



**LEBANON BOROUGH COMMON COUNCIL  
MINUTES  
February 19, 2014**

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 Burton, Councilman Berger, Councilman Knoble, Councilwoman Schmidt, Councilman Pittinger and Councilman Junge

Absent:

Also Present: Attorney Novak, Clerk Karen M. Romano

**MOMENT OF SILENCE:**

Mayor Reino stated a total of 8211 United States Service Members had given their lives for our country for the war on terrorism. New Jersey total continues at 128. 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 # 31-2014:**

**Councilman Knoble made a motion to approve Resolution 31-2014 the Consent Agenda with a second by Councilwoman Schmidt.**

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

**RESOLUTION # 31-2014**

**CONSENT AGENDA  
February 19, 2014**

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. Meals on Wheels

2. Comcast
3. MADD
4. NJ Transit
5. Tax Assessor Monthly Report
6. Rutgers- Highlands-Raritan Headwaters

Introduced and adopted February 19, 2014:

Ayes: 6  
Nays: 0  
Absent: 0

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 February 19, 2014 force and effect as of the date I have subscribed my signature.

Date: February 19, 2014

Karen M. Romano, RMC  
Lebanon Borough Clerk

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

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

**APPROVAL OF MINUTES:**

**Councilman Knoble made a motion to accept the Regular Meeting Minutes of January 15, 2014. With a second by Councilwoman Schmidt.**

**The motion passed by the following roll call vote:**

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

**APPROVAL OF EXPENDITURES:**

**Councilman Berger made a motion to approve the bill list for February 2014 with the \$33.00 expenditure from Christie's. Council President Burton seconded the motion.**

List of Bills - (All Funds)

Vendor	Description	Payment	Check Total
Current Fund			
314 - B & B PRESS INC.	PO 5854 ENVELOPE PRINTING, INV 11298	240.37	240.37
534 - CEDAR RIDGE LAWN MAINTENANCE, LLC	PO 5795 SNOW REMOVAL & SALTING SVC DEC 14,1	11,947.50	11,947.50
534 - CEDAR RIDGE LAWN MAINTENANCE, LLC	PO 5796 SNOW REMOVAL & SALTING SVC 1/20,23,	8,078.00	8,078.00
534 - CEDAR RIDGE LAWN MAINTENANCE, LLC	PO 5838 SNOW REMOVAL & SALTING SVC 2/3/14-2	5,238.50	5,238.50
534 - CEDAR RIDGE LAWN MAINTENANCE, LLC	PO 5841 SNOW REMOVAL SVCS, INV 14-09 2/5-2/	4,056.00	4,056.00
534 - CEDAR RIDGE LAWN MAINTENANCE, LLC	PO 5856 SNOW REMOVAL SVCS, INV 14-10 2/9-2/	2,330.00	2,330.00
534 - CEDAR RIDGE LAWN MAINTENANCE, LLC	PO 5857 SNOW REMOVAL SVCS, INV 14-07 1/29/2	731.50	731.50
202 - CENTURYLINK	PO 5853 TELEPHONE SERVICE, ACCT 310227467/3	328.57	328.57
247 - COMCAST	PO 5798 TELEPHONE SVC, ACCT 01729236295016	293.64	293.64
132 - COUNTY OF HUNTERDON	PO 5843 HEALTH DEPT INSPECTIONS FOR OCT - D	2,600.00	2,600.00
152 - NEW JERSEY PRESS MEDIA	PO 5799 LEGAL AD, ACCT 20346900	92.20	92.20
566 - DAVID G. FILLIOU	PO 5837 SERVICES FROM OCT 2013 - JAN 2014,	3,822.50	3,822.50
39 - ELIZABETHTOWN GAS	PO 5800 NATURAL GAS SVC, ACCT 6822385611/26	1,544.09	1,544.09
205 - HCF&ZA	PO 5801 2014 MEMBERSHIP FEE FOR KAREN ROMAN	15.00	15.00
83 - HORIZON BLUE CROSS BLUE SHIELD NJ	PO 5849 DENTAL INSURANCE FOR MARCH 2014, GR	245.81	245.81



		WITHDRAW		WITHDRAW			
	2010						
	2010 AV	\$24,746,700		\$5,649,600			\$30,396,300
	% Of TAV	0.814		0.186			
	New AV	\$17,707,200		\$3,992,800			\$21,700,000
	Reduction	\$7,039,500		\$1,656,800	x	\$1.670 =	\$27.669
							<b>Refund</b>
	2011						
	2011 AV	\$19,246,700		\$4,798,800			\$24,045,500
	% Of TAV	0.814		0.186		Using 2010 pro-ration	
	New AV	\$15,954,400		\$3,645,600			\$19,600,000
	Reduction	\$3,292,300		\$1,153,200	x	\$2.030 =	\$23,410
							<b>Refund</b>
	Howard Goldberg, Esq. Attorney for Plaintiff						
	2012 AV	\$14,500,000		\$3,878,800			\$18,378,800
		Withdraw		Withdraw			
	2013 AV	\$13,500,000		\$3,878,800			\$17,378,800
		Withdraw		Withdraw			
	2014 Proposed Assessment	\$11,000,000		\$3,160,800		est	\$14,160,800
		No Appeal		\$718,000	x	\$2.08 =	\$14,934
							<b>Refund</b>
		18.51% reduction		at 18.51% reduction			
		offered by Semerau					

**Jeff offered: 2010 withdraw**  
**Agree with 2011 assessment**  
**Split 2014 Reduction \$350,000: 2014**  
**\$368,000: 2015**

**ORDINANCE 2014-01:**

**Councilwoman Schmidt made a motion to Introduce Ordinance 2014-01 with a second by Councilman Knoble**

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

**ORDINANCE 2014-01**

**AN ORDINANCE BY THE BOROUGH OF LEBANON  
IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY  
TO EXCEED THE INDEX RATE FOR THE 2014 BUDGET**

**WHEREAS**, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to two and one-half percent (2.5%) unless authorized by ordinance to increase it to three and one-half percent (3.5%) the previous year's final appropriations, subject to certain exceptions; and

**WHEREAS**, NJSA 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the three and one-half (3.5%) percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

**WHEREAS**, the Governing Body of the Borough of Lebanon in the County of Hunterdon finds it advisable and necessary to increase its 2014 budget by up to three and one half percent (3.5%) over the previous year’s final appropriations, in the interest of promoting the health, safety, and welfare of the citizens; and

**WHEREAS**, the Governing Body hereby determines that a three and one half percent (3.5%) increase in the budget for said year, amounting to \$28,830.96 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary.

**WHEREAS**, the Governing Body of the Borough of Lebanon hereby determines that any amount authorized hereinabove that is not appropriated, as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW, THEREFORE, BE IT ORDAINED**, by the Governing Body of the Borough of Lebanon, in the County of Hunterdon, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the 2014 budget year, the final appropriations of the Borough of Lebanon shall, in accordance with the ordinance and NJSA 40A: 4-45.14 be increased by 3.5%, amounting to \$33,636.12, and that the 2014 municipal budget for the Borough of Lebanon be approved and adopted in accordance with this ordinance; and

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this Ordinance as introduced be filed with the Director of the Division of Local Government Services within five (5) days of introduction; and

**BE IT FURTHER ORDAINED**, that a certified copy of this Ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within five (5) days after such adoption.

ATTEST:

LEBANON BOROUGH COUNCIL

\_\_\_\_\_  
Karen M. Romano, RMC  
Borough Clerk

\_\_\_\_\_  
Richard J. Burton, Council President

Vote after public hearing and upon final adoption:

- Burton     0
- Knoble    0
- Schmidt   0
- Junge     0
- Pittinger  0
- 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: February 19, 2014  
Adopted: March 19, 2014

**NOTICE**

TAKE NOTICE that the above ordinance was introduced at a regular meeting of the Borough Council of the Borough of Lebanon on February 19, 2014 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 March 19, 2014 at 7:30 p.m. in the Municipal Building, 6 High Street, Lebanon, New Jersey.

\_\_\_\_\_  
Karen M. Romano, RMC  
Borough Clerk

**The motion passed by the following roll call vote:**

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

**NO: None**

**ABSTAIN: None**

**ABSENT: None**

**RESOLUTIONS #32-2014**

**Council President Burton made a motion to approve Resolution #32-2014 with a second by Councilman Berger.**

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

**RESOLUTION #32 -2014**

<u>Account</u>	<u>Description</u>	<u>From</u>	<u>To</u>
01-203-20-100-200,(2013)	GENERAL ADMINISTRATION - OTHER EXPENSE	4,000.00	
01-203-20-150-200,(2013)	ASSESSMENT - OTHER EXPENSE	3,000.00	
01-203-20-155-200,(2013)	LEGAL SERVICES - OTHER EXPENSE	2,500.00	
01-203-28-370-010,(2013)	RECREATION – SALARIES	2,000.00	
01-203-26-280-200,(2013)	PUBLIC WORKS-OTHER EXPENSE		11,500.00

Introduced and adopted: February 19, 2014

LEBANON BOROUGH COUNCIL

Ayes: 6

Nays:

Absent:

\_\_\_\_\_  
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 February 19, 2014.

\_\_\_\_\_  
Karen Romano  
Borough Clerk

**The motion passed by the following roll call vote:**

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

**NO: None**

**ABSTAIN: None**

**ABSENT: None**

**RESOLUTIONS #33-2014**

**Council President Burton made a motion to approve Resolution #33-2014 with a second by Councilman Berger.**

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

**RESOLUTION # 33-2014**

**AUTHORIZING RELEASE OF ESCROW BALANCE**

**WHEREAS**, Ryan Driscoll posted escrow with the Borough of Lebanon for a garage installation associated with the development of this project;

**WHEREAS**, upon review of the construction status and associated paperwork, the Borough Zoning Officer has found that all work has been completed in accordance with the approved plans and has recommended the release of the escrow balance of \$2500.00 in his correspondence to the Lebanon Borough Clerk.

**NOW, THEREFORE, BE IT RESOLVED**, by the Common Council of the Borough of Lebanon, County of Hunterdon and State of New Jersey that the \$2500.00 escrow balance posted by Ryan Driscoll be returned.

Introduced and adopted: February 19, 2014

Ayes: 6  
Nays: 0  
Absent: 0

\_\_\_\_\_  
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 February 19, 2014

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: February 19, 2014

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Karen M. Romano, RMC  
Lebanon Borough Clerk

**The motion passed by the following roll call vote:**

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

**NO: None**

**ABSTAIN: None**

**ABSENT: None**

**RESOLUTIONS #34-2014**

**Council President Burton made a motion to approve Resolution #34-2014 with a second by Councilman Berger.**

**RESOLUTION # 34-2014  
E Civis - Grant Research and Management System**

**WHEREAS**, a need has arisen to maximize the Borough's abilities to obtain grants in all departments. E Civis Grant Network will be utilized to obtain grants for streets and road projects, recreation projects, record retention projects, education needs and various other tasks; and

**NOW THEREFORE, BE IT RESOLVED** by the Council of the Borough of Lebanon with regard to the obtaining Grants the Clerk recommends engagement of E Civis to perform specific grant finding and associated services for a sum not-to-exceed \$550.00 has been approved.

Introduced and adopted:

LEBANON BOROUGH COUNCIL

Ayes: 6

Nays: 0

Absent: 0

Abstain: 0

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Council President, Richard J Burton

ATTEST:

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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 February 19, 2014, 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: February 19, 2014

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Karen M. Romano, RMC  
Lebanon Borough Clerk

**The motion passed by the following roll call vote:**

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

**NO: None**

**ABSTAIN: None**

**ABSENT: None**

**DISCUSSION**

**COUNCIL COMMITTEES:**

**Recreation:** Jim Pittinger Chair of Recreation state they have had lots of positive feedback from the new basketball court. The Burning of the Greens went well.

**4<sup>th</sup> of July Committee:** Sam Berger Chair state pavers or another clean surface had to be places in the grilling area. Jim and Karen said they would look in to pavers. Sam requested the use of the Municipal building for up and coming 4<sup>th</sup> of July Committee meetings.

**OPEN PUBLIC SESSION #2:**

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

**Mayor Reino requested a motion to enter into executive session.**

**Councilwoman Schmidt made a motion to enter into Executive session with a second by Councilman Berger.**

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

**RESOLUTION #35-2014**

**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: 6  
Nays: 0  
Absent: 0

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 February 19, 2014.

\_\_\_\_\_  
Karen Romano, RMC  
Borough Clerk

**The motion passed by the following roll call vote:**

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

**NO: None**

**ABSTAIN: None**

**ABSENT: None**

**Mayor Reino requested a motion to re-enter into the Regular meeting of February 19, 2014.**

**Councilwoman Schmidt made a motion to enter into Regular Meeting with a second by Councilman Berger.**

**The motion passed by the following roll call vote:**

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

**NO: None**

**ABSTAIN: None**

**ABSENT: None**

**MISCELLANEOUS:**

**AJOURNMENT:**

**Councilwoman Schmidt moved and Councilman Berger seconded a motion to adjourn, there being no further business to come before Council. The meeting was adjourned at 9:25 PM by unanimous vote.**

Respectfully Submitted

\_\_\_\_\_  
Karen M. Romano, RMC  
Borough Clerk









