



LEBANON BOROUGH COMMON COUNCIL
June 16, 2016

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

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.

MOMENT OF SILENCE:

As of today a total 8330 of American Service Members have given their lives for our Country in the war against terrorism, New Jersey total remains at 152. Mayor Reino requested a moment of silence in remembrance of all the service men and women who have paid the ultimate sacrifice. On behalf of a grateful nation, they are truly heroes.

ROLL CALL:

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

Absent: None

Also Present: Administrator /Clerk Karen M Romano RMC and Attorney
Judith Novak Esq.

RESOLUTION #79-2016:

Councilman Berger made a motion to approve Resolution 79-2016 the Consent Agenda with a second by Councilwoman Schmidt.

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

**RESOLUTION # 79-2016
CONSENT AGENDA
JUNE 16, 2016**

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. Annual Water Quality Report
2. NJTreasury Pension Rate Increase
3. Home Serve letter
4. November League Conference
5. Finance Monthly Report May 2016
6. NJDOT Brunswick Ave Approval for HPO
7. Raritan Valley Coalition
8. Highland Mod 7 update
9. Highland Mod 2 Update
10. Highlands Funding Grant
11. Councilman Knoble's Resignation
12. NJ DEP letter Block 5 Lot 6
13. June Tax Assessor Report

Introduced and adopted: June 16, 2016

Ayes: 5

Nays: 0

Absent: 0

Richard J. Burton, Council President

ATTEST: _____

CERTIFICATION

I, Karen M. Romano, Lebanon Borough Administrator/ Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Council at a meeting duly held on the June 16, 2016 force and effect as of the date I have subscribed my signature.

Date: June 16, 2016

Karen M. Romano, RMC
Borough Administrator/Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

Mayor Reino requested a motion to enter into executive session.

Councilman Berger made a motion to approve Resolution 80-2016 to enter into Executive session with a second by Councilwoman Schmidt.

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

RESOLUTION #80-2016

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: _____.

x 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: June 16, 2016
Ayes: 5
Nays: 0
Absent: 0
Abstain: 0

LEBANON BOROUGH COUNCIL

By: Richard J. Burton, 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 16th day of June 2016; 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 16, 2016

Karen M. Romano, RMC
Borough Administrator/ Clerk

The motion was passed by the following vote:

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

Mayor Reino request a motion to re-enter the regular meeting of June 16, 2016.

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

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

Council President Burton Thanked Councilman John Knoble for his years of service to the Borough of Lebanon.

Mayor Reino requested a motion for the Governing Body appointment of Michael Piagentini as Councilman to fill the unexpired term of former Councilman Knoble. (Term expires 12/31/17)

Council President Burton made a motion to appoint Michael Piagentini as Councilman with a second by Councilwoman Schmidt.

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

APPROVAL OF MINUTES:

Council President Burton made a motion to accept the Regular Meeting minutes of May 2016. With a second by Councilman Junge.

The motion was passed by the following vote:

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

NO: None

ABSTAIN: Councilman Piagentini

ABSENT: None

APPROVAL OF EXPENDITURES:

Councilman Berger made a motion to approve the bill list for June 2016. Council President Burton seconded the motion.

Vendor	Description	List of Bills - (All Funds) Current Fund	Payment	Check Total
725 - THOMAS W. KOCUBINSKI	PO 7680	EXPERT ARCHITECT SERVICES/BORO OF L	3,833.41	3,833.41
26 - BOROUGH OF LEBANON - PETTY CASH	PO 7651	PETTY CASH 6-7-2016	192.38	192.38
202 - CENTURYLINK	PO 7655	TELEPHONE SERVICE, ACCT 310227467/	117.27	117.27
247 - COMCAST	PO 7348	INTERNET SVC FOR JULY, ACCT 8499052	9.95	9.95
247 - COMCAST	PO 7656	INTERNET/PHONE SVC FOR JUNE 2016, A	549.23	549.23
652 - CONSTELLATION NEWENERGY INC	PO 7628	ENERGY SVC, ACCT 1-DHUSOH/1-DHUSOY/	86.99	86.99
652 - CONSTELLATION NEWENERGY INC	PO 7629	ENERGY SVC FOR HIGH ST., ACCT 1-DHU	442.12	442.12
132 - COUNTY OF HUNTERDON	PO 7657	HEALTH DEPT INSPECTIONS FOR 1ST QTR	1,000.00	1,000.00
39 - ELIZABETHTOWN GAS	PO 7630	NATURAL GAS SVC, ACCT 2635600594	30.31	30.31

39 - ELIZABETHTOWN GAS	PO 7631	NATURAL GAS SVC FOR 6 HIGH ST., ACC	169.03	169.03
46 - FERRIERO ENGINEERING	PO 7671	ENGINEERING SVCS, MAY 2016 CLIENT N	130.00	130.00
670 - HARRY HAUSHALTER	PO 7632	TAX COUNSEL FOR APRIL 2016, INV 101	783.00	783.00
83 - HORIZON BLUE CROSS BLUE SHIELD NJ	PO 7422	DENTAL INSURANCE FOR JULY 2016, ACC	245.81	245.81
54 - NJ ADVANCE MEDIA	PO 7658	LEGAL ADS - ACCT 1160904	105.85	105.85
16 - JCP&L	PO 7634	ELECTRIC SVC, ACCT 100002994224/994	783.53	783.53
16 - JCP&L	PO 7635	6 HIGH ST ELECTRIC SVC, ACCT 200000	353.34	353.34
685 - JEFFREY R SURENIAN & ASSOC.LLC	PO 7652	EXPERT RETENTION FOR COAH-DECLARATO	2,000.00	2,000.00
597 - JERSEY ELEVATOR COMPANY INC.	PO 7452	ELEVATOR MAINTENANCE, ACCT 5487A-MN	135.00	135.00
167 - KAREN ROMANO	PO 7432	CELL PHONE REMBURSEMENT- JUNE 2016	100.00	100.00
167 - KAREN ROMANO	PO 7661	MILEAGE REMBURSEMENT- JUNE 2016	341.02	341.02
167 - KAREN ROMANO	PO 7678	PROTECTIVE COVER FOR CELL PHONE	28.08	28.08
104 - KAY WINZENRIED	PO 7663	CONTINUING EDUCATIONS EXPENSES 5/17	239.39	239.39
557 - LANDMARK FIRE PROTECTION, INC.	PO 7636	1ST QTR FIRE TESTING AND INSPECTION	437.50	437.50
559 - LANZA & LANZA LLP	PO 7664	LEGAL SVCS FOR MAY 2016, ACCT 1323-	5,680.00	5,680.00
724 - LSA&C Attorney Trust Account	PO 7653	SPECIAL MASTER FOR COAH-VICINAGE 13	1,500.00	1,500.00
57 - LEBANON BOROUGH FIRE COMPANY	PO 7683	2016 SPRING BRUSH CHIPPING	6,750.00	6,750.00
119 - LEBANON FIRE COMPANY	PO 7418	2016 FIRE DEPARTMENT APPROPRIATION	5,000.00	5,000.00
715 - MASER CONSULTING P.A.	PO 7640	MUNICIPAL PLAN/CONSULTING, PROJ LEB	2,447.88	2,447.88
715 - MASER CONSULTING P.A.	PO 7642	AFFORDABLE HOUSING. PROJ LEB002	32.50	32.50
715 - MASER CONSULTING P.A.	PO 7669	MUNICIPAL PLAN/CONSULTING, PROJ LEB	390.00	390.00
2 - MGL FORMS-SYSTEMS, LLC	PO 7643	TAX BILL PRINTING COST, CLIENT L02	255.00	255.00
253 - NEW JERSEY STATE POLICE	PO 7644	POLICING SVCS FOR MARCH 2016, INV 1	3,499.60	3,499.60
129 - NJ DIVISION OF ALCOHOLIC	PO 7672	LIQUOR LICENSE RENEWALS	9.00	9.00
70 - NO HUNTERDON-VORHEES REG HS DIST	PO 7665	REGIONAL SCH TAX LEVY, JULY 2016	254,979.17	254,979.17
31 - NOVAK & NOVAK LLC	PO 7442	LEGAL SERVICES JUNE 2016	3,350.00	3,350.00
233 - PITNEY BOWES	PO 7684	DECLARATORY JUDGEMENT 3RD ROUND HOU	4,701.07	8,051.07
28 - PREMIER DISPOSAL, INC	PO 7668	POSTAGE MACHINE LEASE, ACCT 1596021	75.00	75.00
20 - QUILL CORPORATION	PO 7480	TRASH REMOVAL SVC FOR MAY 2016, ACC	4,576.00	4,576.00
476 - R & L DATA CENTERS, INC.	PO 7645	OFFICE SUPPLIES, ACCT C671593	181.07	181.07
68 - READY REFRESH	PO 7673	PAYROLL SVC FOR MAY 2016, ACCT 1A-1	271.33	271.33
176 - SHOPRITE OF HUNTERDON COUNTY	PO 7646	BOTTLED WATER, ACCT 0430758649	16.23	16.23
540 - STATEWIDE INSURANCE FUND	PO 7648	MISC. SUPPLIES, CUST 20457	36.42	36.42
76 - STEVE WELLS	PO 7676	2016 INSURANCE ASSESSMENTS, INV 16C	10,206.00	10,206.00
369 - STICKEL KOENIG & SULLIVAN & DRILL L	PO 7627	REIMBURSE FOR RECREATION SUPPLIES	118.92	118.92
369 - STICKEL KOENIG & SULLIVAN & DRILL L	PO 7685	LEGAL SVCS - COAH INV FEBRUARY - MA	1,724.25	1,724.25
390 - TELE-DATA SOLUTIONS, INC.	PO 7686	LEGAL SVCS - PLANNING BOARD MEETING	41.25	41.25
348 - VAIL ENERGY SERVICES, LLC	PO 7463	MAINTENANCE CONTRACT FOR JULY 2016	116.67	116.67
348 - VAIL ENERGY SERVICES, LLC	PO 7336	2016 SERVICE & PREVENTIVE MAINTENAN	308.00	308.00
27 - WASTE MANAGEMENT OF NJ INC	PO 7649	MAINTENANCE/LABOR WORK,	1,205.97	1,205.97
	PO 7674	WASTE REMOVAL SVC FOR MAY 2016, CUS	4,857.60	4,857.60
46 - FERRIERO ENGINEERING	PO 7659	GENERAL CAPITAL FUND 2016 ROAD IMPROVEMENTS -CAPITAL PRO	458.00	458.00
723 - HUNTERDON HILLS ANIMAL HOSPITAL	PO 7633	ANIMAL CONTROL FUND CAT BOARDING/EUTHINIZATION	161.00	161.00
321 - NJ DEPT OF HEALTH & SENIOR SVCS	PO 7670	MAR/APR/MAY 2016 DOG LICENSE REPORT SENIOR CITIZEN FUND	35.40	35.40
140 - HUNTERDON HILLS PLAYHOUSE	PO 7681	6/18/16 - JUKEBOX HEROES	1,856.56	1,856.56
140 - HUNTERDON HILLS PLAYHOUSE	PO 7682	6/18/16 - JUKEBOX HEROES	54.12	54.12
176 - SHOPRITE OF HUNTERDON COUNTY	PO 7647	PARTY SUPPLIES, ACCT 20457 DEVELOPERS ESCROW	35.29	35.29
46 - FERRIERO ENGINEERING	PO 7660	2016 ROAD OPENING PERMITS, CLIENT N	65.00	65.00
715 - MASER CONSULTING P.A.	PO 7679	MUNICIPAL PLAN/CONSULTING, PROJ LEB	292.50	292.50
369 - STICKEL KOENIG & SULLIVAN & DRILL L	PO 7687	LEGAL SVCS - PLANNING BOARD MEETING	165.00	165.00
TOTAL				327,565.01
Total to be paid from Fund 01 Current Fund				324,442.14
Total to be paid from Fund 04 GENERAL CAPITAL FUND				458.00
Total to be paid from Fund 12 ANIMAL CONTROL FUND				196.40
Total to be paid from Fund 13 SENIOR CITIZEN FUND				1,945.97
Total to be paid from Fund 14 DEVELOPERS ESCROW				522.50
=====				
				327,565.01

Checks Previously Disbursed

99999	NJ STATE HEALTH BENEFITS PLAN	MAY 2016	4,287.72	6/15/2016
99999	LEBANON BOROUGH PAYROLL	PAYROLL 6/15/16	16,312.20	6/15/2016
99999	CTS	PAYROLL TAX FILING	23.00	5/19/2016
99999	LEBANON BOROUGH PAYROLL	PAYROLL 5/31/2016	10,578.93	5/31/2016
424	JOSEPHINE HOBBIIE	PO# 7626 REFUND FOR SANDS TRIP	25.00	5/24/2016

				31,226.85

Total paid from Fund 01 Current Fund	31,201.85
Total paid from Fund 13 SENIOR CITIZEN FUND	25.00

	31,226.85

Total for this Bills List: 358,791.86

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

OPEN PUBLIC SESSION:

Councilman Junge made a motion to open the public session. Council President Burton 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.

OPEN PUBLIC SESSION :

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

OPEN PUBLIC SESSION ORDINANCE 2016-02:

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

ORDINANCE 2016-02:

Councilman Berger made a motion to Adopt Ordinance# 2016-02 with a second by Council President Burton.

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

ORDINANCE NO. 2016-02

**AN ORDINANCE OF THE BOROUGH OF LEBANON, COUNTY OF HUNTERDON
TO PROVIDE FOR PROTECTIVE CUSTODY OF PERSONS CHARGED WITH
DRIVING UNDER THE INFLUENCE OR WHILE INTOXICATED**

WHEREAS, the provisions of "John's Law", N.J.S.A. 39:4-50.22 et seq., require that law enforcement agencies notify persons who accompany a drunk driver from the law enforcement premises that they may be held criminally or civilly liable if that person permits the person charged with driving while intoxicated to operate a motor vehicle, and also authorize law enforcement agencies to impound the drunk driver's vehicle; and

WHEREAS, the provisions N.J.S.A. 40:48-1.3 authorize a Municipality to enact an Ordinance providing that a person who has been arrested for driving while intoxicated pursuant to N.J.S.A. 39:4-50 shall be held in protective custody at an appropriate police or other facility; and

WHEREAS, the Borough of Lebanon does not have an appropriate facility where such person's condition may be monitored until that person is no longer a danger to himself or others; and

WHEREAS, the Borough of Lebanon has been and continues to desire to use the Hunterdon County Detention Center (and/or through Hunterdon County's contract for detention with Somerset County) for this purpose;

NOW THEREFORE BE IT 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 Ordinances of the Borough of Lebanon shall be amended to provide as follows:

Section 1. Any person who is arrested for a violation of N.J.S.A. 39:4-50 shall be held in protective custody at an appropriate police or other facility where the person's condition may be monitored until the person is no longer a danger to himself or others. That person shall be released from protective custody when that person is no longer a danger to himself or others. A person is no longer a danger to himself or others when the person's blood alcohol concentration is less than 0.05% and the person is no longer under the influence of any intoxicating liquor or narcotics or hallucinogenic or habit-forming drug to the extent that the person's faculties are impaired. In no event shall the Borough's designee or the Hunterdon County Detention Center hold a person in protective custody for a period of longer than eight (8) hours without providing an appropriate hearing.

Section 2. Notwithstanding the provisions of this Ordinance, provided that it is not a detriment to the public safety, the arresting law enforcement agency may, because of the age, health or safety of the arrested person, release the person pursuant to the provisions of P.L. 2001, c.69, N.J.S.A. 39:4—50.22 et seq., or provide an appropriate alternative to protective custody. Neither the Borough of Lebanon or their designee, nor the Hunterdon County Detention Center shall be subject to liability if a person is released from custody pursuant to the provisions of this Ordinance under N.J.S.A. 40:48-1.3.

Section 3. Nothing in this Ordinance shall be construed as requiring the use of the N.J. State Police facilities by the Borough of Lebanon for purposes of this Ordinance under N.J.S.A. 40:48-1.3.

Section 4. All the provisions of N.J.S.A. 40:48-1.3 referenced above are hereby incorporated into and are deemed to be a part hereof.

Section 5. For purposes of this Ordinance, the appropriate police or other facility is the Hunterdon County Detention Center (or contractual entity designated through the Hunterdon County Board of Chosen Freeholders).

Section 6. Severability. If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall

not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared severable.

Section 7. Repealer and Effective Date. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed, and this Ordinance shall take effect immediately upon final passage and publication as required by law.

Michael Reino, Mayor

ATTEST:

Karen M. Romano
Borough Administrator/ Clerk

Vote after public hearing and upon final adoption:

Berger 1 Ordinance approved by the Governing Body and presented
Burton 1 to the Mayor on _____, 2016
Junge 1
Piagentini 0
Pittinger 1
Schmidt 1

Veto in Whole or Part:

Approved:

Michael Reino, Mayor
Date:

Michael Reino, Mayor
Date:

Returned to Borough Clerk with statement attached on _____, 2016

NOTICE

TAKE NOTICE that the above ordinance was introduced at a regular meeting of the Borough Council of the Borough of Lebanon on May 18, 2016 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 June 16, 2016 at 7:30 p.m. in the Municipal Building, located at 6 High Street, Lebanon, New Jersey

Karen M. Romano,
Borough Administrator/ Clerk

BOROUGH OF LEBANON

**COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

ORDINANCE 2016-02

**AN ORDINANCE OF THE BOROUGH OF LEBANON, COUNTY OF HUNTERDON
TO PROVIDE FOR PROTECTIVE CUSTODY OF PERSONS CHARGED WITH
DRIVING UNDER THE INFLUENCE OR WHILE INTOXICATED**

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 18th day of May 2016, and the same came up for final passage at a meeting of the said Borough Council on the 16th day of June, 2016 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 Administrator/ Clerk

**INTRODUCED: May 18, 2016
ADOPTED: June 16, 2016**

The motion was passed by the following vote:

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

NO: None

ABSTAIN: Councilman Piagentini

ABSENT: None

RESOLUTION #81-2016:

Council President Burton made a motion to approve Resolution #81-2016 with a second by Councilwoman Schmidt.

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

RESOLUTION # 81-2016

A RESOLUTION AUTHORIZING THE
CLOSING OF STREETS ON JULY 4TH

BE IT RESOLVED, that the Borough of Lebanon close the following streets on July 4th, 2016, from 8:30AM to 5:00 PM:

MAIN ST from MYRTLE AVE all the way East to the Borough line.
All of MYRTLE AVE
All of BRUNSWICK AVE
All of MAPLE ST.
All of HIGH ST.
All of SUTTON PL.
CHERRY ST. from MAIN ST. to EDGERTON DR.
COKESBURY RD. from MAIN ST. to ROUTE 22

Introduced and adopted: June 16, 2016
Ayes: 6
Nays: 0
Absent: 0

LEBANON BOROUGH COUNCIL

Richard J. Burton, Borough
Council President

ATTEST:

Karen Romano, RMC
Borough Administrator/ Clerk

CERTIFICATION

I, Karen M. Romano, Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Council at a meeting duly held on the 16th day of June, 2016; 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 16, 2016

Karen M. Romano, RMC
Borough Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

RESOLUTION #82-2016:

Councilman Berger made a motion to approve Resolution #82-2016 with a second by Councilman Junge.

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

**RESOLUTION #82-2016
Park School Counselors**

BE IT RESOLVED, by the Lebanon Borough Common Council that the following are appointed as Park School Counselors:

Elizabeth Pittinger
Adriana Burton
Sarah Sylvestre
Vanessa Bonanno
Alyssa Gruber
Mackenzie Donovan
Kathren Eccles

BE IT FURTHER RESOLVED by the Lebanon Borough Council that the salary range for the Park School Counselor having been established and set forth in Ordinance #2014-04, the following salary is hereby granted to the employee for the year 2016:

Elizabeth Pittinger	\$ 9.50
Adriana Burton	\$ 9.50
Sarah Sylvestre	\$ 9.00
Alyssa Gruber	\$9.00
Mackenzie Donovan	\$8.50
Kathren Eccles	\$8.50
Vanessa Bonanno	\$8.50

Introduced and adopted: June 16, 2016 LEBANON BOROUGH COUNCIL

Ayes: 6

Nays: 0

Absent: 0

Abstain: 0

By: Richard J. Burton, 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 16th day of June 2016; 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 16, 2016

Karen M. Romano, RMC
Borough Administrator/ Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

RESOLUTION #83-2016:

Council President Burton made a motion to approve Resolution #83-2016 with a second by Councilman Pittinger.

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

**RESOLUTION #83-2016
Street Sweeping**

WHEREAS, the Borough of Lebanon would like to provide Street Sweeping services along the 4th of July Parade route, and

WHEREAS, the Borough solicited 3 quotes, and received 1 quotes for this service; and

WHEREAS, Apgar Power Sweeping Corp Inc., has submitted the lowest quote of \$650.000 including equipment for such services.

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Lebanon that a Street Sweeping contract for 2016, be awarded to Apgar Power Sweeping Corp. in the amount of \$650.00.

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute said contract, after review and approval by Borough Attorney Joseph Novak, and upon submittal of a Certificate of Insurance, and all documents required for the contract.

Introduced and adopted:

LEBANON BOROUGH COUNCIL

Ayes: 6
Nays: 0
Absent: 0

Richard J. Burton

Borough Council President

ATTEST:

Karen M. Romano, RMC
Borough Administrator/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 June 16, 2016 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 16, 2016

Karen M. Romano, RMC
Borough Administrator/Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

RESOLUTION #84-2016:

Council President Burton made a motion to approve Resolution #84-2016 with a second by Councilman Pittinger.

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

RESOLUTION # 84-2016

**Brunswick Avenue Improvements and the
Knox Lane Resurfacing Project**

WHEREAS, the Borough of Lebanon has determined as part of its long term road program to provide drainage and roadway improvements to Brunswick Avenue and Knox Lane, and

WHEREAS, the Borough, solicited bids, which includes a base bid for improvements to Brunswick Avenue; an alternate bid for additional drainage work on Brunswick Avenue; and an alternate bid for resurfacing and other improvements to Knox Lane; and

WHEREAS, six (6) bids for this project were received on April 28, 2016 and

WHEREAS, Cifelli & Sons Contracting has submitted the lowest total bid, under any combination of award, which includes a bid of \$407,473.00 for the base bid work on Brunswick Avenue; a bid of \$30,050.00 for Alternate Bid No. 1 (additional drainage improvements on Brunswick Avenue); and a bid of \$36,350.00 for Alternate Bid No. 2, (Knox Avenue Improvements); and

WHEREAS, the Borough has received an allotment of \$160,000.00 from NJDOT for the work on Brunswick Avenue, with the work on Knox Lane not being State sharing, and

WHEREAS, the Borough Engineer has recommended an award in the total amount of \$443,823.00 which includes the base bid work only on Brunswick Avenue (\$407,473.00) and Alternate Bid No. 2 for the work on Knox Lane (\$36,350.00) and

WHEREAS, sufficient funds have been appropriated to undertake the said project.

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Lebanon that a contract be awarded to Cifelli & Sons Contracting in the amount of \$443,823.00 for the improvements to Brunswick Avenue and Knox Lane.

BE IT FURTHER RESOLVED, by the Council of the Borough of Lebanon that the bids submitted for Alternate Bid No. 1 be rejected.

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute said contract, after review and approval by Borough Attorney, and upon submittal of a Certificate of Insurance, and all other documents required for the contract.

Introduced and adopted: June 16, 2016

LEBANON BOROUGH COUNCIL

Ayes: 6

Nays: 0

Absent:

0

Richard Burton

Borough Council President

ATTEST:

Karen M. Romano
Borough Clerk

CERTIFICATION

I, Karen M. Romano Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Council at a meeting duly held on June 16, 2016 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 16, 2016

Karen M. Romano
Borough Administrator /Clerk

The motion was passed by the following vote:

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

NO: None
ABSTAIN: None
ABSENT: None

RESOLUTION #85-2016:

Councilman Berger made a motion to approve Resolution #85-2016 with a second by Councilman Pittinger.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION#85-2016**

THE LEBANON BOROUGH COUNSEL

WHEREAS, the Borough of Lebanon Council has determined a need for the services of Thomas W. Kocubinski, AIA and

WHEREAS, the Borough Council has elected to enter into a professional services agreement pursuant N.J.S.A. 40A:11-1 et seq. and shall enter into such contract on a non-affair and open contract basis pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough Council has determined in consultation with Thomas W. Kocubinski, AIA. That he. has the requisite experience for such specialized matters;

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

1. Thomas W. Kocubinski, AIA, PP. is hereby retained as
2. Expert Architect to the Borough of Lebanon as of January 1, 2016.
3. The Mayor and Clerk are hereby authorized to execute a professional services contract with Thomas W. Kocubinski AIA. on the condition that the Council shall complete a Business Entity Disclosure Certification.
4. This resolution authorizes a contract to be awarded without competitive bidding with such contract to be prepared and finally approved by the Borough Attorney.
5. A notice of this action shall be published in the legal newspaper of the Borough.

Introduced and adopted: June 16, 2016
Ayes: 6
Nays: 0

LEBANON BOROUGH COUNCIL

Absent: 0

Council President, Richard J Burton

ATTEST: _____

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 16th day of June, 2016; 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 16, 2016
Lebanon Borough administrator / Clerk

Karen M. Romano

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

RESOLUTION #86-2016:

Councilman Berger made a motion to approve Resolution #86-2016 with a second by Councilwoman Schimdt.

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

RESOLUTION #86-2016

Pay to Play

WHEREAS, on January 1, 2006, the “New Jersey Local Unit Pay-to-Play” Law, *N.J.S.A.* 19:44A-20.4 et. seq., became effective; and

WHEREAS, the Borough of Lebanon has a need to award certain professional contracts for services required by the municipality in calendar year 2016; and

WHEREAS, the Pay-to-Play Law permits such services to be acquired through two processes, including the “non-fair and open” process as defined in *N.J.S.A.* 19:44A-20.7 on those contracts where it is anticipated that the total cost will exceed \$17,500.00; and

WHEREAS, the public good and interest of the citizens of the Borough of Lebanon will best be served by the “non-fair and open” process to secure experienced professional services, rather than the “fair and open” process of awarding a contract to the lowest bidder; and

WHEREAS, each professional will be required to first complete and submit a Business Entity Disclosure Certification.

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

1. The following professional 2016 contracts shall be awarded under the “non-fair and open” process:
Thomas W. Kocubinski, AIA, PP
2. The said professionals, prior to securing such contract, shall execute and file with the Clerk of the municipality, a 2016 Business Entity Disclosure Certification pursuant to *N.J.S.A. 19:44A-20.8*

Introduced and adopted: June 16, 2016
Ayes: 6
Nays: 0
Absent: 0

LEBANON BOROUGH COUNCIL

Council President, Richard J Burton

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 16th day of June 2016; 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 16, 2016

Karen M. Romano, RMC
Lebanon Borough
Administrator/Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

RESOLUTION #87-2016:

Councilman Junge made a motion to approve Resolution #87-2016 with a second by Councilman Piagentini.

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

RESOLUTION # 87-2016

**SOCIAL PERMIT
JULY 4TH PARADE**

WHEREAS, an application for Social Permit has been made by the Lebanon Borough July 4th Parade, 6 High Street, Lebanon NJ.; and

WHEREAS, the submitted form is complete and all fees have been waived;

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: June 15, 2016

Ayes: 6
Nays: 0
Absent: 0

LEBANON BOROUGH COUNCIL

Richard J. Burton,
Borough, Council President

ATTEST:

Karen Romano, RMC
Borough Administrator/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 16th of June 2016; 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 16, 2016

Karen M. Romano, RMC
Borough Administrator /Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

RESOLUTION #88-2016:

Council President Burton made a motion to approve Resolution #88-2016 with a second by Councilwoman Schmidt.

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

RESOLUTION #88-2016

Tonnage Grant

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for the **2015 Recycling Tonnage Grant** will memorialize the commitment of this municipality to recycling and to indicate the assent of (name of governing body) to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Lebanon that the Borough of Lebanon hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Karen M. Romano to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Introduced and adopted: June 16, 2016

LEBANON BOROUGH COUNCIL

Ayes: 6

Nays: 0

Absent: 0

Abstain: 0

By: Richard J. Burton, 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 16th day of June 2016; 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: June16,2016

Karen M. Romano, RMC
Borough Administrator/ Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

OPEN PUBLIC SESSION:

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

MISCELLANEOUS:

DISCUSSION:

COUNCIL COMMITTEES:

ADJOURN:

Councilman Pittinger moved and Councilman Junge seconded a motion to adjourn, there being no further business to come before Council. The meeting was adjourned at 8:40 pm by unanimous vote.

Respectfully Submitted

Karen M. Romano, RMC
Borough Administrator/Clerk

LBCC
7-17-13
27

LBCC
7-17-13
28

