



**LEBANON BOROUGH COMMON COUNCIL
MINUTES
June 20, 2012**

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 Knoble, Councilwoman Schmidt, and Councilman Pittinger

Absent: Councilman Burton and Councilman Junge

Also Present: Attorney Joe Novak, Clerk Karen M. Romano

MOMENT OF SILENCE:

Mayor Reino stated a total of 7908 United States Service Members had given their lives for our country for the war on terrorism. New Jersey total continues at 119. 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 # 62-2012:

Councilman Knoble made a motion to approve Resolution 62 -2012 the Consent Agenda with a second by Councilwoman Schmidt.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION # 62-2012
CONSENT AGENDA**

June 20, 2012

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. Lebanon Volunteer Fire Company Financial Statements
2. Highlands letter dated June 4, 2012
3. Presidential Place Re: Code Official
4. Woodmont I78 letter of support
5. Finance Monthly report April and May
6. DEI rate reduction
7. NJDOT
8. Court Report
9. Senior Club letter
10. Z Brothers Concrete Contractors maintenance Bond Complete

11. Fire Company "Hosedown" request for the park

Introduced and adopted June 20, 2012

Ayes: 4
Nays: 0
Absent: 2

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the Borough of Lebanon Council at a meeting duly held on the June 20, 2012 that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.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: June 20,, 2012

Karen M. Romano, RMC
Lebanon Borough Clerk

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

APPROVAL OF MINUTES:

Council President Berger made a motion to accept the Regular Meeting Minutes of May 16, 2012. With a second by Councilman Knoble.

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

APPROVAL OF EXPENDITURES:

Council President Berger made a motion to approve the bill list for June 2012. Councilman Burton seconded the motion.

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

Report Printed 2012-05-14 16:36:52 Lebanon Borough

List of Bills - (All Funds)

Total	Vendor	Description	Payment	Check
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Current Fund				
45.00	403 - AMERICAN PROTECTIVE SYSTEMS, INC	PO 4638	RAM PROGRAMING, CUST 10492	45.00
	202 - CENTURYLINK	PO 4650	TELEPHONE SERVICE, ACCT 310227467/3	296.03
296.03	357 - CLARKE CATON HINTZ	PO 4639	PROF SERVICES FOR JAN 2012, INV 539	522.83
522.83	254 - CLOVER HILL LANDSCAPING LLC	PO 4658	LAWN SVC FOR 2012 SEASON, INV 3173	1,430.35
1,430.35	247 - COMCAST	PO 4663	TELEPHONE SVC FOR MAY 2012, ACCT 23	292.51
292.51	38 - COUNTY OF HUNTERDON	PO 4632	UNLEADED GASOLINE/DIESEL FUEL USAGE	870.82
870.82	132 - COUNTY OF HUNTERDON	PO 4640	FOOD INSPECTIONS FOR JAN/MARCH 2012	500.00
500.00	152 - NEW JERSEY PRESS MEDIA	PO 4633	LEGAL ADS, ACCT 20346900	126.96
126.96	111 - ELIZABETH C MCKENZIE	PO 4659	PROF SVCS FOR APR 2012, THIRD ROUND	687.50
687.50	39 - ELIZABETHTOWN GAS	PO 4661	NATURAL GAS SERVICE, ACCT 824859029	327.84
327.84	46 - FERRIERO ENGINEERING	PO 4641	ENGINEERING SVCS FOR MARCH 2012, IN	1,186.90
1,186.90	543 - GOVERNMENT DATA PUBLICATIONS, INC	PO 4654	PRINTED MATERIALS, INV BA7474	107.95
107.95	187 - GPANJ, INC	PO 4643	2012 MEMBERSHIP DUES	90.00
90.00	83 - HORIZON BLUE CROSS BLUE SHIELD NJ	PO 4488	DENTAL INSURANCE FOR JUNE 2012	245.81
245.81	54 - NJN PUBLISHING	PO 4652	LEGAL ADS, ACCT L901188	265.83
265.83	16 - JCP&L	PO 4634	ELECTRIC SERVICE, ACCT100063647000/	2,503.77
2,503.77	264 - JOSEPH S. NOVAK	PO 4431	MONTHLY LEGAL SERVICE, MAY 2012	3,000.00
3,000.00	167 - KAREN ROMANO	PO 4669	ADMINISTRATION LUNCHEON 5-14-2012	150.66
150.66	119 - LEBANON FIRE COMPANY	PO 4670	FIRE CO APPROPRIATION FOR MAY 2012	5,000.00
5,000.00	90 - LEBANON SEWER AUTHORITY	PO 4668	SEWER PAYMENT DEPOSITED IN CURRENT	357.64
357.64	80 - MARK PARADIS	PO 4667	BLUE HOST WEB HOSTING SVC, INV# 110	190.80
190.80	23 - MOORE WALLACE NORTH AMERICA INC.	PO 4637	CERTIFIED COPY OF VITAL RECORD, CUS	62.50
62.50	253 - NEW JERSEY STATE POLICE	PO 4644	STATE POLICE SERVICES FOR MARCH 20	3,849.56
3,849.56	35 - NORTH HUNTERDON MUNICIPAL COURT	PO 4503	MUNICIPAL COURT SVC FOR MAY 2012	708.00
708.00	513 - PAYCHEX OF NEW YORK LLC	PO 4665	PAYROLL SERVICE, INV 612206	181.04
181.04	233 - PITNEY BOWES	PO 4635	MAIL MACHINE LEASE, ACCT 1596-0215-	75.00
75.00	68 - POLAND SPRING WATER CO	PO 4645	BOTTLED WATER, ACCT 0430758649	48.83
48.83	28 - PREMIER DISPOSAL, INC	PO 4544	TRASH REMOVAL SERVICE FOR APRIL 201	4,832.96
4,832.96	20 - QUILL CORPORATION	PO 4636	OFFICE SUPPLIES, ACCT 671593	33.66
		PO 4646	OFFICE SUPPLIES SUPPLIES, ACCT C671	62.54
		PO 4656	OFFICE SUPPLIES, ACCT C671593	95.40
		PO 4664	SUPPLIES FOR THE SENIOR ANNIVERSARY	24.99
216.59	76 - STEVE WELLS	PO 4662	REIMBURSE FOR FISHING DERBY EQUIPME	134.86
134.86	390 - TELE-DATA SOLUTIONS	PO 4519	JUNE 2012 PHONE MAINTENANCE CHG	90.00
90.00	43 - TOWN OF CLINTON	PO 4657	WATER BILL FOR FEB/MAR/APR 2012, AC	57.00
57.00	27 - WASTE MANAGEMENT OF NJ INC	PO 4655	SOLID WASTE DISPOSAL FOR APRIL 2012	3,222.44
3,222.44				
TRUST FUNDS				
48.15	105 - ALLSEASONS FLOWERS & GIFTS	PO 4660	FLOWERS FOR JOSEPHINE HOBBIE	48.15
439.00	213 - Lebanon Boro General Store	PO 4666	SENIOR LUNCHEON FOOD	439.00
413.18	176 - SHOPRITE OF HUNTERDON COUNTY	PO 4647	SENIOR LUNCHEON SUPPLIES	413.18
19.82	192 - WALMART BUSINESS	PO 4648	SENIOR LUNCHEON SUPPLIES, ACCT 5004	19.82
GENERAL CAPTITAL FUND				
180.00	46 - FERRIERO ENGINEERING	PO 4642	CAPITAL PROJECTS FOR MARCH 2012, IN	180.00
6,084.44	515 - Z BROTHERS	PO 4649	CHERRY STREET DRAINAGE IMPROVEMENTS	6,084.44
-----				-----
38,862.57	TOTAL			
	Total to be paid from Fund 01 Current Fund		31,677.98	
	Total to be paid from Fund 03 TRUST FUNDS		920.15	
	Total to be paid from Fund 04 GENERAL CAPTITAL FUND		6,264.44	
			=====	
			38,862.57	

Checks Previously Disbursed

99999	STATE OF NEW JERSEY, TREASURY	EMPLOYEE HEALTH BENEFITS-APRIL	2,966.69
5/13/2012			
99999	PUBLIC EMPLOYEES RETIREMENT SYSTEM	2012 ANNUAL INSTALLMENT	16,173.00
4/02/2012			

			19,139.69

Total paid from Fund 01 Current Fund 19,139.69

19,139.69

Total for this Bills List: 58,002.26

STATE POLICE REPORT:

Trooper Highal submitted a Response Volume report to Council. There were 379 calls made in the month of May and 100% of the issues were resolved. The State police will be covering the July 4th Parade.

GRIST MILL CONDOS –Mike Mastellone

Mike Mastellone the current owner of Building 10 in the Grist Mill requested a waiver of \$5000.00 per unit (4 units +\$20,000) that was requested of the previous owner by the Borough. Each unit has extensive damage due to the years of vacancy. Council agreed with conditions. Attorney Novak stated he would draw a resolution to be approved for the July meeting.

**Mayor Reino called for a motion to wave the \$20,000.00 fee that is attached to the property with the conditions stated by Attorney Novak.
Council President Berger made a motion to wave the \$20,000 with the stated conditions.
With a second by Councilman Knoble.**

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

DEI- 96 Main Street

Dave stated the bids for the renovation of 96 Main Street came as follows:

	Base price	Alternate #1	Alternate #2
Home Solutions	\$63,573.00	\$1800.00	\$3989.00
De Sapia	\$52,585.00	\$2125.00	\$6385.00
Foran	\$67,824.00	\$2300.00	\$3600.00

Dave recommends De Sapia for a total project cost of \$61,095.00.

OPEN PUBLIC SESSION #1:

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

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

ORDINANCE# 2012-06:

Council President Berger made a motion to Introduce Ordinance #2012-06 an Ordinance authorizing the use of funds from NJDOT. With a second by Councilman Knoble.



ORDINANCE #2012-06

**AN ORDINANCE AUTHORIZING THE USE OF FUNDS FROM
NJ DOT 2012 MUNICIPAL AID PROGRAM
FOR MYRTLE AVENUE IMPROVEMENTS**

WHEREAS, the Borough of Lebanon has received a grant from New Jersey Department of Transportation for Improvements to Myrtle Avenue.

NOW THEREFORE BE IT ORDAINED, by the Common Council of the Borough of Lebanon, in the County of Hunterdon, and State of New Jersey as follows:

SECTION I: The sum of \$135,000.00 from “NJ DOT 2011 MUNICIPAL AID PROGRAM FOR MYRTLE AVENUE IMPROVEMENTS” is hereby appropriated for the purpose of Improvements to Myrtle Avenue.

SECTION II: This Ordinance shall take effect immediately after final passage and publication in accordance with the laws of the State of New Jersey.

ATTEST:

LEBANON BOROUGH COUNCIL

Karen M. Romano, RMC
Borough Clerk

Sam Berger, Council President

Vote after public hearing and upon final adoption:

Burton 0

Knoble 1

Schmidt 1

Junge 0

Pittinger 1

Berger 1

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

Veto in Whole or Part:

Approved:

Michael F. Reino, Mayor
Date:

Michael F. Reino, Mayor
Date: _____

Returned to Borough Clerk with
statement attached on _____

Introduced: June 20, 2012
Adopted:

NOTICE

TAKE NOTICE that the above ordinance was introduced at a regular meeting of the Borough Council of the Borough of Lebanon on June 20, 2012 and will be considered for final passage after public hearing at a regular meeting of the Borough Council of the Borough of Lebanon to be held on July 18, 2012 at 7:30 p.m. in the Municipal Building, 6 High Street, Lebanon, New Jersey.

Karen M. Romano, RMC
Borough Clerk

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

Resolution #63-2012:

Council President Berger made a motion to approve Resolution #63-2012 with a second by Councilwoman Schmidt.

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

RESOLUTION #63-2012

**LIQUOR LICENSE
69 MAIN STREET LLC**

WHEREAS, an application for Plenary Retail Consumption License has been made by 69 Main Street LLC, Trade name being FOX AND HOUND TAVERN AT THE LEBANON HOTEL, located at 69 Main Street, Lebanon NJ.; and

WHEREAS, the submitted form is complete and the appropriate checks are attached;

NOW, THEREFORE BE IT RESOLVED by the Lebanon Borough Common Council to approve the above named application and authorize the Borough Clerk to sign said application and file it with the NJ Division of Alcoholic Beverage Control.

Introduced and adopted:

LEBANON BOROUGH COUNCIL

Ayes: 4

Nays: 0

Absent: 2

Sam Berger, 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 of June 2012; 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: June 20, 2012

Karen M. Romano, RMC
Borough Clerk

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

Resolution #64-2012:

Council President Berger made a motion to approve Resolution #64-2012 with a second by Councilwoman Schmidt.

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

RESOLUTION #64-2012

**LIQUOR LICENSE
ROCK U LLC**

WHEREAS, an application for Plenary Retail Distribution License has been made by Rock U LLC, Trade name being BOURBON STREET LIQUORS, located at 1243 Hwy 22 E, Lebanon NJ.; and

WHEREAS, the submitted form is complete and the appropriate checks are attached;

NOW, THEREFORE BE IT RESOLVED by the Lebanon Borough Common Council to approve the above named application and authorize the Borough Clerk to sign said application and file it with the NJ Division of Alcoholic Beverage Control.

Introduced and adopted:

LEBANON BOROUGH COUNCIL

Ayes: 4

Nays: 0

Absent: 2

Sam Berger, 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 of June 2012; 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: June 20, 2012

Karen M. Romano, RMC
Borough Clerk

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

Resolution #65-2012:

Councilwoman Schmidt made a motion to approve Resolution #65-2012 with a second by Council President Berger.

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

RESOLUTION #65-2012

**LIQUOR LICENSE
COURTYARD MANAGEMENT CORPORATION**

WHEREAS, an application for Plenary Retail Consumption License has been made by Courtyard Management Corporation, Trade name being COURTYARD BY MARRIOT, located at 300 Corporate Drive, Lebanon NJ.; and

WHEREAS, the submitted form is complete and the appropriate checks are attached;

NOW, THEREFORE BE IT RESOLVED by the Lebanon Borough Common Council to approve the above named application and authorize the Borough Clerk to sign said application and file it with the NJ Division of Alcoholic Beverage Control.

Introduced and adopted:

LEBANON BOROUGH COUNCIL

Ayes: 4
Nays: 0

Absent: 2

Sam Berger, 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 of June 2012; 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: June 20, 2012

Karen M. Romano, RMC
Borough Clerk

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

Resolution #66-2012:

Council President Berger made a motion to approve Resolution #66-2012 with a second by Councilwoman Schmidt.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION #66-2012**

SALARIES YEAR 2012

BE IT RESOLVED, by the Lebanon Borough Common Council the following is a schedule of salaries and wages for the various positions in the Borough of Lebanon for the year 2012.

Borough Clerk/PB Sec/BOH Sec/Assess Search Officer (Romano)	\$ 59,210.00
Deputy Clerk/Recreation/Environmental Secretary (Sella)	\$39,530.00
Senior Club, Shade Tree Committee and Historical Committee Secretary	
Chief Financial Officer/Treasurer (Ciarlariello)	\$17,722.00
Tax Collector (Ciarlariello)	\$15,283.00
Asst. Treasurer (Demaris)	\$17.50/hr.
Tax Assessor (Schick)	\$15,000.00
Dog/Cat Licensing Agent (Sella)	\$661.00
Registrar of Vital Statistics (Romano)	\$768.75
Deputy Registrar of Vital Statistics (Sella)	\$768.75
Zoning Officer (Hauck)	\$11,516.00
Park Events Director - Contract (Romano)	\$1,256.00
Adult School Crossing Guard Supervisor	\$26.00/hr.
Adult School Crossing Guards	\$22.75/hr.
Special & Part Time Patrol Officers	\$ 10.00 to 38.00/hr.
Summer Park Program Director - Contract (Stern)	\$2,900.00
Recycling Coordinator (Romano)	\$ 3,075.00
Summer Park Counselors	\$ 8.00 to 15.00/hr.
Handyman Services	\$ 11.00 to 25.00/hr.
Clerical Temporary Staff	\$ 8.00 to 20.00/hr.
General Labor	\$ 12.00 to 25.00/hr
Custodial/Cleaning Service - Contract (Sella)	Full Service: \$150.00 Partial Service: \$75.00
Mileage	Rate as determined by IRS per mile standard

Introduced and adopted: June 20, 2012
Ayes: 4
Nays: 0
Absent: 2
Abstain :0

LEBANON BOROUGH COUNCIL

Sam Berger, 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 June 2012; 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.

Dated: June 20, 2012

Karen M. Romano, RMC
Borough Clerk

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

Resolution #67-2012:

Councilman Knoble made a motion to approve Resolution #67-2012 with a second by Council President Berger

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

RESOLUTION #67-2012

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 payments.

The refund of an erroneous payment.

[Type text]

NAME/ADDRESS Investors Savings

The next refund is for a duplicate payment.

Leona Van Nest	13.01	1103	1,170.29
3 Kelly Ct			
Lebanon NJ 08833			

The following payments are for the redemption of tax sale certificates:

<u>NAME/ADDRESS</u>		<u>BLOCK</u>	<u>LOT</u>	
<u>AMOUNT</u>				
Tad Dabrowski	Certificate 2011-02	6	18.01	1,164.61
329 Durham Rd			PREMIUM	<u>200.00</u>
South Plainfield, NJ 07080				1,364.61
US Bank Cust for MD Sass Muni V DTR		10	2 C1019	1,085.35
2 Liberty Place	Certificate # 09-02			
50 South 16 th St Suite 1950				
Philadelphia PA 19102				
Boyko Vladimiz	Certificate 2010-08	10	2C1019	551.32
1080 Oceanview Ave Apt 1A				
Brooklyn NY 11235				

Introduced and adopted: June 20, 2012

Ayes: 4

Nays:

Absent: 2

LEBANON BOROUGH COUNCIL

Sam Berger, Borough Council President

ATTEST:

Karen Romano
Borough Clerk

I certify that the foregoing is a true copy of the Resolution adopted by the Borough Council at a meeting held on June 20, 2012.

Karen Romano
Borough Clerk

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

Resolution #68-2012

Councilman Knoble made a motion to approve Resolution #54-2012 with a second by Council President Berger.

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

**RESOLUTION # 68 - 2012
Maintenance Upgrades at 96 Main Street**

WHEREAS, the governing body has decided to proceed with the maintenance upgrades at 96 Main Street, working in conjunction with its Buildings and Grounds Committee; and

WHEREAS, a need has arisen during construction necessitated because of a Condition 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 96 Main Street Maintenance Upgrade project that the Construction Manager, David G. Tillou recommends engagement of DeSapio Construction, Inc. to perform specific General Construction Work and associated services in for a sum of \$52,585.00 plus two alternates. Alternate no. 1 is for \$2,125.00 for the refurbishing of the rear railing and Alternate no. 2 is for removal and replacement of the front steps with brick left over from the two piers at the sign for \$6,385.00 has been approved.

Introduced and adopted: June 20, 2012

LEBANON BOROUGH COUNCIL

Ayes: 4

Nays: 0

Absent: 2

Abstain :0

Sam Berger, 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 June 2012; 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.

Dated: June 20, 2012

Karen M. Romano, RMC
Borough Clerk

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

Resolution #69-2012

Councilman Knoble made a motion to approve Resolution #69-2012 with a second by Council President Berger.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION # 69-2012**

**RESOLUTION IN SUPPORT OF ADEQUATE FUNDING FOR
THE OFFICE OF THE HUNTERDON COUNTY PROSECUTOR**

WHEREAS, the residents of the Borough of Lebanon are delighted to live in Hunterdon County. It is blessed with good roads, a strong agricultural heritage, good schools, a good transportation network, and the medium household income is the fourth highest in the United States; and

WHEREAS, however, the demographics of the County are shifting. Its population in 1970 was 60,718; its population in 2010 was 128,314, a 54 percent increase over 40 years; and

WHEREAS, as population has increased so has the amount of criminal activity; and

WHEREAS, in the past few months, there has been a tremendous spike in the number of burglaries throughout the County; and

WHEREAS, there has also been a substantial increase in diversification in the County with the number of non-English speaking residents increasing which has increased the challenge of providing those communities with protection from criminal activity; and

WHEREAS, although unheard of in the past, sporadic incidents of gang related activity have shown up from time to time; and

WHEREAS, a number of municipalities in the County have no police department or very small police departments; and

WHEREAS, the challenge from criminal activities associated with illicit drugs, gangs, domestic violence, violent activity and property crimes is increasing to some degree as a result of the difficult economic times; and

WHEREAS, the Hunterdon County Prosecutor's Office is responsible for the reasonable and lawful detection, arrest, indictment and conviction of those who violate the laws of the State of New Jersey; and

WHEREAS, the enviable life style enjoyed by the citizens of Hunterdon County requires that criminals be immediately apprehended and punished so that others will be discouraged from committing crimes in Hunterdon County or elsewhere; and

WHEREAS, the ability of the Hunterdon County Prosecutor's Office to protect, arrest, indict and convict those who violate the criminal laws of the State of New Jersey is a function of the amount of resources which the Prosecutor's Office has at its disposal to carry out its vital functions; and

WHEREAS, the Hunterdon County Prosecutor's Office has determined it needs additional resources in order to be able to adequately combat criminal and gang activity and has need for non-English speaking staff who can reach out to communities in the County which are non-English speaking in order to be able to safely protect those communities and to assist those within them who have been the victims of crimes; and

WHEREAS, the economic and social fabric of Hunterdon County would be challenged, if criminal activity is permitted to increase and there is not adequate means to combat it; and

WHEREAS, the Borough of Lebanon supports the efforts of Prosecutor Kearns to maintain and develop the professional standards of the Prosecutor's Office and to expand its operations so as to be able to stymie any criminal threat to the desirable life style and economic well-being of Hunterdon County.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Lebanon, Hunterdon County, New Jersey, as follows:

1. The Borough of Lebanon expresses its full support for the efforts of Prosecutor Anthony P. Kearns, III to professionalize and strengthen his office so as to be able to effectively respond to whatever criminal activities may occur in Hunterdon County.
2. The Mayor and Council encourage the Hunterdon County Freeholders to provide all necessary financial support to the Hunterdon County Prosecutor so that he may have the resources necessary to counteract any threats of or criminal activities which occur in Hunterdon County
3. While the Mayor and Council of the Borough of Lebanon are not in favor of seeing the County increase taxes, they support a reasonable increase in taxes to combat criminal activities which may threaten the County youth, senior citizens, its life style and economic prosperity.
4. The Municipal Clerk is directed to forward a copy of this Resolution to the Hunterdon County Board of Chosen Freeholders, each individual Freeholder, and to the governing body and school board(s) of each municipality in Hunterdon County.

Introduced and adopted: June 20, 2012
Ayes: 4
Nays: 0
Absent: 2
Abstain :0

LEBANON BOROUGH COUNCIL

Sam Berger, 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 June 2012; 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.

Dated: June 20, 2012

Karen M. Romano, RMC
Borough Clerk

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

Resolution #70-2012

Councilman Knoble made a motion to approve Resolution #70-2012 with a second by Council President Berger.

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

**RESOLUTION # 70 - 2012
Inlet Repair on Chestnut**

WHEREAS, the Borough of Lebanon would like to provide Inlet repair services to Borough Residences for the Chestnut Place, 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 repair the inlet on Chestnut Place Materials \$687.04, Equipment needed \$805.47, Manpower needed \$944.06.

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Lebanon that a Inlet repair agreement for 2012, be awarded to the Township of Tewksbury in the amount **not to exceed \$2,436.57**.

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: June 20, 2012
Ayes: 4
Nays: 0
Absent: 2
Abstain :0

LEBANON BOROUGH COUNCIL

Sam Berger, 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 June 2012; 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.

Dated: June 20, 2012

Karen M. Romano, RMC
Borough Clerk

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

STREET OPENING PERMIT

Mayor Reino requested a motion to approve Street Opening Permits for 101 Main Street and 63 Brunswick Ave.

Councilwoman Schmidt made the motion to allow the Street Opening permits with a second from Councilman Knoble.

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

DISCUSSION:

DEI- new terms –

place on the proposed ordinance in a timely manner. Council stated they would review it and discuss the proposed ordinance at the July meeting.

Chairman Joe Hauck also reported the dead tree on Maple and Brunswick will be removed on Monday, June 19, 2012.

Chairman Lex Saharic of OEM stated the drain on Alpaugh lane is caving in and requested that Engineer Bob Brightly take a look at it. Mayor Reino stated Mr. Brightly would be in town tomorrow and would go over to the sight.

OPEN PUBLIC SESSION #2:

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

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

MISCELLANEOUS:

Mayor Reino requested a motion to enter into executive session.

RESOLUTION #71-2012

Councilwoman Schmidt made the motion to accept Resolution #71-2012 and enter executive session with a second from Councilman Knoble.

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

RESOLUTION #71 -2012

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: 2

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 June 20, 2012.

Karen Romano, RMC
Borough Clerk

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

Councilwoman Schmidt made the motion to re-enter the regular meeting with a second from Councilman Knoble.

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

Resolution #72-2012

Councilman Knoble made a motion to approve Resolution #72-2012 with a second by Council President Berger.

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

RESOLUTION No.72-2012

**AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT
FOR THE RETENTION OF SPECIAL COUNSEL FOR SPECIAL LITIGATION MATTERS**

WHEREAS, the Borough of Lebanon has determined a need to retain Special Legal Counsel to provide services to the Borough on litigation matters for the calendar year 2012 and wishes to do so on a non-fair and open contract basis pursuant to the provision of *N.J.S.A. 19:44A-20.5*; and

WHEREAS, the term of this professional services Contract shall be for a period of 1 year commencing on June 20, 2012, and subject to renewals upon such mutually agreeable terms between the parties.

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

1. The Borough Mayor and Clerk are hereby authorized to execute a professional services Contract with John R. Lanza, Esq. on the condition that he has completed a Business Entity Disclosure Certification.
2. This resolution authorizes a Contract to be awarded without competitive bidding with such Contract to be prepared and finally approved by the Borough Attorney.
3. A notice of this action shall be published in the legal newspaper of the Borough

Introduced and adopted : June 20, 2012

Ayes: 4

Nays: 0

Absent: 2

LEBANON BOROUGH COUNCIL

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 Common Council at a meeting duly held on the 20th day of June, 2012; 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: June 20, 2012

Karen M. Romano, RMC
Borough Clerk

The motion was passed by the following vote:

YES: Council President Berger, Councilman Knoble, Councilman Pittinger and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Councilman Burton and Councilman Junge

AJOURN:

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 9:45 PM by unanimous vote.

Respectfully Submitted

Karen M. Romano, RMC
Borough Clerk

BLOCK LOT
not in Lebanon

AMOUNT
2,820.19

LBCC
6-20-12
22