



**LEBANON BOROUGH  
COMMON COUNCIL  
SPECIAL MEETING MINUTES  
January 28, 2011  
9AM**

The Regular Meeting of the Lebanon Borough Common Council was called to order by Council President Berger at 9:00 AM.

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 Council President Berger.

**ROLL CALL:**

Present: Council President Sam Berger, Councilman Richard Burton,  
Councilman Faust Coyle and Councilwoman Bonnie Schmidt  
Absent: Councilman John Knoble and Councilman James Pittinger  
Also Present: Clerk Karen Romano

After a brief discussion Council President Berger requested a motion to approve Resolution# 40-2011.

**RESOLUTION # 40-2011:**

**Councilman Burton made a motion to approve Resolution 40-2011 the Consent Agenda with a second by Councilwoman Schmidt.**

**RESOLUTION # 40 - 2011**

**RESOLUTION AUTHORIZING IMPLEMENTATION  
OF NEW JERSEY CLEAN ENERGY PROJECT**

**WHEREAS**, the Governing Body in 2010 submitted an application to the Energy Efficiency and Conservation Block Grant Rebate program administered by the New Jersey Board of Public Utilities, Office of Clean Energy; and

**WHEREAS**, an audit and energy assessment of Lebanon Borough Municipal facilities was conducted at the Municipal building located at 6 High Street and the Office of Emergency Management/Police building located at 96 Main Street, both within the Borough of Lebanon, Hunterdon County, New Jersey; and

**WHEREAS**, “energy efficient measures” were identified for possible installation in each of the buildings which would be eligible for incentives to be paid by the Direct Install component of the New Jersey Clean Energy Program; and

**WHEREAS**, Donnelly Energy Solutions of 537 Route 23 South, Wayne, New Jersey is a participating contractor who conducted the audit assessment, and is under contract to the Market Manager, TRC Energy Services, Inc., as an entity which performs energy assessments and installation of energy efficient measures; and

**WHEREAS**, the New Jersey Department of Community Affairs, Division of Local Government Services has determined that Municipal entities such as the Borough of Lebanon are able to participate in the Direct Install program of TRC Energy Services, Inc., and may have work performed by participating Contractors such as Donnelly Energy Solutions without the need to competitively bid the project to other Contractors; all pursuant to a letter opinion of the Division of Local Government Services issued April 21, 2010; and

**WHEREAS**, Donnelly Energy Solutions has prepared and submitted for consideration, a “scope of work” of energy efficient measures for the Borough of Lebanon Municipal building at 6 High Street and OEM/Police building at 96 Main Street, together with a summary statement of the total cost of the proposed project, the credit to be provided through the New Jersey Clean Energy Incentive Program, and the Energy Efficiency and Conservation Block Grant rebate to be provided to the Borough of Lebanon upon completion of the project, and a proposed Direct Install Contractor Agreement; and

**WHEREAS**, the Governing Body of the Borough of Lebanon has determined that undertaking of the installation of the Energy Efficient measures proposed under the scope of work for the 2 Municipal buildings is in the best interest of the citizens of the Borough of Lebanon.

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

1. The Borough of Lebanon hereby authorizes entry into a Direct Install Contract of energy efficient measures with Donnelly Energy Solutions in the form of the Direct Install Contract agreement attached hereto and as may be further amended by the Borough Attorney.
2. The Mayor, Council President and Clerk are hereby authorized to execute those documents necessary to install the “energy efficient measures” in each of the Municipal buildings, and including but not limited to

- Direct Install Contractor Agreement
- Scope of Work attachment for Municipal building at 6 High Street
- Scope of Work attachment for OEM/Police building at 96 Main Street
- American Recovery and Reinvestment Act non-IOU Application

3. Insertion in the Budget, as maybe necessary, of an item of revenue comprised of the sum of the New Jersey Clean Energy incentive, and the Energy Efficiency and Conservation Block Grant rebate, and that the said total sum is hereby appropriated for the said project; and additionally, the sum of \$6,415.01 representing the amount required as Lebanon Borough's share of the project to be inserted in the 2011 budget of the Municipality and this sum is hereby appropriated to complete the said project.

LEBANON BOROUGH COUNCIL

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Karen M. Romano, RMC

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Samuel Berger, Council President

Introduced and adopted:

Ayes: 4

Nays: \_\_\_\_\_

Abstain, etc. \_\_\_\_\_

Absent: 2

**CERTIFICATION**

I, Karen M. Romano, Lebanon Borough Municipal Clerk hereby certify that this resolution was duly adopted by the Council of the Borough of Lebanon at a meeting duly held on the 28th day of January, 2011; 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 28, 2011

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Karen Romano, RMC  
Municipal Clerk

**The motion was passed by the following vote:**

**YES: Council President Berger, Councilman Burton, Councilwoman Schmidt, and Councilman Coyle**

**NO: None**

**ABSTAIN: None**

**ABSENT: Councilman Pittinger and Councilman Knoble**

**OPEN PUBLIC SESSION #1:**

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

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

**Councilwoman Schmidt moved and Councilman Burton seconded a motion to adjourn, there being no further business to come before Council.** The meeting was adjourned at 10:15 AM by unanimous vote.

Respectfully Submitted,

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Karen M. Romano, RMC  
Borough Clerk

LBCC  
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