	2010 MEMBERSHIP DUES	25.00	25.00
327 - THOMSON REUTERS	PO 2981	GRANTS CITIES & TOWNS HOTLINE SUB,	213.00	213.00
43 - TOWN OF CLINTON	PO 2975	FIRE HYDRANT SVC FOR 4TH QTR 2009,	5,908.50	5,908.50
116 - TREASURER, STATE OF NEW JERSEY	PO 2976	MARRIAGE LICENSE REPORT, 4TH QTR	25.00	25.00
11 - VITAL SERVICES GROUP	PO 2977	DATA PROCESSING CONTRACT, DEC 2009,	325.00	325.00
192 - WALMART BUSINESS	PO 2978	KITCHEN SUPPLIES, ACCT 603220253036	37.51	37.51
27 - WASTE MANAGEMENT	PO 2908	SOLID WASTE DISPOSAL FOR DEC 2009,	4,805.03	4,805.03

GENERAL CAPTITAL FUND

353 - BROOKS MECHANICAL CONSULTANTS, INC	PO 2452	MUNICIPAL BLDG RENOVATION - PLUMBIN	32,495.82	32,495.82
328 - DESIGN ENTERPRISES, INC.	PO 2487	CONSTRUCTION MANAGEMENT SERVICES RE	14,500.00	14,500.00
370 - FIRE-END CROKER CORP.	PO 2943	FIRE SAFETY EQUIPMENT, ACCT 446987	41.51	41.51
342 - Grist Mill Commons LLC	PO 2984	JANUARY 2010 RENT	1,750.00	1,750.00
342 - Grist Mill Commons LLC	PO 2985	FEBRUARY 2010 RENT	1,750.00	1,750.00
355 - J. TUFARO & SONS ELECTRICAL	PO 2454	MUNICIPAL BLDG RENOVATIONS - ELECTR	9,634.38	9,634.38
352 - RAMPART CONSTRUCTION INC	PO 2451	MUNICIPAL BLDG RECONSTRUCTION, RESO	281,260.00	281,260.00
395 - SCHAIBLE PLUMBING & HEATING	PO 2982	INSTALL SPRING CHECK/LW CUTOFF	520.37	520.37
184 - SSP ARCHITECTURAL GROUP	PO 2456	MUNICIPAL BLDG RENOVATIONS PHASE II	8,436.78	8,436.78
354 - T.M. BRENNAN CONTRACTORS, INC	PO 2453	MUNICIPAL BLDG RENOVATION - HVAC, R	24,952.67	24,952.67

TOTAL

1,310,072.74

Total to be paid from Fund 01 Current Fund
Total to be paid from Fund 04 GENERAL CAPTITAL FUND

934,731.21
375,341.53

1,310,072.74

Dog Trust

1/20/2010	St Hubert's Giralda	\$1,050.00	Jan-June	animal control services
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Recreation

1/20/2010	Lebanon General Store	30.00	Pies in the Park	
		\$		
1/20/2010	Corby Associates	745.00	4908	
1/20/2010	Corby Associates	<u>\$2,450.00</u>	4909	
		\$3,195.00		

Senior Citizens

1/20/2010	Country Tours & Travel	150.00	St Patricks	
1/20/2010	Country Tours & Travel	150.00	Casino Trip	
1/20/2010	Country Tours & Travel		German Fest	

150.00

450.00

The motion passed by the following roll call vote:

YES: Councilwoman Bross, Council President Quick, Councilman Reino, Councilman Burton, Councilman Berger, and Councilman Coyle

NO: None

ABSTAIN: None

OPEN PUBLIC SESSION #1:

Council President Quick made a motion to open the public session. Councilman Burton seconded the motion with the unanimous approval of Council the floor was opened.

Gene Robbins of the Hunterdon Democrat asked Council what the final figures were for the building Renovation. Mayor Paradis referred to Dave Tillou responded that final figures will be in his February report.

Walter Wilson of 148 Main Street Lebanon NJ presented to Council a Planning Board application for Clinton Car Care to enter the Round Valley Industrial Park on Route 22. Attorney Wilson state that Lebanon Borough Ordinance conflicted with the NJ State Constitution. After a brief discussion Attorney Wilson and Attorney Novak agreed to meet to review the ordinance.

There being no further public comment Councilman Reino made a motion to close the public session. Councilman Burton seconded the motion with the unanimous approval of Council the floor was closed.

Mayor Paradis requested a motion to enter into executive session.

RESOLUTION #36-2010 EXECUTIVE SESSION: (8:30PM)

Councilman Burton made a motion to approve Resolution #23-2009, a Resolution to Move into Executive Session. Councilman Reino seconded the motion with the unanimous approval of the Council.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON**

RESOLUTION #36-2010

Whereas, the Open Public Meetings Act allows the Mayor and Council to exclude the public from a portion of a meeting in certain circumstances,

Now therefore, be it Resolved, by the Council of the Borough of Lebanon, that the public shall be excluded from discussion of the following matter(s):

- 1. A confidential matter under Federal or State Law or Court Rule.
- 2. A matter involving information that may jeopardize the Borough's rights to receive funds from the United States Government.
- 3. A matter constituting an unwarranted invasion of an individual's privacy rights.

- 4. Collective Bargaining Agreement or negotiation of the Agreement.
- 5. Matters involving the purchase, lease or acquisition of real property.
- 6. Tactics and techniques to protect the safety and property of the public, including investigations of violations or potential violations of the law.
- 7. Litigation Tax Court Matters _____ Anticipated Litigation _____
Contract Negotiations: _____
- 8. Matters falling within the attorney-client privilege: _____.
- 9. Personnel matters involving a specific employee or officer of the Borough: Policies.
- 10. Deliberations involving a public hearing which may result in the imposition of a specific civil penalty or suspension or loss of a license or permit.

The approved Executive Session minutes will be placed on file in the Borough Clerk’s Office and will be available to the public as provided for by Law.

Be it further Resolved, that this Resolution shall take effect immediately.

Introduced and adopted:

Ayes: 6
Nays: 0
Absent: 0

LEBANON BOROUGH COUNCIL

R. Gary Quick, Council President

ATTEST:

Karen Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

ORDINANCE# 2010-01:

Councilman Reino made a motion to introduce Ordinance 2010-01 with a second by Councilman Burton.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

ORDINANCE 2010-01

**AN ORDINANCE BY THE BOROUGH OF LEBANON
IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY
TO EXCEED THE INDEX RATE FOR THE 2010 BUDGET**

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to two and one-half percent (2.5%) unless authorized by ordinance to increase it to three and one-half percent (3.5%) the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, NJSA 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the three and one-half (3.5%) percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Governing Body of the Borough of Lebanon in the County of Hunterdon finds it advisable and necessary to increase its 2010 budget by up to three and one half percent (3.5%) over the previous year's final appropriations, in the interest of promoting the health, safety, and welfare of the citizens; and

WHEREAS, the Governing Body hereby determines that a three and one half percent (3.5%) increase in the budget for said year, amounting to \$33,140.10 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary.

WHEREAS, the Governing Body of the Borough of Lebanon hereby determines that any amount authorized hereinabove that is not appropriated, as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the Borough of Lebanon, in the County of Hunterdon, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the 2010 budget year, the final appropriations of the Borough of Lebanon shall, in accordance with the ordinance and NJSA 40A: 4-45.14 be increased by 3.5%, amounting to \$33,140.10, and that the 2010 municipal budget for the Borough of Lebanon be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and, **BE IT FURTHER ORDAINED**, that a certified copy of this Ordinance as introduced be filed with the Director of the Division of Local Government Services within five (5) days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this Ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within five (5) days after such adoption.

ATTEST:

LEBANON BOROUGH COUNCIL

Karen M. Romano, RMC
Borough Clerk

R. Gary Quick, Council President

Vote after public hearing and upon final adoption:

Burton

Quick

Ordinance approved by the Governing Body
and presented to the Mayor on _____.

Reino

Coyle

Bross

Berger

Veto in Whole or Part:

Approved:

Mark E. Paradis, Mayor
Date:

Mark E. Paradis, Mayor
Date: _____

Returned to Borough Clerk with
statement attached on _____

Introduced: January 20, 2010

Adopted:

The motion to introduce passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

RESOLUTION # 22-2010:

Councilman Berger made a motion to approve Resolution 22-2010 with a second by Councilman Burton.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

**RESOLUTION #22 -2010
BUDGET TRANSFER**

BE IT RESOLVED, by the Council of the Borough of Lebanon, County of Hunterdon, State of New Jersey that the CFO is hereby authorized to make the following budget transfers.

	From	To
01-20320-120-200(2009) Housing admin-other expenses	41.00	
01-203-22-252-200(2009) Emergency Management –other Expenses		25.00 16.00

Introduced and adopted: January 20, 2010

Ayes: 6

Nays: 0

Absent:0

LEBANON BOROUGH COUNCIL

R. Gary Quick, Borough Council President

ATTEST:

Karen M. Romano, RMC
Borough Clerk

I certify that the foregoing is a true copy of the Resolution adopted by the Borough Council at a meeting held January 20, 2010.

Karen M. Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

RESOLUTION #23-2010:

Councilman Reino made a motion to approve Resolution# 23-2010 upon Attorney Novak's review with a second by Councilman Burton.

**Interlocal Services Agreement
Tewksbury Township and Lebanon Borough**

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

RESOLUTION # 23-2010

WHEREAS, the Borough of Lebanon is desirous of having the Township of Tewksbury provide public works and road maintenance services and wishes to utilize the services of the Township on a fee for service basis; and

WHEREAS, The Township is willing to provide such services provided the Township has material, equipment and available personnel to perform the work requested by the Borough; and

WHEREAS, the terms hereof shall cover from January 1, 2010 through December 31, 2010; the agreement may be extended by mutual agreement for an additional period not to exceed four years and

WHEREAS, pursuant to NJSA 40:8A-1 et seq. (Interlocal Service Act), it is hereby agreed this 20th day of January 2010, by and between the Township and the Borough as follows:

- A. The Borough annually shall designate a Liaison from the Borough Council in conjunction with the Borough Engineer (when applicable) as representatives for communications with the Township during the agreement period. The scope of work to be performed by the Township will be provided and approved by the Borough Council and forwarded to the Township. The Township DPW Superintendent and Township Administrator will be the points of contact with the Borough.
- B. The Borough approved annual plan for the scope of work shall be forwarded to the Township to allow time for review of the requested work and to determine the time needed and availability of equipment and personnel to perform the particular task. Upon review and approval by the Township of the proposed work, the scope of work will be budgeted for by the Township. The DPW Superintendant will subsequently schedule the work to be performed. Emergency work for tasks specified in Schedule A may be provided on request for emergent situations if Township resources are available.
- C. The Borough shall make the Liaison and/or Borough Engineer available for clarification of the scope of work proposed.

- D. The timing for performance and completion of the proposed work shall be at the sole determination of the Township point of contact and the availability of the equipment and personnel.
- E. Invoicing shall be done on a quarterly basis. The Township will provide an invoice of work performed, materials used and time for labor as an addendum to the invoice.
- F. The Township DPW Superintendant shall provide an annual report of activities performed for the Borough with a copy to the Township Committee. If work is done in a given month a monthly report will be provided.
- G. The Township and Borough agree to the following schedule of rates:
1. Materials .The cost incurred by the Township for the purchase and delivery, if applicable, of material required to be utilized hereunder will be the responsibility of the Borough and bills will be included in the quarterly invoice.
 2. Labor. Employees of the Tewksbury Township Department of Public Works will be billed to the Borough at the hourly rates for the individuals performing the work. Emergency rates will be at time and a half or double time as appropriate. Time will be billed to the nearest quarter hour and will include travel time to and from the Tewksbury DPW facility. A ten percent surcharge for labor will be assessed above the actual labor rates charged.
 3. Equipment. Equipment used that the Township of Tewksbury owns will be billed at FEMA rates and will not be prorated for less than one half day increments. Equipment not specified by FEMA rates will be billed at the rate most closely matching the equipment in question. Rates for 2010 are attached as Schedule B. A ten percent surcharge will be assessed for equipment.

Rental charges associated with equipment that the Township does not own will be billed to the Borough as incurred and will be included in the next quarterly billing.
 4. Shared Bidding. For projects bid jointly (e.g. capital road projects, storm drain repairs) the Borough will provide the Township with specifics of the items to be included, for inclusion in the Township bid. Prior to award, the Borough will certify availability of funds per State guidelines. The Township will invoice the Borough for work done during the project on a monthly basis.
- H. The Borough shall name the Township as an additional insured under all policies of insurance that would otherwise be applicable to the Borough in the performance of road maintenance or projects and shall provide a certificate of insurance annually to the Township.
- I. The Borough does hereby agree at its sole expense to defend, hold harmless and indemnify the Township, its officers, employees, agents or servants as to all matters and expenses arising out of this agreement for any claim of any nature whatsoever to include attorney's fees and court costs incurred by the Township.

- J. 1. Assignment. This agreement may not be assigned by either party without the prior written consent of the other party.
2. Entire Agreement. This agreement sets forth the entire understanding of the parties hereto with respect to the transactions contemplated herein. No change or modification of this agreement shall be valid unless the same shall be in writing and signed by all of the parties hereto.
3. Severability. If any clause, sentence, paragraph, section or part of this agreement shall be adjusted to be invalid by any court of competent jurisdiction, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part hereof, directly involved in the controversy in which such judgment shall have been rendered.
4. Nothing in this agreement shall be construed to create a partnership or joint venture between the Township and the Borough. The parties expressly disdain any right to act by or on behalf of each other unless otherwise expressly provided herein.
5. This agreement shall be construed and enforced in accordance with the laws of the State of New Jersey.
6. All covenants and agreements set forth herein shall bind and insure to the benefit of the respective successors and assigns of the parties.
7. Compliance. The parties hereto shall comply with all applicable rules, regulations and statutes of New Jersey.

ATTEST:

TOWNSHIP OF TEWKSBURY

Roberta A. Brassard, RMC

Robert M. Hoffman, Mayor

ATTEST:

BOROUGH OF LEBANON

Karen M. Romano, RMC

Mark E. Paradis, Mayor

Introduced and adopted: January 20, 2010

Ayes: 6

Nays: 0

Absent: 0

LEBANON BOROUGH COUNCIL

R. Gary Quick, Borough Council President

ATTEST:

Karen M. Romano, RMC
Borough Clerk

I certify that the foregoing is a true copy of the Resolution adopted by the Borough Council at a meeting held January 20, 2010.

Karen M. Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

RESOLUTION #24-2010:

Councilman Reino made a motion to approve Resolution #24-2010 with a second by Councilman Coyle.

RESOLUTION #24-2010

**A RESOLUTION AUTHORIZING THE CHIEF FINANCE
OFFICER TO REFUND ESCROW BALANCES AND PERFORMANCE FUNDS**

BE IT RESOLVED, by the Council of the Borough of Lebanon, County of Hunterdon, State of New Jersey that the CFO is hereby authorized to cancel the following escrow balances and Performance account funds per the advice of the Borough Engineer and Construction Official.

HGB \$1906.08 plus
accrued interest

Introduced and adopted: January 20, 2010
Ayes: 6
Nays: 0
Absent:0

LEBANON BOROUGH COUNCIL

R. Gary Quick
Borough Council President

CERTIFICATION

I, Karen M. Romano, Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Common Council at a meeting duly held on January 20, 2010 that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.

Date: January 20, 2010

Karen M. Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

RESOLUTION # 25-2010:

Council President Quick made a motion to approve Resolution 25-2010 with a second by Councilman Berger.

**BOROUGH OF LEBANON
HUNTERDON COUNTY
STATE OF NEW JERSEY**

RESOLUTION #25-2010

Pay to Play

WHEREAS, on January 1, 2010, the “New Jersey Local Unit Pay-to-Play” Law, *N.J.S.A.* 19:44A-20.4 et. seq., became effective; and

WHEREAS, the Borough of Lebanon has a need to award certain professional contracts for services required by the municipality in calendar year 2010; and

WHEREAS, the Pay-to-Play Law permits such services to be acquired through two processes, including the “non-fair and open” process as defined in *N.J.S.A. 19:44A-20.7* on those contracts where it is anticipated that the total cost will exceed \$17,500.00; and

WHEREAS, the public good and interest of the citizens of the Borough of Lebanon will best be served by the “non-fair and open” process to secure experienced professional services, rather than the “fair and open” process of awarding a contract to the lowest bidder; and

WHEREAS, each professional will be required to first complete and submit a Business Entity Disclosure Certification.

NOW, THEREFORE, BE IT RESOLVED, by the President and Borough Council of the Borough of Lebanon, as follows:

1. The following professional 2010 contracts shall be awarded under the “non-fair and open” process:
 - Jonathan Drill Esq. Special Counsel
 - Richard M. Conley Esq. Special Counsel
2. The said professionals, prior to securing such contract, shall execute and file with the Clerk of the municipality, a 2010 Business Entity Disclosure Certification pursuant to *N.J.S.A. 19:44A-20.8*

Introduced and adopted: January 20, 2010
Ayes: 6
Nays: 0
Absent:0

LEBANON BOROUGH COUNCIL

R. Gary Quick, Council President

CERTIFICATION

I, Karen M. Romano, Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Council at a meeting duly held on the 20th day of January 2010; that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.

Date: January 20, 2010

Karen M. Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

RESOLUTION # 26-2010:

Councilwoman Bross made a motion to approve Resolution 26-2010 with a second by Councilman Coyle.

WHEREAS, the Borough of Lebanon Council has determined a need for the services of Jonathan Drill Esq. of Stickel, Koening & Sullivan, 571 Pompton Avenue, Cedar Grove, New Jersey; and

WHEREAS, the Borough Council has elected to enter into a professional services agreement pursuant N.J.S.A. 40A:11-1 et seq. and shall enter into such contract on a non-affair and open contract basis pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough Council has determined in consultation with the Borough Attorney, that Jonathan Drill Esq. has the requisite experience for such specialized matters;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council and the Borough of Lebanon as follows:

1. Jonathan Drill Esq. is hereby retained as Special Counsel to the Borough of Lebanon as of January 1, 2010.
2. The Mayor and Clerk are hereby authorized to execute a professional services contract with Jonathan Drill Esq. on the condition that the Special Counsel shall complete a Business Entity Disclosure Certification.
3. This resolution authorizes a contract to be awarded without competitive bidding with such contract to be prepared and finally approved by the Borough Attorney.
4. A notice of this action shall be published in the legal newspaper of the Borough.

Introduced and adopted: January 20, 2010

Ayes: 6
Nays: 0
Absent: 0

LEBANON BOROUGH COUNCIL

R. Gary Quick
Borough Council President

CERTIFICATION

I, Karen Romano, Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Common Council at a meeting duly held on the 20th day of January, 2010; that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.

Date: January 20, 2010

Karen M. Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

RESOLUTION #27-2010:

Council President Quick made a motion to approve Resolution 27-2010 with a second by Councilman Berger.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

RESOLUTION #27-2010

THE LEBANON BOROUGH SPECIAL COUNSEL

WHEREAS, the Borough of Lebanon Council has determined a need for the services of Richard M. Conley Esq. of 122 Main Street P.O. Box 662 Flemington, New Jersey; and

WHEREAS, the Borough Council has elected to enter into a professional services agreement pursuant N.J.S.A. 40A:11-1 et seq. and shall enter into such contract on a non-affair and open contract basis pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough Council has determined in consultation with the Borough Attorney, that Richard M. Conley Esq. has the requisite experience for such specialized matters;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council and the Borough of Lebanon as follows:

5. Richard M. Conley Esq. is hereby retained as Special Counsel to the Borough of Lebanon as of January 1, 2010.

6. The Mayor and Clerk are hereby authorized to execute a professional services contract with Richard M. Conley Esq. on the condition that the Special Counsel shall complete a Business Entity Disclosure Certification.
7. This resolution authorizes a contract to be awarded without competitive bidding with such contract to be prepared and finally approved by the Borough Attorney.
8. A notice of this action shall be published in the legal newspaper of the Borough.

Introduced and adopted: January 20, 2010

Ayes: 6

Nays: 0

Absent: 0

LEBANON BOROUGH COUNCIL

R. Gary Quick
Borough Council President

CERTIFICATION

I, Karen M Romano, Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Common Council at a meeting duly held on the 20th day of January, 2010; that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.

Date: January 20, 2010

Karen M. Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

RESOLUTION #28-2010:

Councilman Burton made a motion to approve Resolution 28-2010 with a second by Councilman Reino.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

RESOLUTION #28-2010

THE LEBANON BOROUGH AUDITOR

WHEREAS, the Borough of Lebanon Council has determined a need for the services of William M. Colantano Jr. CPA of 100 Route 31 North Washington, New Jersey; and

WHEREAS, the Borough Council has elected to enter into a professional services agreement pursuant N.J.S.A. 40A:11-1 et seq. and shall enter into such contract on a non-affair and open contract basis pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough Council has determined in consultation with the Borough Attorney, that William M. Colantano Jr. CPA has the requisite experience for such specialized matters;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council and the Borough of Lebanon as follows:

9. William M. Colantano Esq. is hereby retained as Auditor to the Borough of Lebanon as of January 1, 2010.
10. The Mayor and Clerk are hereby authorized to execute a professional services contract with William M. Colantano Jr. CPA on the condition that the Auditor shall complete a Business Entity Disclosure Certification.
11. This resolution authorizes a contract to be awarded without competitive bidding with such contract to be prepared and finally approved by the Borough Attorney.
12. A notice of this action shall be published in the legal newspaper of the Borough.

Introduced and adopted: January 20, 2010

Ayes: 6
Nays: 0
Absent: 0

LEBANON BOROUGH COUNCIL

R. Gary Quick
Borough Council President

CERTIFICATION

I, Karen M. Romano, Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Common Council at a meeting duly held on the 20th day of January, 2010; that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.

Date: January 20, 2010

Karen M. Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

RESOLUTION # 29-2010:

Councilman Coyle made a motion to approve Resolution 29-2010 with a second by Councilman Berger.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

RESOLUTION #29-2010

THE LEBANON BOROUGH ENGINEER

WHEREAS, the Borough of Lebanon Council has determined a need for the services of Paul W. Ferriero, PE & PP of Paul W. Ferriero Engineering Inc. 180 Main Street P.O. Box 571, Chester, New Jersey; and

WHEREAS, the Borough Council has elected to enter into a professional services agreement pursuant N.J.S.A. 40A:11-1 et seq. and shall enter into such contract on a non-affair and open contract basis pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough Council has determined in consultation with the Borough Attorney, that Paul W. Ferriero, PE & PP has the requisite experience for such specialized matters;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council and the Borough of Lebanon as follows:

13. Paul W. Ferriero, PE & PP is hereby retained as Engineer to the Borough of Lebanon as of January 1, 2010.

14. The Mayor and Clerk are hereby authorized to execute a professional services contract with Paul W. Ferriero, PE & PP on the condition that the Engineer shall complete a Business Entity Disclosure Certification.
15. This resolution authorizes a contract to be awarded without competitive bidding with such contract to be prepared and finally approved by the Borough Attorney.
16. A notice of this action shall be published in the legal newspaper of the Borough.

Introduced and adopted: January 20, 2010

LEBANON BOROUGH COUNCIL

Ayes: 6

Nays: 0

Absent: 0

R. Gary Quick

Borough Council President

CERTIFICATION

I, Karen M Romano, Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Common Council at a meeting duly held on the 20th day of January, 2010; that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.

Date: January 20, 2010

Karen M. Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

RESOLUTION # 30-2010:

Councilman Coyle made a motion to approve Resolution 30-2010 with a second by Councilman Reino.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

RESOLUTION #30-2010

THE LEBANON BOROUGH PLANNER

WHEREAS, the Borough of Lebanon Council has determined a need for the services of Carl E. Hintz, of Clarke Caton Hintz, 400 Sullivan Way Trenton, New Jersey; and

WHEREAS, the Borough Council has elected to enter into a professional services agreement pursuant N.J.S.A. 40A:11-1 et seq. and shall enter into such contract on a non-affair and open contract basis pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough Council has determined in consultation with the Borough Attorney, that Carl E. Hintz, PP, AICP, ASLA has the requisite experience for such specialized matters;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council and the Borough of Lebanon as follows:

17. Carl E. Hintz, PP, AICP, ASLA is hereby retained as Planner to the Borough of Lebanon as of January 1, 2010.
18. The Mayor and Clerk are hereby authorized to execute a professional services contract with Carl E. Hintz, PP, AICP, ASLA on the condition that the Planner shall complete a Business Entity Disclosure Certification.
19. This resolution authorizes a contract to be awarded without competitive bidding with such contract to be prepared and finally approved by the Borough Attorney.
20. A notice of this action shall be published in the legal newspaper of the Borough.

Introduced and adopted: January 20, 2010

Ayes: 6
Nays: 0
Absent: 0

LEBANON BOROUGH COUNCIL

R. Gary Quick
Borough Council President

CERTIFICATION

I, Karen M. Romano, Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Common Council at a meeting duly held on the 20th day of January, 2010; that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.

Date: January 20, 2010

Karen M. Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

RESOLUTION # 31-2010:

**Councilman Berger made a motion to approve Resolution 31-2010 with a second by Councilman
Burton.**

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

RESOLUTION #31-2010

THE LEBANON BOROUGH COUNSEL

WHEREAS, the Borough of Lebanon Council has determined a need for the services of Joseph Novak Esq. of 43 Church Street, Flemington, New Jersey; and

WHEREAS, the Borough Council has elected to enter into a professional services agreement pursuant N.J.S.A. 40A:11-1 et seq. and shall enter into such contract on a non-affair and open contract basis pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough Council has determined in consultation with the Borough Attorney, that Joseph Novak Esq. has the requisite experience for such specialized matters;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council and the Borough of Lebanon as follows:

21. Joseph Novak Esq. is hereby retained as
22. Counsel to the Borough of Lebanon as of January 1, 2010.
23. The Mayor and Clerk are hereby authorized to execute a professional services contract with Joseph Novak Esq. on the condition that the Counsel shall complete a Business Entity Disclosure Certification.
24. This resolution authorizes a contract to be awarded without competitive bidding with such contract to be prepared and finally approved by the Borough Attorney.
25. A notice of this action shall be published in the legal newspaper of the Borough.

Introduced and adopted: January 20, 2010

Ayes: 6

Nays: 0

Absent: 0

LEBANON BOROUGH COUNCIL

R. Gary Quick
Borough Council President

CERTIFICATION

I, Karen M. Romano, Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Common Council at a meeting duly held on the 20th day of January, 2010; that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.

Date: January 20, 2010

Karen M. Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

RESOLUTION # 32-2010:

Councilman Reino made a motion to approve Resolution 32-2010 with a second by Councilwoman Bross.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

RESOLUTION #32-2010

THE LEBANON BOROUGH COUNSEL

WHEREAS, the Borough of Lebanon Council has determined a need for the services of William Shurts Esq. of Old Highway #28 P.O. Box 492, Whitehouse, New Jersey; and

WHEREAS, the Borough Council has elected to enter into a professional services agreement pursuant N.J.S.A. 40A:11-1 et seq. and shall enter into such contract on a non-affair and open contract basis pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough Council has determined in consultation with the Borough Attorney, that William Shurts Esq. has the requisite experience for such specialized matters;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council and the Borough of Lebanon as follows:

26. William Shurts Esq. is hereby retained as
27. Counsel to the Borough of Lebanon as of January 1, 2010.

28. The Mayor and Clerk are hereby authorized to execute a professional services contract with William Shurts Esq. on the condition that the Counsel shall complete a Business Entity Disclosure Certification.

29. This resolution authorizes a contract to be awarded without competitive bidding with such contract to be prepared and finally approved by the Borough Attorney.

30. A notice of this action shall be published in the legal newspaper of the Borough.

Introduced and adopted: January 20, 2010
Ayes: 6
Nays: 0
Absent: 0

LEBANON BOROUGH COUNCIL

R. Gary Quick
Borough Council President

CERTIFICATION

I, Karen M. Romano, Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Common Council at a meeting duly held on the 20th day of January, 2010; that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.

Date: January 20, 2010

Karen M. Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

RESOLUTION # 33-2010:

Councilman Burton made a motion to approve Resolution 33-2010 with a second by Councilman Reino.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

**RESOLUTION #33-2010
BMC - 06**

WHEREAS, the governing body has commenced the renovation of the Borough Municipal Building, working in conjunction with its Buildings and Grounds Committee and the Special Advisory Committee on the renovation project; and

WHEREAS, a Change Order request has arisen during construction necessitated because of a Field Condition including an item that has been uncovered, practical considerations for modifications or inclusion of additional features to enhance the completed project and

NOW THEREFORE, BE IT RESOLVED by the Council of the Borough of Lebanon with regard to the Municipal Building renovation project that the Change Order to Brooks Mechanical Consultants for a sum of \$3,800.00 for providing duplicative labor associated with the water connection was determined to be beyond what is contained within the Contract Documents has been approved.

Introduced and adopted: January 20, 2010
Ayes: 6
Nays: 0
Absent: 0

LEBANON BOROUGH COUNCIL

R. Gary Quick
Borough Council President

CERTIFICATION

I, Karen M. Romano, Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Common Council at a meeting duly held on the 20th day of January, 2010; that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.

Date: January 20, 2010

Karen M. Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

RESOLUTION # 34-2010:

Councilman Reino made a motion to approve Resolution 34-2010 with a second by Councilwoman Bross.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

**RESOLUTION # 34-2010
Moving Company**

WHEREAS, the governing body has commenced the renovation of the Borough Municipal Building, working in conjunction with its Buildings and Grounds Committee and the Special Advisory Committee on the renovation project; and

NOW THEREFORE, BE IT RESOLVED by the Council of the Borough of Lebanon with regard to the Municipal Building renovation project that the Council has approved the Clerk solicit proposals for movers to relocate the Borough's Administrative offices to 6 High Street for a sum not-to-exceed \$3,500.00.

Introduced and adopted: January 20, 2010

Ayes: 6

Nays: 0

Absent: 0

LEBANON BOROUGH COUNCIL

R. Gary Quick
Borough Council President

CERTIFICATION

I, Karen M. Romano, Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Common Council at a meeting duly held on the 20th day of January, 2010; that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.

Date: January 20, 2010

Karen M. Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

RESOLUTION # 35-2010:

Council President Quick made a motion to approve Resolution 35-2010 with a second by Councilman Burton.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

**RESOLUTION # 35-2010
SSP Architectural Group – Investigation of Structure Strength**

WHEREAS, the governing body has commenced the renovation of the Borough Municipal Building, working in conjunction with its Buildings and Grounds Committee and the Special Advisory Committee on the renovation project; and

WHEREAS, a need has arisen during construction necessitated because of a Field Changes including which have been uncovered, practical considerations for modifications or inclusion of additional features to enhance the completed project, or emergent tasks which must be accomplished in a timely manner so as to not delay the project; and

NOW THEREFORE, BE IT RESOLVED by the Council of the Borough of Lebanon with regard to the Municipal Building renovation project that the Council intends to engage the Architect, SSP Architectural Group to perform specific services to include an investigation to determine if the structure is able to sustain the weight of the intended furnishings for a sum not-to-exceed of \$1,000.00 has been approved.

Introduced and adopted: January 20, 2010

Ayes: 6

Nays: 0

Absent: 0

LEBANON BOROUGH COUNCIL

R. Gary Quick
Borough Council President

CERTIFICATION

I, Karen M. Romano, Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Common Council at a meeting duly held on the 20th day of January, 2010; that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.

Date: January 20, 2010

Karen M. Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

Plaque for Renovated Building

Council President Quick requested a motion to confirm the final plaque as presented. Councilman Reino seconded the motion. Councilman Coyle requested the word "Wonderful" be removed.

The motion passed by the following roll call vote:

**YES: Council President Quick, Councilman Reino
Councilman Burton and Councilman Berger**

NO: Councilman Coyle

ABSTAIN: Councilwoman Bross

Appointment to the Historical Committee

Mayor Paradis requested a motion to appoint James Ruffi to the Historical Committee.

Councilman Burton made a motion to approve the appointment of James Ruffi with a second by Councilman Coyle.

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

Board of Health

Councilwoman Bross requested Council's approval to have Attorney Novak amend the Board of Health Ordinance to no longer license cats.

Councilman Burton made a motion to approve Attorney Novak to draft the amendment to no longer license cats. With a second by Councilman Coyle.

The motion passed by the following roll call vote:

**YES: Councilwoman Bross, Council President Quick, Councilman Reino,
Councilman Burton, Councilman Berger, and Councilman Coyle**

NO: None

ABSTAIN: None

OPEN PUBLIC SESSION #2:

Councilman Reino made a motion to open the public session. Councilman Burton seconded the motion with the unanimous approval of Council the floor was opened.

There being no public comment Councilman Reino made a motion to close the public session. Councilman Burton seconded the motion with the unanimous approval of Council the floor was closed.

MISCELLANEOUS:

Mayor Paradis stated he would be moving forward with the Louis Bay II Scholarship again this year. Councilman Berger discussed tentative Budget work session dates for January 28 or February 3.

Council President Quick moved and Councilman Reino seconded a motion to adjourn, there being no further business to come before Council. The meeting was adjourned at 10:45 PM by unanimous vote.

Respectfully Submitted

Karen M. Romano, RMC
Borough Clerk

LBCC

01-20-10

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