



**LEBANON BOROUGH COMMON COUNCIL
MINUTES
July 18, 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, Councilman Knoble, Councilwoman Schmidt, Councilman Junge, Councilman Burton and Councilman Pittinger

Absent: Council President Berger

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

MOMENT OF SILENCE:

Mayor Reino stated a total of 7911 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 # 73-2012:

Councilman Burton made a motion to approve Resolution 73 -2012 the Consent Agenda with a second by Councilwoman Schmidt.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION # 73-2012
CONSENT AGENDA**

July 18, 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. Municipal Alliance Renewal Application 2013
2. Municipal Court Monthly Revenue
3. Energy Smart Rebate
4. Stormwater Annual Report Submittal by Ferrier Eng.
5. County Salt purchase
6. Frey Engineering- LB Wastewater Management Plan Draft
7. Highlands-Water Protection and Planning council
8. Clinton First Aid and Rescue Squad 2011 Audit and request of payment

9. Presidential Place refund of performance bond

Introduced and adopted July 18, 2012

Ayes: 5
Nays: 0
Absent: 1

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 July 18, 2012 force and effect as of the date I have subscribed my signature.

Date: July 18 2012

Karen M. Romano, RMC
Lebanon Borough Clerk

The motion was passed by the following vote:

YES: Councilman Knoble, Councilman Pittinger, Councilman Junge, Councilman Burton and Councilwoman Schmidt
NO: None
ABSTAIN:
ABSENT: Council President Berger

APPROVAL OF MINUTES:

Councilwoman Schmidt made a motion to accept the Regular Meeting Minutes and the Executive Minutes of June 20, 2012. With a second by Councilman Knoble.

The motion was passed by the following vote:

YES: Councilman Knoble, Councilman Pittinger, Councilman Junge, Councilman Burton and Councilwoman Schmidt
NO: None
ABSTAIN:
ABSENT: Council President Berger

APPROVAL OF EXPENDITURES:

Councilman Burton made a motion to approve the bill list for July 2012. Councilman Knoble seconded the motion.

Report Printed 2012-07-18 15:04:46 Lebanon Borough

List of Bills - (All Funds)

Total	Vendor	Description	Payment	Check
		Current Fund		
53.50	403 - AMERICAN PROTECTIVE SYSTEMS, INC	PO 4722 BURGLAR ALARM SYSTEM, CUST 10492	53.50	
	320 - APGAR POWER SWEEPING CORP	PO 4773 2012 STREET SWEEPING, INV 18312	600.00	
600.00				
1,017.17	314 - B & B PRESS INC.	PO 4771 LEBANON LANTERN SUMMER NEWSLETTER,	1,017.17	
	202 - CENTURYLINK	PO 4782 TELEPHONE SERVICE, ACCT 310227467/3	296.01	
296.01				
4,190.28	357 - CLARKE CATON HINTZ	PO 4681 PROF SERVICES FOR APRIL 2012, INV 5	4,190.28	

518.40	357 - CLARKE CATON HINTZ	PO 4743	PROF SERVICES FOR MAY 2012, INV 543	518.40
8,000.00	142 - CLINTON FIRST AID & RESCUE SQUAD	PO 4794	2012 FIRST AID SUPPORT	8,000.00
1,430.35	254 - CLOVER HILL LANDSCAPING LLC	PO 4762	LAWN SVC FOR 2012 SEASON ,4 OF 8	1,430.35
285.22	247 - COMCAST	PO 4744	TELEPHONE SVC FOR JULY 2012, ACCT	285.22
706.60	38 - COUNTY OF HUNTERDON	PO 4746	GASOLINE/DIESEL FUEL FOR MAY 2012	706.60
212,542.85	13 - COUNTY OF HUNTERDON - COUNTY TAX	PO 4788	3RD QTR COUNTY TAX	212,542.85
17,921.51	14 - COUNTY OF HUNTERDON - LIBRARY TAX	PO 4789	3RD QTR LIBRARY TAX	17,921.51
22,177.50	15 - COUNTY OF HUNTERDON- OPEN SPACE TAX	PO 4790	3RD QTR OPEN SPACE TAX	22,177.50
165.39	39 - ELIZABETHTOWN GAS	PO 4747	NATURAL GAS SERVICE, ACCT 263560059	165.39
558.14	554 - EXPERT HEATING & COOLING SYSTEMS, L	PO 4748	HVAC SYSTEM MAINTENANCE 5/18/2012-5	558.14
74.61	153 - HOME DEPOT CREDIT SVCS	PO 4651	BLDG/GRD SUPPLIES, ACCT 60353225409	74.61
2,500.00	492 - HOME SOLUTIONS	PO 4749	TRUCKING AND LABOR, INV 14961	2,500.00
245.81	83 - HORIZON BLUE CROSS BLUE SHIELD NJ	PO 4490	DENTAL INSURANCE FOR AUGUST 2012	245.81
1,064.57	215 - HUNTERDON COUNTY CLERKS OFFICE	PO 4750	ELECTION EXPENSES, MUNICIPAL SHARE	1,064.57
67.56	54 - NJN PUBLISHING	PO 4786	LEGAL ADS, ACCT L901188	67.56
6.50	16 - JCP&L	PO 4793	SVCS FOR ACCT /1000636447751000634	6.50
3,238.10	401 - JOINT COURT BETHLEHEM/BLOOMSBURY	PO 4735	MUNICIPAL COURT SVCS - 1ST QTR	3,238.10
3,238.10	401 - JOINT COURT BETHLEHEM/BLOOMSBURY	PO 4736	MUNICIPAL COURTS SVC, 2ND QTR	3,238.10
3,000.00	264 - JOSEPH S. NOVAK	PO 4433	MONTHLY LEGAL SERVICE, JULY 2012	3,000.00
1,665.00	549 - JOSHUA TREE	PO 4704	REMOVE SUGAR MAPLE ON MAPLE STREET	1,665.00
840.00	557 - LANDMARK FIRE PROTECTION, INC.	PO 4752	YEARLING TESTING AND INSPECTIONS FO	840.00
91.50	559 - LANZA & LANZA LLP	PO 4779	JUNE SERVICES RENDERED-SPECIAL LITI	91.50
260.00	323 - LISA SELLA	PO 4778	EYEWEAR REIMBURSEMENT	260.00
1,252.51	558 - MATTHEW QUINN	PO 4770	REFUND OF DUPLICATE TAX PAYMENT	1,252.51
225.00	2 - MGL FORMS-SYSTEMS, LLC	PO 4753	TAX BILL PRINTING, INV 106037	225.00
3,499.60	253 - NEW JERSEY STATE POLICE	PO 4781	STATE POLICE SERVICES FOR MAY 2012	3,499.60
10.00	290 - TREASURER-STATE OF NEW JERSEY	PO 4791	DEATH CERTIFICATES	10.00
225.00	560 - TREASURER-STATE OF NJ	PO 4792	2ND QUARTER MARRIAGE LICENSES	225.00
7,612.50	47 - NJ ECONOMIC DEVELOPMENT AUTHORITY	PO 4775	LOAN L01307 PAYMENT OF INTEREST A	7,612.50
10,608.78	190 - NJ FIRE EQUIPMENT CO	PO 4653	FIRE EQUIPMENT, NJ CONTRACT A76357,	10,608.78
95.00	224 - NJ SHADE TREE FEDERATION	PO 4754	ANNUAL MEMBERSHIP FEE, 2012	95.00
708.00	35 - NORTH HUNTERDON MUNICIPAL COURT	PO 4505	MUNICIPAL COURT SVC FOR JULY 2012	708.00
206.30	513 - PAYCHEX OF NEW YORK LLC	PO 4755	PAYROLL SERVICE , INV 619498, 62139	206.30
164.86	428 - PERSONNEL CONCEPTS	PO 4756	COMPLIANCE SUBSCRIPTION, CUST 25P48	164.86
200.00	37 - PITNEY BOWES - RESERVE ACCOUNT	PO 4529	POSTAGE	200.00
36.18	68 - POLAND SPRING WATER CO	PO 4758	BOTTLED WATER, ACCT 0430758649	36.18
4,832.96	28 - PREMIER DISPOSAL, INC	PO 4546	TRASH REMOVAL SERVICE FOR JUNE 2012	4,832.96
682.74	28 - PREMIER DISPOSAL, INC	PO 4776	TONNAGE FROM STREET SWEEPING	682.74
332.32	20 - QUILL CORPORATION	PO 4757	OFFICE AND CLEANING SUPPLIES, ACCT	204.40
1,261.14	6 - RICHARD M. CONLEY , LLC	PO 4780	CLEAN UP SUPPLIES, ACCT C671593	127.92
8,676.00	540 - STATEWIDE INSURANCE FUND	PO 4780	SPECIAL TAX COUNSEL FOR MAY 2012	1,261.14
8,676.00	540 - STATEWIDE INSURANCE FUND	PO 4734	WORKERS COMPENSATION, 3RD INSTALLME	8,676.00
90.00	390 - TELE-DATA SOLUTIONS	PO 4767	WORKERS COMPENSATION,4th INSTALLMEN	8,676.00
5,908.50	43 - TOWN OF CLINTON	PO 4521	AUGUST 2012 PHONE MAINTENANCE CHG	90.00
1,595.83	382 - TOWNSHIP OF TEWKSBURY	PO 4772	2ND QTR FIRE HYDRANT, 2012, ACCT 22	5,908.50
102.08	548 - VALERIE STERN	PO 4769	ROADSIDE MOWING & PATCHING POTHoles	1,595.83
3,300.73	27 - WASTE MANAGEMENT OF NJ INC	PO 4774	SUPPLIES FOR SUMMER REC	102.08
		PO 4777	SOLID WASTE DISPOSAL FOR JUNE 2012,	3,300.73
	TRUST FUNDS			
800.00	555 - A. PATULLO POWER WASH INC.	PO 4742	POWER WASH ALL PLAYGROUND EQUIPMENT	800.00
461.97	492 - HOME SOLUTIONS	PO 4785	MULCH - TRUCKING AND LABOR, INV 149	461.97
22.80	321 - NJ DEPT OF HEALTH & SENIOR SVCS	PO 4784	DOG LICENSE REPORT FOR MAY & JUNE 2	22.80
260.05	176 - SHOPRITE OF HUNTERDON COUNTY	PO 4759	SUPPLIES FOR SENIOR GROUP	260.05
2,284.47	382 - TOWNSHIP OF TEWKSBURY	PO 4760	INSTALLATION OF PARK BENCHES	2,284.47
40.00	192 - WALMART BUSINESS	PO 4761	SENIOR SUPPLIES, ACCT 5004	40.00
	GENERAL CAPTITAL FUND			
5,579.00	46 - FERRIERO ENGINEERING	PO 4768	MYRTLE AVENUE CAPITAL PROJECTS FOR	5,579.00
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356,504.99	TOTAL			

Total to be paid from Fund 01 Current Fund	347,056.70
Total to be paid from Fund 03 TRUST FUNDS	3,869.29
Total to be paid from Fund 04 GENERAL CAPITAL FUND	5,579.00

	356,504.99

Checks Previously Disbursed

99999	STATE OF NEW JERSEY, TREASURY	EMPLOYEE HEALTH BENEFITS-JUNE	2,966.69	7/18/2012
99999	LEBANON BOROUGH PAYROLL	PAYROLL 7/13/2012	9,235.22	7/13/2012
99999	LEBANON BOROUGH PAYROLL	PAYROLL 6/29/2012	10,698.00	6/29/2012
7155	NO HUNTERDON-VOORHEES REG HS DIST	PO# 4739 JULY 2012 REGIONAL SCHOOL TAX	255,003.65	6/27/2012
99999	STATE OF NEW JERSEY, TREASURY	EMPLOYEE HEALTH BENEFITS-MAY	2,966.69	6/26/2012

			280,870.25	

			280,870.25	

Total paid from Fund 01 Current Fund 280,870.25

280,870.25

Total for this Bills List: 637,375.24

The motion was passed by the following vote:

YES: Councilman Knoble, Councilman Pittinger, Councilman Junge, Councilman Burton and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Council President Berger

STATE POLICE REPORT:

The State Police submitted a Response Volume report to Council and Stated everything was quite.

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 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.

OPEN PUBLIC SESSION Ordinance #2012-06 :

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 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.

ORDINANCE# 2012-06:

Council President Berger made a motion to Adopt 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 1
- Knoble 1
- Schmidt 1
- Junge 1
- Pittinger 1
- Berger 0

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.

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

ORDINANCE 2012-06

**NOTICE OF FINAL PASSAGE
AN ORDINANCE AUTHORIZING THE USE OF FUNDS FROM
NJ DOT 2012 MUNICIPAL AID PROGRAM
FOR MYRTLE AVENEUE IMPROVEMENTS
NOTICE**

NOTICE is hereby given that the above Ordinance was introduced and passed on first reading at a meeting of the Borough Council of the Borough of Lebanon, in the County of Hunterdon, State of New Jersey, held in the Municipal Building on the 20th day of June 2012, and the same came up for final passage at a meeting of the said Borough Council on the 18th day of July 2012 at which time, after persons interested were given an opportunity to be heard concerning said ordinance, the same was passed and will be in full force in the Borough according to law by order of the Borough Council of the Borough of Lebanon, County of Hunterdon and State of New Jersey.

Karen M. Romano, RMC
Borough Clerk

**INTRODUCED: June 20, 2012
ADOPTED: July 18, 2012**

Karen M. Romano, RMC
Borough Clerk

The motion was passed by the following vote:

YES: Councilman Knoble, Councilman Pittinger, Councilman Junge, Councilman Burton and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Council President Berger

ORDINANCE# 2012-06:

Councilman Knoble made a motion to Introduce Ordinance #2012-07 an Ordinance authorizing an increase for dog fees. With a second by Councilwoman Schmidt.



BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY

ORDINANCE NO. 2012-7

**AN ORDINANCE TO AMEND THE ANIMAL CONTROL ORDINANCE,
AND SPECIFICALLY FEES**

WHEREAS, the cost of the administration and yearly licensing of dogs within the Municipality has increased; without any increase in fees over a prolonged period.

NOW THEREFORE BE IT HEREBY ORDAINED by the Council, of the Borough of Lebanon, in the County of Hunterdon, and State of New Jersey, with the approval of the Mayor, that the Animal Control Ordinance shall be amended to provide for the following new fees, effective January, 2013:

SECTION 1.

Fees:

1. \$12.00 for each neutered dog;
2. \$15.00 for each non-neutered dog;
3. An additional fee of \$5.00 per month and per dog on and after February 1st of each year for each dog that is not registered and licensed within the month of January of the said year.

SECTION 2.

All other provisions of the Ordinance, Chapter and Article shall remain unchanged and in full force and effect.

SECTION 3. Severability.

In event that any clause, section, paragraph, or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason; it shall be deemed severable, and the Borough Council hereby declares its intent that the balance of the Ordinance shall not be affected by the said invalidity, and the remainder shall remain in full force and effect.

SECTION 4. Effective date.

This Ordinance shall take effect upon final adoption and publication in accordance with the law.

ATTEST

BOROUGH OF LEBANON

Karen Romano, Borough Clerk

Michael Reino, Mayor

Vote after public hearing and upon final adoption:

Berger _____

Burton _____

Junge _____

Ordinance approved by the Governing Body and presented

Knoble _____

to the Mayor on _____, 2012

Pittinger _____

Schmidt _____

Veto in Whole or Part:

Approved:

Michael Reino, Mayor

Michael Reino, Mayor

Date:

Date:

Returned to Borough Clerk with statement attached on _____, 2012

NOTICE

TAKE NOTICE that the above ordinance was introduced at a regular meeting of the Borough Council of the Borough of Lebanon on July 18, 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 August 15, 2012 at 7:30 p.m. in the Municipal Building, located at 6 High Street, Lebanon, New Jersey

Karen M. Romano, Borough Clerk

The motion was passed by the following vote:

YES: Councilman Knoble, Councilman Pittinger, Councilman Junge, Councilman Burton and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Council President Berger

Resolution #74-2012:

Councilman Knoble made a motion to approve Resolution #74-2012 with a second by Councilwoman Schmidt.

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

RESOLUTION #74-2012

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 refund of a duplicate payment.

Matthew Quinn 3 Esther Ct Lebanon NJ 08833	13	503	1,252.51
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Introduced and adopted: July 18, 2012

Ayes: 5

Nays:

Absent: 1

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 July 18, 2012.

Karen Romano
Borough Clerk

The motion was passed by the following vote:

YES: Councilman Knoble, Councilman Pittinger, Councilman Junge, Councilman Burton and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Council President Berger

Resolution #75-2012:

Councilman Knoble made a motion to approve Resolution #75-2012 with a second by Councilwoman Schmidt.

RESOLUTION # 75 - 2012

**RESOLUTION CONDITIONALLY WAIVING IN LIEU PAYMENTS
GRISTMILL CONDOMINIUM VILLAGE**

WHEREAS, the Gristmill Village Condominium project received Planning Board approval, and the construction of the age restricted development was commenced in and about 1999; and

WHEREAS, the project contemplated ten buildings each containing four individual condominium units to be governed by the Gristmill Condominium Owner's Association; and

WHEREAS, in lieu of fulfilling certain construction requirements of the Ordinances, the Developer A.J.M. Realty Corp. offered and the Municipality accepted a proposal by which a payment of \$5,000.00 per unit for each of the last ten units would be made upon the issuance of a Certificate of Occupancy for each individual unit, and six of the ten units were completed and payments made thereon; and

WHEREAS, there remains one, uncompleted building on the site, which has had a multitude of problems spanning several years, preventing its completion and occupancy to the detriment of the Gristmill Condominium Owner's Association and the Municipality.

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

1. It is in the best interest of the general public, the current owners and residents of the Gristmill Condominium Project and the public at large that the remaining, unfinished structure within the Gristmill Residential Village be completed pursuant to Code and finally occupied as residential dwellings.

2. To assist in attaining this goal in a timely manner, the Borough Council will waive the payment of \$5,000.00 due on the issuance of a Certificate of Occupancy for the four remaining units within the Gristmill Village, on a condominium by condominium basis, upon the issuance of a Certificate of Occupancy for each one of the four particular units, upon the condition that all construction work be completed and such Certificate of Occupancy be issued on the four remaining units by December 31, 2012.

LEBANON BOROUGH COUNCIL

Karen M. Romano, RMC

Sam Berger, Council President

Introduced and adopted:
Ayes: 5
Nays: _____
Abstain, etc.1

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 18th day of July, 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: July 18, 2012

Karen Romano, RMC
Municipal Clerk

The motion was passed by the following vote:

YES: Councilman Knoble, Councilman Pittinger, Councilman Junge, Councilman Burton and Councilwoman Schmidt

NO: None

ABSTAIN:

ABSENT: Council President Berger

COMMITTEE/ COMMISION/BOARD UPDATES:

Shade Tree - Chairman Joe Hauck stated the fire department water the tree but not enough. Karen said she would call them back out to water again.

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:

AJOURN:

Councilman Knoble moved and Councilman Burton seconded a motion to adjourn, there being no further business to come before Council. The meeting was adjourned at 8:45 PM by unanimous vote.

Respectfully Submitted

Karen M. Romano, RMC
Borough Clerk

