



LEBANON BOROUGH COMMON COUNCIL
MINUTES
December 18, 2013

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

Absent: Councilman Knoble

Also Present: Clerk Karen M. Romano

MOMENT OF SILENCE:

Mayor Reino stated a total of 8195 United States Service Members had given their lives for our Country for the war on terrorism. New Jersey total continues at 127. 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.

RESOLUTIONS #110-2013:

Councilman Berger made a motion to approve Resolution 110-2013 the Consent Agenda with a second by Councilwoman Schmidt.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION # 110-2013
CONSENT AGENDA**

December 18, 2013

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. Hunterdon Land Trust
2. Finance Monthly Report Oct 2013
3. LBSA Reappointment of Edward Cichone
4. Clean Communities Grant Check
5. Standard and Poor's Ratings Services
6. GES regarding Exxon

7. Tax Assessor report Nov/Dec

Introduced and adopted December 18, 2013

Ayes: 5
Nays: 0
Absent: 1

Richard J. Burton, 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 December 18, 2013 force and effect as of the date I have subscribed my signature.

Date: December 18, 2013

Karen M. Romano, RMC
Lebanon Borough Clerk

The motion was passed by the following vote:

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

APPROVAL OF MINUTES:

Councilman Berger made a motion to accept the Regular Meeting Minutes of October 2013. With a second by Council President Burton

The motion was passed by the following vote:

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

APPROVAL OF EXPENDITURES:

Councilman Berger made a motion to approve the bill list for November and December 2013. Council President Burton seconded the motion.

November

List of Bills - (All Funds)

Vendor	Description	Payment	Check Total
Current Fund			
555 - A. PATULLO POWER WASH INC.	PO 5673 2013 LEAF PICK UP	1,999.33	1,999.33
553 - ATC SYSTEMS INC	PO 5655 SERVICE WORK, CUST L-3049	124.44	124.44
589 - AUTOMATIC TEMPERATURE CONTROL SVCS	PO 5656 MAINTENANCE AGREEMENT FOR OCT-DEC 2	780.00	780.00
534 - CEDAR RIDGE LAWN MAINTENANCE, LLC	PO 5587 GROUNDS MAINTENANCE NOVEMBER 2013,	1,284.37	1,284.37
202 - CENTURYLINK	PO 5674 TELEPHONE SERVICE, ACCT 310227467/3	325.94	325.94
247 - COMCAST	PO 5657 TELEPHONE SVC, ACCT 01729236295016	293.32	293.32
132 - COUNTY OF HUNTERDON	PO 5658 REGULAR HEALTH INSPECTIONS FROM 7/0	200.00	200.00
615 - DARROW'S SPORTING EDGE	PO 5650 BISON BASKETBALL COMBO	5,393.00	5,393.00
39 - ELIZABETHTOWN GAS	PO 5659 NATURAL GAS SVC, ACCT 2635600594/68	146.99	146.99
425 - FORAN & ASSOCIATES	PO 5582 96 MAIN STREET-DEMOLITION	1,000.00	1,000.00
425 - FORAN & ASSOCIATES	PO 5690 RECREATION BLDG REPAIR, INV86068	1,755.00	1,755.00
425 - FORAN & ASSOCIATES	PO 5691 RECREATION BLDG REPAIR, INV 86062	2,428.00	2,428.00
127 - GARDEN STATE HIGHWAY PRODUCTS, INC	PO 5645 NEW SIGNS, CUST LEBA	108.00	108.00
99 - GRAMCO WORD PROCESSING INC	PO 5660 AUDIO/VIDEO MAINTENANCE CONTRACT 10	1,395.00	1,395.00

153 - HOME DEPOT CREDIT SVCS	PO 5683	RUP XWAND 1.33 , ACCT 40909730	51.96	51.96
83 - HORIZON BLUE CROSS BLUE SHIELD NJ	PO 5160	DENTAL INSURANCE FOR DECEMBER 2013,	245.81	245.81
54 - NJN PUBLISHING	PO 5646	LEGAL ADS, ACCT L901188	102.77	102.77
16 - JCP&L	PO 5647	ELECTRIC SVC, ACCT 100064140559/064	595.97	595.97
16 - JCP&L	PO 5649	ELECTRIC SVC, ACCT 100002994141/299	1,540.14	1,540.14
16 - JCP&L	PO 5661	ELECTRIC SVC, ACCT 200000052726	2,073.79	2,073.79
597 - JERSEY ELEVATOR	PO 5639	ELEVATOR SERVICE, ACCT 5487A-M	135.00	135.00
597 - JERSEY ELEVATOR	PO 5675	ELEVATOR SERVICE, ACCT 5487A-M	135.00	135.00
401 - JOINT COURT BETHLEHEM/BLOOMSBURY	PO 5541	MUNICIPAL COURT SVCS - 4th QTR	3,335.25	3,335.25
614 - JOSEPH PIESECKI	PO 5648	BATTERY BACKUP - REFURBISHED, INV 6	158.05	158.05
264 - JOSEPH S. NOVAK	PO 5149	MONTHLY LEGAL SERVICE FOR NOVEMBER	3,000.00	3,000.00
167 - KAREN ROMANO	PO 5138	CELL PHONE ALLOWANCE FOR NOVEMBER 2	100.00	100.00
167 - KAREN ROMANO	PO 5662	REIMBURSE FOR MEALS	30.78	30.78
559 - LANZA & LANZA LLP	PO 5663	OCTOBER LEGAL SERVICES, ACCT 1323-0	128.00	128.00
59 - LEBANON BOROUGH BOARD OF EDUCATION	PO 5442	LOCAL SCHOOL TAX FOR DECEMBER 2013	217,256.00	217,256.00
57 - LEBANON BOROUGH FIRE COMPANY	PO 5688	2013 TREE REMOVAL	1,050.00	1,050.00
57 - LEBANON BOROUGH FIRE COMPANY	PO 5696	2013 TREE PRUNING ON CHESTNUT ST	1,500.00	1,500.00
57 - LEBANON BOROUGH FIRE COMPANY	PO 5700	2013 TREE REMOVAL FROM BRIDGE BEHIN	1,200.00	1,200.00
608 - LOWES	PO 5583	96 MAIN STREET-MATERIALS	2,115.95	2,115.95
213 - Lebanon Boro General Store	PO 5664	ELECTION EXPENSES	58.02	58.02
253 - NEW JERSEY STATE POLICE	PO 5666	STATE POLICE SERVICES FOR SEPTEMBER	4,199.52	4,199.52
253 - NEW JERSEY STATE POLICE	PO 5697	STATE POLICE SERVICES FOR OCTOBER 2	3,149.64	3,149.64
530 - NJ CONFERENCE OF MAYORS	PO 5665	2014 MEMBERSHIP DUES	295.00	295.00
453 - RR DONNELLY	PO 5654	CERTIFIED COPY OF VITAL RECORD FORM	62.50	62.50
137 - ORIENTAL TRADING CO. INC	PO 5677	HOLIDAY SUPPLIES, CUST 51742857	82.50	82.50
513 - PAYCHEX OF NEW YORK LLC	PO 5667	PAYROLL SERVICE FOR INV 698448/7000	465.89	465.89
68 - POLAND SPRING WATER CO	PO 5668	BOTTLED WATERS ACCT 0430758649	45.42	45.42
28 - PREMIER DISPOSAL, INC	PO 5669	TRASH REMOVAL SERVICE FOR OCTOBER 2	4,832.96	4,832.96
20 - QUILL CORPORATION	PO 5642	OFFICE SUPPLIES, ACCT C671593	358.63	358.63
622 - R & R CONSTRUCTION CO INC	PO 5694	2013 INLET REPAIRS PH 2 & CLARK RD	20,878.00	20,878.00
6 - RICHARD M. CONLEY , LLC	PO 5681	PROF SVCS - SPECIAL TAX COUNSEL -	177.63	177.63
616 - RM BROWN LLC	PO 5652	INSTALL BASKETBALL COMBO	500.00	500.00
176 - SHOPRITE OF HUNTERDON COUNTY	PO 5670	KITCHEN SUPPLIES,	11.72	11.72
43 - TOWN OF CLINTON	PO 5678	WATER BILL FOR AUG/SEPT/OCT1 2013,	143.24	143.24
382 - TOWNSHIP OF TEWKSBURY	PO 5643	BALANCE DUE ON CHESTNUT PLACE CATCH	3,075.02	3,075.02
522 - TREASURER, STATE OF NJ	PO 5676	ANNUAL ELEVATOR INSPECTION, REG#101	368.00	368.00
348 - VAIL ENERGY SERVICES, LLC	PO 5671	MAINTENANCE CONTRACT FOR OCT/NOV/DE	924.00	924.00
348 - VAIL ENERGY SERVICES, LLC	PO 5680	LABOR AND SUPPLIES, INV 54240	242.77	242.77
11 - VITAL SERVICES GROUP	PO 5641	2013 MASTER FILE ADDED ASSESSMENTS	100.00	100.00
192 - WALMART BUSINESS	PO 5672	MISC SUPPLIES, ACCT 5001	79.80	79.80
27 - WASTE MANAGEMENT OF NJ INC	PO 5679	TRASH DISPOSAL SERVICE FOR OCTOBER	3,875.21	3,875.21
TRUST FUNDS				
466 - ANIMAL CONTROL SOLUTIONS	PO 5057	MONTHLY FEE FOR NOVEMBER 2013	100.00	100.00
616 - RM BROWN LLC	PO 5651	REFURBISH BASKETBALL COURT OPTION #	7,350.00	7,350.00
582 - TRAVEL TIME TOURS	PO 5653	SENIOR TRIPS, TOUR # S031114A ST PA	100.00	100.00
TOTAL				303,463.33
Total to be paid from Fund 01 Current Fund				295,913.33
Total to be paid from Fund 03 TRUST FUNDS				7,550.00
				<u>303,463.33</u>

Checks Previously Disbursed

99999	VISTA PRINT	WEB SITE-ANNUAL PLAN	277.50	11/22/2013
99999	LEBANON BOROUGH PAYROLL	PAYROLL 11/27/2013	8,712.69	11/27/2013
99999	LEBANON BOROUGH PAYROLL	PAYROLL 11/15/2013	11,439.97	11/15/2013
99999	BOROUGH OF LEBANON-EMAIL SERVICE	OCTOBER EMAIL SERVICE	120.00	10/11/2013
99999	DEPOSITORY TRUST CO	DEBT PAYMENT 10-01-2013	14,546.25	10/01/2013
99999	HARLAND CLARKE	CHECK ORDER FOR GENERAL ACCOUNT	228.89	10/04/2013
99999	CHENZOS DELI	PO# 5684 LUNCH FOR POLL WORKERS	42.21	10/16/2013
99999	CHENZOS DELI	PO# 5685 LUNCH FOR POLL WORKERS	4.01	10/16/2013
99999	DUNKIN DONUTS	PO# 5686 BREAKFAST FOR POLL WORKERS	20.23	10/16/2013
99999	FIVE BELOW	PO# 5692 HOLIDAY GIFTS FOR TREE LIGHTING	324.00	11/15/2013
99999	STAPLES	PO# 5693 COVER FOR SURFACE TABLET	129.99	11/15/2013
99999	NJ STATE HEALTH BENEFITS PLAN	HEALTH BENEFITS OCTOBER 2013	3,228.59	11/18/2013
99999	LEBANON BOROUGH PAYROLL	PAYROLL 10/31/13	8,956.86	10/31/2013
				48,031.19

Total paid from Fund 01 Current Fund 48,031.19

Total for this Bills List: 351,494.52
ESCROW

Ferriero Engineering	\$ 70.00	54298	13-Aug	Cutshaw
Ferriero Engineering	\$ 70.00	54470	13-Sep	Cutshaw
Joseph Novak	\$ 932.00	3647	may-june 2013	Camelot Ridge
Ferriero Engineering	<u>\$ 156.25</u>	54469	13-Sep	Rollin Fast
		\$ 1,228.25		

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List of Bills - (All Funds)

Vendor	Description	Payment	Check Total
Current Fund			
555 - A. PATULLO POWER WASH INC.	PO 5673 2013 LEAF PICK UP	1,999.33	1,999.33
281 - BONNIE SCHMIDT	PO 5725 REIMBURSE FOR MILEAGE @ LEAGUE CONV	164.16	164.16
534 - CEDAR RIDGE LAWN MAINTENANCE, LLC	PO 5727 SNOW REMOVAL SERVICE FOR INVOICES	4,461.25	4,461.25
202 - CENTURYLINK	PO 5709 TELEPHONE SERVICE, ACCT 310227467/3	323.00	323.00
357 - CLARKE CATON HINTZ	PO 5589 PLANNING SERVICES FOR AUGUST 2013	166.00	166.00
357 - CLARKE CATON HINTZ	PO 5640 PLANNING SERVICES FOR SEPTEMBER 201	65.00	65.00
357 - CLARKE CATON HINTZ	PO 5682 PLANNING SERVICES FOR 2013	162.75	162.75
247 - COMCAST	PO 5734 TELEPHONE SVC, ACCT 01729236295016	293.32	293.32
39 - ELIZABETHTOWN GAS	PO 5731 NATURAL GAS SVC, ACCT 2635600594/68	652.99	652.99
46 - FERRIERO ENGINEERING	PO 5710 ENGINEERING SVC NOVEMBER 2013, INV	3,780.75	3,780.75
54 - NJN PUBLISHING	PO 5711 LEGAL ADS, ACCT L901188	25.54	25.54
624 - JEFF SCHNEIDER	PO 5712 MILEAGE REIMBURSEMENT TO CHERRY HIL	40.45	40.45
597 - JERSEY ELEVATOR	PO 5713 ELEVATOR SERVICE, ACCT 5487A-M	135.00	135.00
264 - JOSEPH S. NOVAK	PO 5150 MONTHLY LEGAL SERVICE FOR DECEMBER	3,000.00	3,000.00
167 - KAREN ROMANO	PO 5139 CELL PHONE ALLOWANCE FOR DECEMBER 2	100.00	100.00
167 - KAREN ROMANO	PO 5701 NJ LEAGUE CONFERENCE EXPENSES	663.81	663.81
167 - KAREN ROMANO	PO 5726 REIMBURSE FOR MILEAGE	207.71	207.71
559 - LANZA & LANZA LLP	PO 5728 NOVEMBER LEGAL SERVICES, ACCT 1323-	320.00	320.00
559 - LANZA & LANZA LLP	PO 5729 AUGUST LEGAL SERVICES, ACCT 1323-00	2,352.00	2,352.00
608 - LOWES	PO 5583 96 MAIN STREET-MATERIALS	13,425.94	13,425.94
513 - PAYCHEX OF NEW YORK LLC	PO 5714 PAYROLL SERVICE FOR INV 704753	167.62	167.62
37 - PITNEY BOWES - RESERVE ACCOUNT	PO 5715 POSTAGE FOR MACHINE, ACCT 23279953	200.00	200.00
68 - POLAND SPRING WATER CO	PO 5732 BOTTLED WATER ACCT 0430758649	64.11	64.11
28 - PREMIER DISPOSAL, INC	PO 5716 TRASH REMOVAL SERVICE FOR NOVEMBER	4,832.96	4,832.96
20 - QUILL CORPORATION	PO 5703 OFFICE SUPPLIES, ACCT C671593	76.19	76.19
	PO 5733 OFFICE SUPPLIES, ACCT C671593	28.76	104.95
291 - STORM WATER COMPLIANCE SOLUTIONS LL	PO 5717 INSPECT DRAINAGE INLET/OUTFALL MAPS	3,180.00	3,180.00
124 - TAME TREE EXPERTS, INC	PO 5687 2013 BOROUGH TREE MAINTENANCE, INV	1,700.00	1,700.00
390 - TELE-DATA SOLUTIONS	PO 5702 PHONE MAINTENANCE AGREEMENT, INV 10	90.00	90.00
11 - VITAL SERVICES GROUP	PO 5718 SOFTWARE INSTALLTION ON ASSESSORS T	450.00	450.00
192 - WALMART BUSINESS	PO 5730 MISC SUPPLIES, ACCT 5001	33.72	33.72
27 - WASTE MANAGEMENT OF NJ INC	PO 5719 TRASH DISPOSAL SERVICE FOR NOVEMBER	2,962.40	2,962.40
TRUST FUNDS			
466 - ANIMAL CONTROL SOLUTIONS	PO 5058 MONTHLY FEE FOR DECEMBER 2013	100.00	100.00

518 - BEAVER BROOK COUNTRY CLUB	PO 5722	HOLIDAY EVENT 12/11/2013 CONTRACT	985.64	985.64
625 - DEJESUS INSPIRES	PO 5723	HOLIDAY MUSIC PERFORMANCE FOR SENIO	300.00	300.00
2 - MGL FORMS-SYSTEMS, LLC	PO 5721	DOG LICENSES, INV 117264	286.00	286.00
GENERAL CAPITAL FUND				
46 - FERRIERO ENGINEERING	PO 5724	MYRTLE AVE. IMPROVEMENTS, INV 54797	187.50	187.50
20 - QUILL CORPORATION	PO 5704	COMPUTER/SUPPLIES,ACCT C671593	1,228.46	1,228.46
DEVELOPERS ESCROW				
617 - KDP DEVELOPERS, INC.	PO 5735	2013 STORM DRAIN AND INLET REPAIR	21,686.50	21,686.50
TOTAL				70,898.86
Total to be paid from Fund 01 Current Fund			46,124.76	
Total to be paid from Fund 03 TRUST FUNDS			1,671.64	
Total to be paid from Fund 04 GENERAL CAPITAL FUND			1,415.96	
Total to be paid from Fund 14 DEVELOPERS ESCROW			21,686.50	
			70,898.86	
Checks Previously Disbursed				

99999	NJ STATE HEALTH BENEFITS PLAN	HEALTH BENEFITS NOVEMBER 2013	3,228.59	12/13/2013
99999	LEBANON BOROUGH PAYROLL	PAYROLL 12/15/2013	10,378.01	12/13/2013
8027	ARTHUR FRUSTACI	PO# 5708 REDEMPTION OF TAX SALE CERTIFICATE	276.24	11/20/2013
111	STATE OF NEW JERSEY	PO# 5707 THIRD QUARTER UNEMPLOYMENT BENEFIT	2,066.00	11/10/2013
99999	TREASURER, STATE OF NEW JERSEY	PO# 5706 FIRE PERMIT FEE FOR BURNING OF THE	42.00	12/03/2013
231	RM BROWN LLC	PO# 5651 REFURBISH BASKETBALL COURT OPTION	7,000.00	12/03/2013
99999	FIVE BELOW	PO# 5705 HOLIDAY GIFTS FOR TREE LIGHTING	67.93	12/03/2013
99999	BOROUGH OF LEBANON-EMAIL SERVICE	DECEMBER EMAIL SERVICE	136.00	12/26/2013
99999	BOROUGH OF LEBANON-EMAIL SERVICE	NOVEMBER EMAIL SERVICE	136.00	11/26/2013
99999	VISTA PRINT	WEB SITE-ANNUAL PLAN	277.50	11/22/2013
99999	LEBANON BOROUGH PAYROLL	PAYROLL 11/27/2013	8,712.69	11/27/2013
99999	LEBANON BOROUGH PAYROLL	PAYROLL 11/15/2013	11,439.97	11/15/2013
			43,760.93	
Total paid from Fund 01 Current Fund			34,652.93	
Total paid from Fund 03 TRUST FUNDS			7,042.00	
Total paid from Fund 12 UNEMPLOYMENT TRUST			2,066.00	
			43,760.93	

Total for this Bills List: 114,659.79

The motion was passed by the following vote:

YES: Council President Burton, Councilwoman Schmidt, Councilman Junge, Councilman Berger and Councilman Pittinger

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble

96 MAIN STREET PHASE 2 APPLICATION:

Dave Tillou explained phase 2, the interior of the 96 Main Street project. He requested permission to request the remaining money from the open space grant from the Freeholders.

Councilwoman Schmidt made a motion to approve the request to obtain the grant money with a second by Council President Burton.

The motion was passed by the following vote:

YES: Council President Burton, Councilwoman Schmidt, Councilman Junge, Councilman Berger and Councilman Pittinger

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble

NJ WELLNESS DESIGNATION:

Councilwoman Schmidt made a motion to approve Karen Romano as the NJ Wellness Designee and Kay Winzenried as the Alternate. with a second by Council President Burton.

The motion was passed by the following vote:

YES: Council President Burton, Councilwoman Schmidt, Councilman Junge, Councilman Berger and Councilman Pittinger

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble

STREET OPENING PERMITS:

Mayor Reino requested approval for Elizabethtown Gas Street Opening Permits for 26 Main Street and 75 Brunswick Ave.

Councilwoman Schmidt made a motion to approve the street opening permits with a second by Council President Burton. The motion was passed by the following vote:

YES: Council President Burton, Councilwoman Schmidt, Councilman Junge, Councilman Berger and Councilman Pittinger

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble

OPEN PUBLIC SESSION #1:

Council President 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 Junge made a motion to close the public session. Councilwoman Schmidt seconded the motion with the unanimous approval of Council the floor was closed.

RESOLUTIONS #111-2013:

Councilwoman Schmidt made a motion to approve Resolution 111-2013 with a second by Council President Burton.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION #111-2013**

RESOLUTION APPOINTING RISK MANAGEMENT CONSULTANT

WHEREAS, BOROUGH OF LEBANON has joined the Statewide Insurance Fund (hereinafter "Fund"), a joint insurance fund as defined in N.J.S.A. 40A:10-36 *et seq.*; and

WHEREAS, the Bylaws require participating members to appoint a Risk Management Consultant, as those positions are defined in the Bylaws, if requested to do so by the "Fund"; and

WHEREAS, the Local Unit has complied with relevant law with regard to the appointment of a Risk management Consultant; and

WHEREAS, the "Fund" has requested its members to appoint individuals or entities to that position; and

NOW, THEREFORE, BE IT RESOLVED by the governing body of "Local Unit", in the County of Hunterdon and State of New Jersey, as follows:

1. Borough of Lebanon hereby appoints Public Entity Advocates its local Risk Management Consultant.
2. The Borough of Lebanon and Public Entity Advocates Risk Management Consultant are hereby authorized to execute the Risk Management Consultant's Agreement for the year 2014 in the form attached hereto.

Introduced and adopted: December 18, 2013

LEBANON BOROUGH COUNCIL

Yes: 5
Nays: 0
Absent: 1

Richard J Burton,
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 December 18, 2013.

Karen Romano
Borough Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble

RESOLUTIONS #112-2013:

**Councilman Berger made a motion to approve Resolution 112-2013 with a second by
Councilwoman Schmidt.**

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION #112-2013**

STATEWIDE INSURANCE FUND

RESOLUTION APPOINTING FUND COMMISSIONER

WHEREAS, The Borough of Lebanon
is a member of the Statewide Insurance Fund (hereinafter "Fund"), a joint insurance
fund as defined in N.J.S.A. 40A:10-36 *et seq.*; and

WHEREAS, the Fund's Bylaws require participating members to appoint a Fund
Commissioner;

NOW, THEREFORE, BE IT RESOLVED by the governing body of the
That The Borough of Lebanon is hereby appointed as the Fund
Commissioner for the Local Unit for the year 2014; and

BE IT FURTHER RESOLVED that Statewide Insurance Fund is
hereby appointed as the Alternate Fund Commissioner for the Local Unit for the year
2013; and

BE IT FURTHER RESOLVED that the Local Unit's Fund Commissioner is
authorized and directed to execute all such documents as required by the Fund.

Introduced and adopted: December 18, 2013
Ayes: 5
Nays: 0
Absent: 1

LEBANON BOROUGH COUNCIL

Richard J Burton,
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 December 18, 2013.

Karen Romano
Borough Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble

RESOLUTIONS #113-2013:

Councilman Berger made a motion to approve Resolution 113-2013 with a second by Councilwoman Schmidt.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION #113-2013**

**2014 FUND YEAR
STATEWIDE INSURANCE FUND**

RISK MANAGEMENT CONSULTANT'S AGREEMENT

THIS AGREEMENT entered into this _____ day of _____, 20____, among the Statewide Insurance Fund ("FUND"), a joint insurance fund of the State of New Jersey, _____ ("MEMBER") and _____ ("CONSULTANT") through a fair and open process, pursuant to N.J.S.A.19:44A-20.4.

WHEREAS, the CONSULTANT has offered to the MEMBER professional risk management consulting services as required by the Bylaws of the FUND; and

WHEREAS, the CONSULTANT has advised the FUND that he/she is familiar with the terms, conditions and operations of the FUND; and

WHEREAS, the MEMBER desires these professional services from the CONSULTANT;
and

WHEREAS, the MEMBER has complied with relevant law in regard to the appointment of a Risk Management Consultant; and

WHEREAS, the Bylaws of the FUND require that members engage a CONSULTANT and that the CONSULTANT comply with certain requirements set forth therein.

NOW, THEREFORE, the parties in consideration of the mutual promises and covenants set forth herein, agree as follows:

1. For and in consideration of the amount stated hereinafter, the CONSULTANT shall:
 - (a) assist in evaluating the MEMBER'S exposures and advise on matters relating to the Member's operation and coverage.
 - (b) explain to the MEMBER, or its representatives, the various coverages available from the FUND.
 - (c) explain to the MEMBER, or its representatives, the terms of the member's commitment and obligations to the FUND.
 - (d) explain to the MEMBER, or its representatives the operation of the FUND.
 - (e) prepare applications, statements of values, etc., on behalf of the MEMBER, if required by the FUND.
 - (f) review the MEMBER'S assessment and assist in the preparation of the MEMBER'S insurance budget.
 - (g) review losses and engineering reports and provide assistance to the MEMBER'S safety committee, if required.
 - (h) assist in the claims settlement process, if required, by MEMBER or FUND.
 - (I) attend the majority of meetings of the Fund Commissioners or Executive Committee, if requested, and perform such other services as required by the MEMBER or the FUND.

comply with the obligations imposed upon Risk Managers in the FUND's Bylaws.

 - (k) act in good faith and fair dealing to the FUND.
 - (l) perform other duties for the FUND as may be required from time to time by the FUND.
2. In exchange for the above services, the CONSULTANT shall be compensated in the following manner:
 - (a) The CONSULTANT shall be paid by the FUND, on behalf of the MEMBER, a fee as compensation for services rendered. Said fee, an apportionment of the MEMBER'S assessment: 6% of workers' compensation (excluding any fees, PLIGA, and loss ratio apportionment); 7.5% of all lines assessment (excluding any fees, PLIGA, and loss ratio apportionment); and 10% of Selective umbrella assessment (excluding fees, PLIGA and administrative expenses).
 - (b) The CONSULTANT shall be entitled to compensation for services provided during any calendar year only if the CONSULTANT has been appointed and holds the position of Risk Management Consultant, as of January 31 of the said calendar year for counties and municipalities holding general elections and July 30 for municipalities holding regular elections.
 - (c) For any insurance coverages authorized by the MEMBER to be placed outside the FUND, the CONSULTANT shall receive as compensation the normal brokerage commissions paid by the insurance company. The premiums for said policies shall not be added to the FUND'S

assessment in computing the fee set forth in 2(a).

- (d) If the MEMBER shall require of the CONSULTANT extra services other than those outlined above, the CONSULTANT shall be paid by the MEMBER a fee at a rate to be negotiated by the parties.

- 3. The term of this Agreement shall be from **January 1, 2014** to **January 1, 2015**. However, this Agreement may be terminated by either party at anytime by mailing to the other thirty (30) days written notice, certified mail return receipt.
- 4. The CONSULTANT shall comply with all laws applicable to producers who provide insurance products to public entities and shall comply with all applicable statutes and regulations relating to joint insurance funds.

The CONSULTANT agrees to comply with all affirmative action laws applicable in accordance with Exhibit A and to submit all necessary documentation establishing compliance within seven (7) days of this Agreement.

Attest:

Member Representative

Attest:

Member Representative

Risk Management Consultant Corporate Officer

Statewide Insurance Fund Chairperson

Introduced and adopted: December 18, 2013
Ayes: 5
Nays: 0
Absent: 1

LEBANON BOROUGH COUNCIL

Richard J Burton,
Borough Council President

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 December 18, 2013.

Karen Romano
Borough Clerk

**EXHIBIT A
STATEWIDE INSURANCE FUND**

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY NOTICE
(N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 et seq.)

GOODS, PROFESSIONAL SERVICES AND GENERAL SERVICE CONTRACTS

This form is a summary of the successful professional service entity's requirement to comply with the requirements of **N.J.S.A. 10:5-31 et seq.** and **N.J.A.C. 17:27 et seq.**

The successful professional service entity shall submit to the Statewide Insurance Fund, after notification of award but prior to execution of this contract, one of the following three documents as forms of evidence:

- (a) A photocopy of a valid letter that the vendor is operating under an existing Federally approved or sanctioned affirmative action program (good for one year from the date of the letter);

OR

- (b) A photocopy of a Certificate of Employee Information Report approval, issued in accordance with N.J.A.C. 17:27-1.1 et seq.; **OR**

- (c) A photocopy of a completed Employee Information Report (Form AA302) provided by the Division of Contract Compliance and completed by the vendor in accordance with N.J.A.C. 17:27-1.1 et seq.

The successful professional service entity may obtain the Employee Information Report (AA302) from the Statewide Insurance Fund during normal business hours.

The undersigned professional service entity certifies that he/she is aware of the commitment to comply with the requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 et seq. and agrees to furnish the required forms of evidence.

The undersigned professional service entity further understands that his/her submission shall be rejected as non-responsive if said professional service entity fails to comply with the requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 et seq.

COMPANY: _____
SIGNATURE: _____
PRINT NAME: _____
TITLE: DATE: _____

The motion was passed by the following vote:

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

RESOLUTIONS #114-2013:

Council President Burton made a motion to approve Resolution 114-2013 with a second by Councilman Berger.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION #114-2013**

**BANKING OF ALLOCATED FUNDS FROM HUNTERDON COUNTY OPEN SPACE
TRUST FOR FISCAL YEAR 2013**

WHEREAS, the County of Hunterdon has established the Hunterdon County Open Space, Recreation, Farmland and Historic Preservation Trust Fund and has made municipal grant funding available to each municipality; and

WHEREAS, the funds available to the Borough of Lebanon for Fiscal year 2013 are \$ 8,711.20

NOW, THEREFORE, BE IT RESOLVED by the Borough of Lebanon that the County of Hunterdon is requested to reserve and bank the allotment for Fiscal Year 2013.

Introduced and adopted: December 18, 2013
Ayes: 5
Nays: 0
Absent: 1

LEBANON BOROUGH COUNCIL

Richard J Burton,
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 December 18, 2013.

Karen Romano
Borough Clerk

The motion was passed by the following vote:

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

RESOLUTIONS #115-2013:

Council President Burton made a motion to approve Resolution 115-2013 with a second by Councilman Berger.

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

RESOLUTION # 115-2013

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 cancellations of tax.

<u>Year</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
2013	5	13	19.60
2013	12	8	11.49
2013	13	108	11.57

Introduced and adopted: December 18, 2013
Ayes: 5
Nays: 0
Absent: 1

LEBANON BOROUGH COUNCIL

Richard Burton, 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 December 18, 2013.

Karen Romano
Borough Clerk

The motion was passed by the following vote:

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

RESOLUTIONS #116-2013:

Council President Burton made a motion to approve Resolution 116-2013 with a second by Councilman Berger.

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

RESOLUTION #116-2013

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 payment for the redemption of a tax sale certificate.

13.02	1009	Arthur Frustaci 1178 Fifth Ave. Alpha NJ 08865	Cert 2013-03	276.24
-------	------	------------------------------------------------------	--------------	--------

Introduced and adopted: December 18, 2013
Ayes: 5
Nays: 0
Absent: 1

LEBANON BOROUGH COUNCIL

Richard Burton, 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 December 18, 2013.

Karen Romano
Borough Clerk

The motion was passed by the following vote:

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

RESOLUTIONS #117-2013:

Council President Burton made a motion to approve Resolution 117-2013 with a second by Councilman Berger.

**COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

RESOLUTION #117-2013-1

<u>Account</u>	<u>Description</u>	<u>From</u>	<u>To</u>
01-201-20-100-010	GENERAL ADMINISTRATION - REGULAR SALARIES		1000.00
01-201-20-150-010	ASSESSMENT - REGULAR SALARIES	1000.00	
01-201-26-310-010	BUILDING AND GROUNDS-SALARY AND WAGES		1500.00
01-201-26-310-200	BUILDINGS AND GROUNDS - OTHER EXPENSE	1500.00	
01-201-28-370-010	RECREATION - SALARIES	1000.00	
01-201-28-370-200	RECREATION - OTHER EXPENSE		1000.00
01-201-31-430-200	ELECTRICITY - 6 HIGH ST	600.00	
01-201-31-440-200	TELEPHONE - OTHER EXPENSE		600.00
01-201-20-130-010	FINANCE - REGULAR SALARIES	1200.00	
01-201-20-140-200	COMPUTERIZED DATA PROCESSING		1200.00
01-201-26-280-010	PUBLIC WORKS SALARY & WAGES	4000.00	
01-201-26-280-200	PUBLIC WORKS-OTHER EXPENSE		4000.00
01-201-20-155-200	LEGAL- PUBLIC WORKS	3200.00	
			3200.00

Introduced and adopted: December 18, 2013
Ayes: 5
Nays: 0
Absent:1
ATTEST:

LEBANON BOROUGH COUNCIL

Richard Burton, Borough Council President

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 December 18, 2013.

Karen Romano
Borough Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble

RESOLUTIONS #118-2013:

Council President Burton made a motion to approve Resolution 118-2013 with a second by Councilman Berger.

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

**RESOLUTION #118-2013
Fiscal Grant Extension January 1, 2014 to June 30, 2014**

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, the Borough of Lebanon, County of Hunterdon, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough of Lebanon, further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough of Lebanon was approved for a Municipal Alliance grant for the January 1, 2013 through December 31, 2013 grant term; and

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse has extended the 2013 grant term until June 30, 2014, in order to transition the grant to a fiscal year rather than calendar year cycle; and

WHEREAS, funding has been made available to the North Hunterdon Municipal Alliance in the amount of 50% of its approved 2013 grant total for the six-month extension period of January 1, 2014 to June 30, 2014, contingent upon meeting the 25% Cash Match and 75% In-Kind Match grant requirement for the extension funding.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Lebanon, County of Hunterdon, State of New Jersey hereby recognizes the following:

1. The Borough of Lebanon Council does hereby support the submission of an application for the North Hunterdon Municipal Alliance grant for calendar year 2013 in the amount of \$11,900.
2. The Borough of Lebanon Council acknowledges the terms and conditions for the Municipal Alliance grant.

Introduced and adopted: December 18, 2013

LEBANON BOROUGH COUNCIL

Ayes: 5
Nays: 0
Absent: 1

Richard J Burton,
Borough Council President

ATTEST:

Karen Romano
Borough Clerk

CERTIFICATION

I, (name), Municipal Clerk of the Borough of Lebanon, County of Hunterdon, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Borough Council on this 18th day of December 2013

Karen M Romano Municipal Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble

RESOLUTIONS #119-2013:

Council President Burton made a motion to approve Resolution 119-2013 with a second by Councilman Berger.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION #119-2013**

**SHARED SERVICES AGREEMENT
BY AND BETWEEN
THE BOROUGH OF LEBANON
AND
THE BOARD OF EDUCATION OF THE BOROUGH OF LEBANON**

This Agreement dated November 1, 2013 is entered into by and between:
The Borough of Lebanon, A Municipal Corporation of the State of New Jersey (hereinafter "Borough"), c/o Karen Romano, R.M.C., 6 High Street in the Borough of Lebanon, Hunterdon County, New Jersey; and

The Board of Education of the Borough of Lebanon (hereinafter "Board"), c/o Anthony Del Sordi, Board Secretary, a Public Education Corporation of the State of New Jersey located at 6 Maple Street, Lebanon, New Jersey 08833.

WHEREAS, various laws governing municipalities and Boards of Education permitted a variety of shared services, joint meetings, consolidated and regional services; and

WHEREAS, in 2007, the legislature adopted the "Uniform Shared Services and Consolidation Act", **N.J.S.A. 40A:65-1**, et seq., to create a new shared services statute to effectuate agreements between local units for any service or circumstance intended to reduce property taxes through the reduction of local expenses; and

WHEREAS, the Borough of Lebanon has entered into various shared services agreements to satisfy its responsibilities with regard to Municipal Courts, Construction Code administration, middle school education, as well as other services; and

WHEREAS, the Borough of Lebanon and the Board of Education of the Borough of Lebanon have responsibilities and a need for services in common areas which, through a shared services agreement can reduce property taxes, through the reduction of local expenses, and the governing bodies of both entities desire to enter into such a shared service agreement; and

WHEREAS, the governing bodies of each entity have adopted the appropriate resolution authorizing the execution of this Shared Services Agreement.

NOW THEREFORE, in consideration of the mutual covenants, agreements, and promises contained herein, the Borough of Lebanon and the Board of Education of the Borough of Lebanon do hereby mutually agree as follows:

Article 1 – Scope of Services:

- A. The Borough agrees to provide snow removal and ice control services to the Board for its property located at 6 Maple Street, Lebanon, New Jersey and including all roadways, driveways, parking lots and sidewalks which have historically and currently are being maintained by the Board of Education.
- B. The Borough of Lebanon annually submits requests for proposals and bids for snow removal and ice control services within the Borough of Lebanon. The Borough shall include the property of the Board in the request for such proposals and bids and the Board hereby agrees to pay the said amounts for any bid awarded by the Borough, and in relation to the servicing of the Board's property.
- C. The specific services shall be those snow removal and ice control services as provided to the Borough, and including snow removal and ice control on the driveways and roadways, parking lots and sidewalks (if required by the Board) of the Board between October 15, 2013 and April 15, 2014.
- D. The Borough shall be the primary and lead entity under this Agreement, responsible for and in the sole control of the provision of services enumerated under this Agreement. As such, the Borough through its representatives shall provide the administration and supervision services, and including the direction and authorization to institute services including the call-out of plows and/or salting equipment, as well as numbers and types of equipment to be utilized including snow thrower and shoveling services. In addition, the Borough in consultation with its independent contractor providing the service, shall make determinations on plowing, snow throwing, individualized shoveling, spreading of salt and other such services.
- E. The Board shall designate a liaison person to communicate with the Borough's representative for purposes of evaluating snow and ice conditions and suggestions for an appropriate response and treatment or provision of services. In any event, the determination of the Borough representative in its sole discretion shall be final and binding on the scope of service to be provided.

Article 2 – Term of Contract:

This Agreement shall commence on August 1, 2013, contingent upon the prior approval by resolution and authorization to execute this Agreement by each entity. The Agreement shall remain

in full force and effect through July 31, 2014. There shall be no automatic renewals or extensions of this Agreement. If the parties wish to renew or extend or otherwise modify this agreement, the parties must secure prior resolution approval of the proposed renewal, extension or other modification.

The parties contemplate that there may be additional opportunities presented for shared services and may modify this agreement to provide for such services.

Article 3 – Payments by the Board:

- A. For the snow removal season 2012-2013, the Borough awarded a contract for the provision of such snow removal and ice control services on a per hour cost for the type of service and equipment provided, with the total expenditures determined by the intensity of the winter season. Beyond such historical costs, the estimated cost of services for this agreement cannot be provided until new “bids” are accepted, which will nonetheless be contingent on the severity of the winter season.
- B. The Borough shall require its independent contractor to specifically identify the scope of services, equipment and time expended in servicing the Board’s property for each snow event or call-out of service. Upon receipt, the Borough shall provide a copy of such invoice to the Board, who shall place on its bill list and at its next regular meeting, approve for payment for invoice for the services performed.

Article 4 – Insurance – Indemnification:

The Board shall name the Borough as an additional insured under all policies of insurance that would provide coverage to the Borough for any and all services contemplated under this agreement, and to be provided by or through the Borough, including but not limited to, general liability, and workman’s compensation, and the Board shall provide a current Certificate of Insurance annually to the Borough.

The Board does hereby agree, at its sole cost and expense, to defend, hold harmless and indemnify the Borough, its officers, employees, and agents as to all matters, claims 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 Borough in the provision of services hereunder, unless the actions or negligence of the said individual is such that it is outside the protection of the Tort Claims Act, Title 59 of the New Jersey Statutes, in which case there shall be no indemnity.

Article 5- Miscellaneous:

- A. **Entire Agreement.** This Agreement sets forth the entire understanding of the parties hereto with respect to the transactions contemplated herein. No charge or modification of this agreement shall be valid unless the same shall be in writing and signed by all of the parties hereto, based upon authorizing resolution.
- B. **Severability.** If any clause, sentence, paragraph, section or part of this agreement shall be adjudged 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.
- C. **Venue.** This agreement shall be construed and enforced in accordance with the laws of the State of New Jersey.
- D. **Binding Effect.** All covenants and agreements set forth herein shall bind and inure to the benefit of the respective successors and assigns of the parties.
- E. **Compliance.** The parties hereto shall comply with all applicable rules, regulations and Statutes of the State of New Jersey.

SIGNATURES ON FINAL PAGE

IN WITNESS WHEREOF, the Borough of Lebanon and the Board of Education of the Borough of Lebanon, through duly adopted Resolutions have caused this Shared Services Agreement to be signed by their duly elected and appointed officers.

ATTEST:
BOROUGH OF LEBANON

Karen Romano, R.M.C.

Michael Reino, Mayor

ATTEST:

BOARD OF EDUCATION OF THE
BOROUGH OF LEBANON

Anthony Del Sordi, Secretary

Christine Burton, President

Introduced and adopted: December 18, 2013

LEBANON BOROUGH COUNCIL

Ayes: 5

Nays: 0

Absent: 1

Richard J Burton,
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 December 18, 2013.

Karen Romano
Borough Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble

RESOLUTIONS #120-2013:

Council President Burton made a motion to approve Resolution 120-2013 with a second by Councilman Berger.

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

RESOLUTION #120-2013

**RESOLUTION AUTHORIZING THE CANCELATION OF
IMPROVEMENT AUTHORIZATION BALANCES IN THE
GENERAL CAPITAL FUND**

WHEREAS, the Borough of Lebanon has unexpended balances in certain Improvement Authorizations in the General Capital Fund that the Borough wishes to cancel;

NOW THEREFORE, BE IT RESOLVED that Borough of Lebanon authorizes the following balances to be canceled to the appropriate account in the General Capital Fund:

<u>Ordinance #</u>	<u>Ordinance Name</u>	<u>Unexpended Balance</u>	<u>Account to Cancel to in General Capital Fund</u>
2007-07 Taxation-Unfunded	Acquisition of a Fire Truck	\$11,122.42	Deferred Charges to Future
2008-03 Taxation-Unfunded	Reconstruction of Main St III	\$81,398.97	Deferred Charges to Future
		<u>\$5,049.08</u>	General Capital Fund Balance
Subtotal For Ordinance 2008-03		\$86,448.05	
2008-09	Installation of a Truck Bay Ventilation System	\$1,146.20	Capital Improvement Fund
2009-06 Taxation-Unfunded	Acquisition of Public Safety Equipment	\$1,879.88	Deferred Charges to Future

Introduced and adopted: December 18, 2013

Ayes: 5
Nays: 0
Absent: 1

ATTEST:

LEBANON BOROUGH COUNCIL

Richard Burton, Borough Council President

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 December 18, 2013.

Karen Romano
Borough Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble

RESOLUTIONS #121-2013:

Council President Burton made a motion to approve Resolution 121-2013 with a second by Councilman Berger.

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

**RESOLUTION # 121-2013
J. Tufaro & Sons – Building lights**

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

WHEREAS, a need has arisen during construction necessitated because of a Field 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 complete this portion of 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 Buildings & Grounds Committee recommends engagement of J. Tufaro & Sons to perform specific electric energizing and associated services for a sum not-to-exceed \$3,500.00 has been approved.

Introduced and adopted:

LEBANON BOROUGH COUNCIL

Ayes: 5
Nays: 0
Absent: 1
Abstain: 0

Council President, Richard J Burton

ATTEST:

Karen M. Romano, RMC
Lebanon 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 the December 18, 2013, 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: December 18, 2013

Karen M. Romano, RMC
Lebanon Borough Clerk

The motion was passed by the following vote:

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

OPEN PUBLIC SESSION #2:

Councilman Berger 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 Pittinger made a motion to close the public session. Councilwoman Schmidt seconded the motion with the unanimous approval of Council the floor was closed.

DISCUSSION:

COUNCIL COMMITTEES:

MISCELLANEOUS:

Mayor Reino requested a motion to enter into Executive Session to discuss Contractual issues.

RESOLUTIONS #122-2013:

Councilman Pittinger made a motion to approve Resolution 122-2013 with a second by Councilwoman Schmidt.

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

RESOLUTION #122-2013

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: 5
Nays: 0
Absent: 1

LEBANON BOROUGH COUNCIL

Richard J. Burton, 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 December 18, 2013.

Karen Romano, RMC
Borough Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble

Mayor Reino requested a motion to re-enter into Regular Session.

Councilman Pittinger made a motion to re-enter with a second by Councilwoman Schmidt.

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble

Mayor Reino requested a motion to file the litigation document presented by Attorney Novak against SSP regarding the HVAC system at 6 High Street.

Councilman Berger made a motion to file litigation with a second by Council President Burton.

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Knoble

ADJOURN:

Councilman Pittinger moved and Councilwoman Schmidt seconded a motion to adjourn, there being no further business to come before Council. The meeting was adjourned at 9:40 PM by unanimous vote.

Respectfully Submitted

Karen M. Romano, RMC
Borough Clerk

