



**LEBANON BOROUGH COMMON COUNCIL
MINUTES
November 10, 2011
7:30 PM**

The Regular Meeting of the Lebanon Borough Common Council was called to order by Mayor Reino at 7:30 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 Reino.

ROLL CALL:

Present: Mayor Reino, Council President Berger, Councilman Burton, and Councilwoman Schmidt
Absent: Councilman Pittinger, Councilman Knoble and Councilman Coyle
Also Present: Clerk Karen M. Romano and Attorney Joseph Novak

MOMENT OF SILENCE:

Mayor Reino stated a total of 7572 United States Service Members had given their lives for our country for the war on terrorism. New Jersey total continues at 111. Mayor Reino 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.

RESOLUTION # 120-2011:

Councilwoman Schmidt made a motion to approve Resolution 120-2011 the Consent Agenda with a seconded by Councilman Burton.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION # 120-2011
CONSENT AGENDA**

November 10, 2011

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. Animal Solution Report
2. Finance Monthly Report September
3. Highlands dated October 26, 2011
4. New Jersey Court letter 10-11-11

Introduced and adopted: November 10, 2011

Ayes: 4
Nays: 0
Absent: 3

Sam Berger, Council President

ATTEST: _____

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Borough of Lebanon Council at a meeting duly held on the November 10, 2011 that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.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: November 10, 2011

Karen M. Romano, RMC
Lebanon Borough Clerk

The motion passed by the following roll call vote:

YES: Council President Berger, Councilman Burton, Councilwoman Schmidt and Mayor Reino

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble, Councilman Pittinger, and Councilman Coyle

APPROVAL OF MINUTES:

Councilman Burton made a motion to accept the Regular Meeting Minutes of October 19, 2011. With a second by Council President Berger.

The motion passed by the following roll call vote:

YES: Council President Berger, Councilman Burton, Councilwoman Schmidt and Mayor Reino

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble, Councilman Pittinger, and Councilman Coyle

APPROVAL OF EXPENDITURES:

Council President Berger made a motion to approve the bill list for November 2011. Councilman Burton seconded the motion.

Report Printed 2011-11-12 14:06:18 Lebanon Borough

List of Bills - (All Funds)

Vendor	Description	Payment	Check Total
Current Fund			
403 - AMERICAN PROTECTIVE SYSTEMS, INC	PO 4272 NOVEMBER SECURITY SERVICES 10492	25.00	25.00
221 - ASSOCIATED MAILING	PO 4244 LEBANON LANTERN FALL 2011 NEWSLETTE	705.00	705.00
26 - BOROUGH OF LEBANON - PETTY CASH	PO 4267 PETTY CASH	198.60	198.60
202 - CENTURYLINK	PO 4284 TELEPHONE SVC FOR SEPT 2011 SVC, A	292.17	292.17
357 - CLARKE CATON HINTZ	PO 4245 PROF SVCS FOR SEPT 2011, INV 52511	272.50	272.50
254 - CLOVER HILL LANDSCAPING LLC	PO 4003 LAWN SVC FOR 2011 SEASON,8 OF 8	1,430.35	1,430.35
247 - COMCAST	PO 4273 TELEPHONE SVC FOR NOVEMBER 2011, AC	279.88	279.88
511 - CORNERSTONE RELOCATION	PO 4198 REFUND OF 3RD QTR TAX OVERPAYMENT,	1,227.34	1,227.34
132 - COUNTY OF HUNTERDON	PO 4247 PUBLIC HEALTH INSPECTIONS FROM JULY	900.00	900.00
38 - COUNTY OF HUNTERDON	PO 4249 UNLEADED GASOLINE/DIESEL FUEL FOR S	864.91	864.91
152 - NEW JERSEY PRESS MEDIA	PO 4248 LEGAL ADS -NOTICE TO BIDDERS, ACCT	110.48	110.48
39 - ELIZABETHTOWN GAS	PO 4275 NATURAL GAS SVC, ACCT 6822385611	8.20	8.20
46 - FERRIERO ENGINEERING	PO 4262 ENGINEERING SERVICE SEPTEMBER 2011	1,726.78	1,726.78
83 - HORIZON BLUE CROSS BLUE SHIELD NJ	PO 3787 DENTAL INSURANCE FOR NOVEMBER 2011	245.81	245.81
83 - HORIZON BLUE CROSS BLUE SHIELD NJ	PO 3788 DENTAL INSURANCE FOR DEC 2011 ACCT	245.81	245.81
182 - HUNTERDON COUNTY CHAMBER OF COMMERC	PO 4243 MUNICIPAL CLERK'S LUNCHEON 10-25-20	25.00	25.00
54 - NJN PUBLISHING	PO 4250 NEWSPAPER SUBSCRIPTION, ACCT HC-004	29.00	29.00
401 - JOINT COURT BETHLEHEM/BLOOMSBURY	PO 3941 4TH QTR MUNICIPAL COURT SVC	3,238.10	3,238.10
264 - JOSEPH S. NOVAK	PO 3778 MONTHLY LEGAL SERVICES NOVEMBER 201	3,000.00	3,000.00
59 - LEBANON BOROUGH BOARD OF EDUCATION	PO 3972 DEC 2011 LOCAL SCHOOL TAX	222,411.70	222,411.70
57 - LEBANON BOROUGH FIRE COMPANY	PO 4289 BRANCH CHIPPING	2,100.00	2,100.00
213 - Lebanon Boro General Store	PO 4288 LUNCH FOR POLL WORKERS	59.65	59.65
452 - MATARAZZO EXCAVATION & MASONRY	PO 4281 SNOW REMOVAL SVC, FOR 10/29/2011, I	1,947.50	1,947.50
2 - MGL FORMS-SYSTEMS, LLC	PO 4282 CHECK PRINTING-GENERAL ACCOUNT	203.00	203.00
9 - MUNICIPAL SOFTWARE, INC	PO 4253 IT SERVICE - INSTALL NEW ROUTER, IN	300.00	300.00
253 - NEW JERSEY STATE POLICE	PO 4263 STATE POLICE SERVICES FOR SEPT 2011	3,587.32	3,587.32
35 - NORTH HUNTERDON MUNICIPAL COURT	PO 3707 DECEMBER 2011 MUNICIPAL COURT RENT	674.22	674.22
513 - PAYCHEX OF NEW YORK LLC	PO 4254 PAYROLL SERVICE FOR OCT 31, 2011, I	83.42	83.42
233 - PITNEY BOWES	PO 3963 POSTAGE MACHINE LEASE, ACCT 1596-02	75.00	75.00
37 - PITNEY BOWES - RESERVE ACCOUNT	PO 4200 POSTAGE	200.00	200.00
68 - POLAND SPRING WATER CO	PO 4252 BOTTLED WATER/DRINKS, ACCT 04307586	49.13	49.13
28 - PREMIER DISPOSAL, INC	PO 3988 TRASH REMOVAL SVC FOR OCT 2011, CON	4,832.96	4,832.96
20 - QUILL CORPORATION	PO 4255 CLEANING SUPPLIES, ACCT C671593	186.80	186.80
303 - SHARP ELECTRONICS CORPORATION	PO 3798 COPIER LEASE FOR DEC 2011, CONTRACT	184.46	184.46
390 - TELE-DATA SOLUTIONS	PO 3901 ANNUAL CONTRACT BILLED MONTHLY	90.00	90.00
390 - TELE-DATA SOLUTIONS	PO 4280 ANNUAL CONTRACT 6642 BILLED MONTHLY	90.00	90.00
116 - TREASURER, STATE OF NEW JERSEY	PO 4278 MARRIAGE LICNESE REPORT FOR JUL/AUG	75.00	75.00
11 - VITAL SERVICES GROUP	PO 4227 2012 ASSESSORS/COLLECTOR BINDERS/TA	105.70	105.70
192 - WALMART BUSINESS	PO 4259 GENERAL SUPPLIES, ACCT 603220253036	31.84	31.84
27 - WASTE MANAGEMENT OF NJ INC	PO 4283 SOLID WASTE DISPOSAL FOR SEPT 2011,	3,274.38	3,274.38
TRUST FUNDS			
466 - ANIMAL CONTROL SOLUTIONS	PO 4271 ANIMAL CONTROL SERVICES, INV 79	150.00	150.00

24 - BEN SHAFFER & ASSOC. INC.	PO 4270	SPRING SEESAW	87.31	87.31
254 - CLOVER HILL LANDSCAPING LLC	PO 4246	PARK UPGRADES, INV 3056	6,890.00	6,890.00
396 - CORBY ASSOCIATES INC	PO 4269	SPRING SEESAW	450.00	450.00
520 - IDA HAUCHWITZ	PO 4276	REIMBURSE FOR PURCHASES MADE AT LOW	267.35	267.35
167 - KAREN ROMANO	PO 4279	REIMBURSE FOR HALLOWEEN SUPPLIES	184.98	184.98
321 - NJ DEPT OF HEALTH & SENIOR SVCS	PO 4285	DOG LICENSE REPORT FOR OCTOBER 2011	15.60	15.60
176 - SHOPRITE OF HUNTERDON COUNTY	PO 4277	RECREATION SUPPLIES	71.09	71.09
519 - TOWN & COUNTRY FENCE	PO 4257	FENCE INSTALLATION, INV 1054	4,358.57	4,358.57

GENERAL CAPITAL FUND

328 - DESIGN ENTERPRISES, INC.	PO 4274	CONSTRUCTION MANAGEMENT SVCS FOR JU	5,565.00	5,565.00
46 - FERRIERO ENGINEERING	PO 4260	ENGINEERING SERVICE FOR CHERRY STR	8,235.00	8,235.00
46 - FERRIERO ENGINEERING	PO 4261	ENGINEERING SERVICE FOR NITZER RO	3,187.50	3,187.50
99 - GRAMCO	PO 4151	SOUND RECORDINF/PROJECTION SYSYEM	13,158.00	13,158.00
355 - J. TUFARO & SONS ELECTRICAL	PO 4251	NEW ELECTRIC GRAPHIC SIGN, INV 2242	900.00	900.00
352 - RAMPART CONSTRUCTION INC	PO 2451	MUNICIPAL BLDG RECONSTRUCTION, RESO	24,452.30	24,452.30
515 - Z BROTHERS	PO 4287	CHERRY STREET ROAD & DRAINAGE IMPRO	120,687.69	120,687.69

TOTAL

444,047.40

Total to be paid from Fund 01 Current Fund	255,387.01
Total to be paid from Fund 03 TRUST FUNDS	12,474.90
Total to be paid from Fund 04 GENERAL CAPITAL FUND	176,185.49

	444,047.40

Checks Previously Disbursed

99999	VISTA PRINT	WEB SITE SERVICE FOR ONE YEAR	278.50	10/31/2011
99999	BOROUGH OF LEBANON-EMAIL SERVICE	MONTHLY EMAIL SERVICE	140.00	10/26/2011
99999	BOROUGH OF LEBANON-EMAIL SERVICE	MONTHLY EMAIL SERVICE	109.20	9/07/2011
6767	BORGATA HOTEL CASINO & SPA	PO# 4268 ADDITIONAL AMOUNT DUE FOR LEAGUE O	34.00	11/02/2011

			561.70	

Total paid from Fund 01 Current Fund	561.70

	561.70

Total for this Bills List: 444,609.10

The motion passed by the following roll call vote:

YES: Council President Berger, Councilman Burton, Councilwoman Schmidt, and Mayor Reino

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble, Councilman Pittinger, and Councilman Coyle

OPEN PUBLIC SESSION #1:

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

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

RESOLUTION #119-2011:

Councilman Burton made a motion to adopt Resolution#119-2011 with a second by Councilwoman Schmidt.

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

RESOLUTION NO. 119-2011

**AWARDING OF SNOW REMOVAL AND ICE CONTROL SERVICES FOR
THE 2011-2012 WINTER SEASON**

WHEREAS, the removal of snow and ice control services are required for maintenance of public roads and property during the coming winter season; and

WHEREAS, a quotation package was prepared and ten quotes were solicited, however, three companies have bid to provide the services, that company, Cedar Ridge Lawn Care LLC. being the supplier of Snow Removal services to the Borough; and

WHEREAS, the bid has been reviewed and it has been determined that the bidder is a qualified provider of such services.

NOW THEREFORE BE IT RESOLVED by the Lebanon Borough Council that a contract for the provision of snow removal and ice control services for the 2011-2012 winter season be entered into with Cedar Ridge Lawn Care LLC, under the terms as set forth in their proposal;

BE IT FURTHER RESOLVED that the Mayor, President and Clerk are authorized to execute such Contract on behalf of the Borough of Lebanon.

Introduced and adopted:
Ayes: 4
Nays: 0
Absent 3

LEBANON BOROUGH COUNCIL

Sam Berger, Council President

ATTEST:

Karen M. Romano
Borough Clerk

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 10th day of November, 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: November 10, 2011

Karen M. Romano
Borough Clerk

The motion passed by the following roll call vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble, Councilman Pittinger, and Councilman Coyle

RESOLUTION #121-2011:

Councilman Burton made a motion to adopt Resolution#121-2011 with a second by Council President Berger.

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

RESOLUTION NO. 121-2011 NJDOT Cokesbury Road Bridge Deck Replacement

WHEREAS; The New Jersey Department of Transportation (NJDOT) has proposed the replacement of the deficient Cokesbury Road bridge deck over I-78 in the Borough of Lebanon, Hunterdon County.

WHEREAS; NJDOT has proposed to replace the current bridge deck and during construction will maintain one lane in each direction for the duration of the project.

WHEREAS; NJDOT shall contract to provide school bus transportation for the elementary school children of Presidential Place (49 Cokesbury Road) to/from the Lebanon Borough School for the duration of the project.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE BOROUGH OF LEBANON, that the plans for the Cokesbury Road bridge deck replacement over I-78 and providing one travel lane per direction and no sidewalks during construction are hereby approved.

Introduced and adopted:

Ayes: 4
Nays: 0
Absent 3

LEBANON BOROUGH COUNCIL

Sam Berger, Council President

ATTEST:

Karen M. Romano
Borough Clerk

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 10th day of November, 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: November 10, 2011

Karen M. Romano
Borough Clerk

The motion passed by the following roll call vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble, Councilman Pittinger and Councilman Coyle

RESOLUTION #121-2011:

Councilman Burton made a motion to adopt Resolution#121-2011 with a second by Council President Berger.

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

RESOLUTION #122-2011 Amendment to resolution# 100-2011

WHEREAS, the Borough of Lebanon would like to provide Chip, Seal and Road repair services to Borough Residences for the Spring of 2011, and

WHEREAS, the Borough of Lebanon will utilize the share service agreement with the Township of Tewksbury;

WHEREAS, the Township of Tewksbury., has submitted the quote to
Chip and Seal Maple Street, High Street, Locust Street and Lynwood Ave at \$16,000.00,
Milling 3 inches and pave bad sections of High and Maple at \$15,000.00
Crack seal Edgerton @MCCOP price of \$8,000.00
providing a crew and equipment for such services.

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Lebanon that a Chip, Seal and road repair agreement for 2011, be awarded to the Township of Tewksbury in the amount not to exceed \$40,000.00.

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute said agreement, after review and approval by Borough Engineer Robert Brightly of Ferriero Engineering.

Introduced and adopted:

LEBANON
BOROUGH COUNCIL

Ayes: 4
Nays: 0
Absent: 3

Sam Berger
Borough Council President

ATTEST:

Karen M. Romano, RMC
Borough Clerk

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 November 10, 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 : November 10, 2011

Karen M. Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

YES: Council President Berger, Councilman Burton, Councilwoman Schmidt and Mayor Reino

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble, Councilman Pittinger and Councilman Coyle

DISCUSSION

COMMITTEE/COMMISSIONS/BOARD UPDATE

Streets and Roads: Councilman Burton stated Nitzer Ave would be paved tomorrow

Lantern: Councilwoman Schmidt reminded everyone of the December 16th deadline for any Lantern submissions.

OPEN PUBLIC SESSION #2:

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

Cloverhill Landscaping LLC owner Dave Defederico asked why the snow plowing contract was awarded to Cedar Ridge. He stated he was the lower quote. Mayor Reino and Attorney Novak explained to Mr. Defederico that the borough decision was based on the equipment Cedar Ridge was offering.

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

Mayor Reino requested a motion to enter into executive session.

RESOLUTION #126-2011:

Councilman Burton made a motion to adopt Resolution#126-2011 with a second by Councilwoman Schmidt.

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

RESOLUTION #126 -2011

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: 4
Nays: 0
Absent: 3

LEBANON BOROUGH COUNCIL

Sam Berger, 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 November 10, 2011.

Karen Romano, RMC
Borough Clerk

The motion passed by the following roll call vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble, Councilman Pittinger and Councilman Coyle

Mayor Reino requested a motion to re-enter the Regular Council meeting of November 10, 2011.

Councilwoman Schmidt made the motion to re-enter the meeting. With a seconded from Councilman Burton.

ADJOURN:

Councilman Burton moved and Councilwoman Schmidt seconded a motion to adjourn, there being no further business to come before Council. The meeting was adjourned at 9:20 PM by unanimous vote.

Respectfully Submitted,

Karen M. Romano, RMC
Borough Clerk

LBCC

5-18-11

9

LBCC
4-20-11
13