



LEBANON BOROUGH COMMON COUNCIL  
January 18, 2017

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 Berger, Councilman Junge, Councilman Piagentini, Councilman Schneider, and Councilwoman Baldinger

Absent: None

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

**RESOLUTION #51-2017:**

**Council President Burton made a motion to approve Resolution#51-2017 the Consent Agenda with a second by Councilman Berger.**

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

**RESOLUTION # 51-2016  
CONSENT AGENDA  
January 18, 2017**

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. Adopted Highlands Referral Ordinances
2. Finance November and December 2016 report
3. Tonnage Grant Check
4. Thank you, notes,

Introduced and adopted: January 18, 2017

Ayes: 6

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 January 18, 2017 force and effect as of the date I have subscribed my signature.

Date: January 18, 2017

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

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

YES: Council President Burton, Councilman Berger, Councilman Junge, Councilman Piagentini, Councilman Schneider, and Councilwoman Baldinger

NO: None

ABSTAIN: None

ABSENT: None

**APPROVAL OF MINUTES:**

**Council President Burton made a motion to approve the December 2016 minutes and Reorganization Minutes of January 4, 2017. With a second by Councilman Berger.**

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

YES: Council President Burton, Councilman Berger, Councilman Junge, Councilman Piagentini, Councilman Schneider, and Councilwoman Baldinger

NO: None

ABSTAIN: None

ABSENT: None

**APPROVAL OF EXPENDITURES:**

**Councilman Berger made a motion to approve the bill list for January 2017. Council President Burton seconded the motion.**

Report Printed 2017-01-17 15:29:43 Lebanon Borough

## List of Bills - (All Funds)

Vendor	Description	Payment	Check Total
Current Fund			
105 - ALL SEASONS FLOWERS & GIFTS	PO 8025 FLOWERS FOR DENISE HARRIS	50.00	50.00
712 - ALPHA DOG SOLUTIONS, INC.	PO 8024 WEBSITE MAINTENANCE AND HOSTING FOR	1,200.00	1,200.00
403 - AMERICAN PROTECTIVE SYSTEMS, INC	PO 8022 MONITORING SYSTEMS, CUST 10492	1,512.12	1,512.12
745 - BALANEY CONTRACTING LLC	PO 8013 SNOW REMOVAL SVCS - 12/17/2016 INV	1,728.50	1,728.50
745 - BALANEY CONTRACTING LLC	PO 8041 SNOW REMOVAL SVCS @ SCHOOL -12/17/2	163.50	163.50
745 - BALANEY CONTRACTING LLC	PO 8042 SNOW REMOVAL SVCS - 1-5-2017 INV BC	1,651.00	1,651.00
745 - BALANEY CONTRACTING LLC	PO 8043 SNOW REMOVAL SVCS @ SCHOOL -1/5/201	163.50	163.50
746 - BETHLEHEM TOWNSHIP	PO 8048 SHARED SERVICE AGREEMENT -CFO	2,078.80	2,078.80
26 - BOROUGH OF LEBANON - PETTY CASH	PO 8037 2017 PETTY CASH	200.00	200.00
744 - CINTAS CORPORATION	PO 8029 ANNUAL AED MANAGEMENT, CUST 1065228	179.80	179.80
247 - COMCAST	PO 8019 6 HIGH ST BUSINESS SERVICE FOR JANU	434.05	434.05
247 - COMCAST	PO 8020 96 MAIN ST SVC FOR JANUARY 2017, AC	140.47	140.47
652 - CONSTELLATION NEWENERGY INC	PO 8006 ENERGY SVC ACCT 1-DHUOSN/1-DHUSOH/	600.94	600.94
39 - ELIZABETHTOWN GAS	PO 8011 NATURAL GAS SVC, 6 HIGH ST, ACCT 6	590.54	590.54
46 - FERRIERO ENGINEERING	PO 8031 MISC ENGINEERING FOR DECEMBER 2016	130.00	130.00
99 - GRAMCO INC	PO 8010 SOUND SYSTEM ANNUAL MAINTENANCE 1/1	1,425.00	1,425.00
670 - HARRY HAUSHALTER	PO 8016 TAX APPEALS FOR NOVEMBER 2016	783.00	783.00
153 - HOME DEPOT CREDIT SVCS	PO 7923 RECREATION SUPPLIES, ACCT 9730	96.36	96.36
83 - HORIZON BLUE CROSS BLUE SHIELD NJ	PO 8008 DENTAL INSURANCE FOR JAN 2017, ACCT	245.81	245.81
215 - HUNTERDON COUNTY CLERKS OFFICE	PO 8026 SPECIAL ELECTION 2017	5,857.38	5,857.38
54 - NJ ADVANCE MEDIA	PO 8028 LEGAL ADS FOR ACCT 1160904	14.34	14.34
16 - JCP&L	PO 8014 ELECTRIC SVC FOR 6 HIGH ST., ACCT 2	398.26	398.26
167 - KAREN ROMANO	PO 7956 SUPPLIES FOR SENIOR CITIZENS COOKIE	32.31	32.31
167 - KAREN ROMANO	PO 8039 CELL PHONE REMBURSEMENT-JANUARY 20	100.00	100.00
167 - KAREN ROMANO	PO 8040 MILEAGE REMBURSEMENT-	71.82	71.82
559 - LANZA & LANZA LLP	PO 8021 LEBANON BORO V SSP ARCHITECTURAL, A	6,531.40	6,531.40
59 - LEBANON BOROUGH BOARD OF EDUCATION	PO 8035 SCHOOL TAX FOR JANUARY 2017	260,277.70	260,277.70
119 - LEBANON FIRE COMPANY	PO 8034 2016 SMOKE DETECTOR INSPECTIONS	2,750.00	2,750.00
119 - LEBANON FIRE COMPANY	PO 8046 2017 FIRE DEPARTMENT APPROPRIATION-	6,000.00	6,000.00
715 - MASER CONSULTING P.A.	PO 8009 AFFORDABLE HOUSING CONSULTING, PROJ	32.50	32.50
253 - NEW JERSEY STATE POLICE	PO 7877 POLICING SVCS FOR NOVEMBER 2016, IN	782.56	782.56
42 - NJ STATE LEAGUE OF MUNICIPALITIES	PO 8005 2017 MEMBERSHIP DUES INV 254MLJ17	277.00	277.00
70 - NO HUNTERDON-VOORHEES REG HS DIST	PO 8036 REGIONAL SCH TAX LEVY, JANUARY 2017	254,979.17	254,979.17
31 - NOVAK & NOVAK LLC	PO 8038 LEGAL SERVICES JANUARY 2017	3,350.00	3,350.00
28 - PREMIER DISPOSAL, INC	PO 7487 TRASH REMOVAL SVC FOR DECEMBER 2016	4,843.57	4,843.57
20 - QUILT CORPORATION	PO 8017 OFFICE SUPPLIES, ACCT C671593	93.38	93.38
476 - R & L DATA CENTERS, INC.	PO 8023 PAYROLL SERVICE FOR DECEMBER 15 - 3	340.29	340.29
68 - READY REFRESH	PO 8012 BOTTLED WATER, ACCT 0430758649	16.23	16.23
176 - SHOPRITE OF HUNTERDON COUNTY	PO 8027 GROCERIES,	182.75	182.75
390 - TELE-DATA SOLUTIONS, INC.	PO 8004 TELEPHONE MAINTENANCE, 1/08-2/07/17	116.63	116.63

43 - TOWN OF CLINTON	PO 8044	HYDRANT SERVICE FOR OCT/NOV/DEC 201	6,287.25	6,287.25
560 - TREASURER-STATE OF NJ	PO 8049	MARRIAGE LICENSE FEE 4TH QUARTER	50.00	50.00
348 - VAIL ENERGY SERVICES, LLC	PO 8007	MAINTENANCE CONTRACT FOR JAN 2017,	308.00	308.00
718 - VIKING PEST CONTROL	PO 8018	PEST CONTROL SERVICES FOR JAN 2017,	53.28	53.28
27 - WASTE MANAGEMENT OF NJ INC	PO 8030	TRASH REMOVAL FOR DECEMBER 2017, CU	3,127.20	3,127.20
<b>GENERAL CAPTITAL FUND</b>				
46 - FERRIERO ENGINEERING	PO 8032	ROAD PROJECTS, CLIENT N100	4,227.50	4,227.50
<b>ANIMAL CONTROL FUND</b>				
466 - ANIMAL CONTROL SOLUTIONS, LLC	PO 8015	ANIMAL CONTROL COVERAGE FOR JANUARY	250.00	250.00
321 - NJ DEPT OF HEALTH & SENIOR SVCS	PO 8033	DECEMBER 2016 DOG LICENSE REPORT	5.40	5.40
TOTAL				574,729.31
Total to be paid from Fund 01 Current Fund		570,246.41		
Total to be paid from Fund 04 GENERAL CAPTITAL FUND		4,227.50		
Total to be paid from Fund 12 ANIMAL CONTROL FUND		255.40		
		=====		
		574,729.31		

**Checks Previously Disbursed**

99999	LEBANON BOROUGH PAYROLL	PAYROLL 1-13-2017	10,398.32	1/13/2017
99999	CTS	DECEMBER 2016 PAYROLL TAX PROCESSI	23.46	1/17/2017
99999	NJ STATE HEALTH BENEFITS PLAN	DECEMBER 2016 HEALTH BENEFITS	4,287.72	1/18/2017
			-----	
			14,709.50	
Total paid from Fund 01 Current Fund		14,709.50		
		-----		
		14,709.50		

Total for this Bills List: **589,438.81****The motion was passed by the following vote:**

**YES:** Council President Burton, Councilman Berger, Councilman Junge, Councilman Piagentini, Councilman Schneider, and Councilwoman Baldinger

**NO:** None

**ABSTAIN:** None

**ABSENT:** None

**OPEN PUBLIC SESSION:**

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

**NJSP officer Brian Walsh** reported the investigation of the Graffiti in the park was on going. But going well. He also addressed the complaints of speeders on Central Street.

**Councilwoman Baldinger** stated as she campaigned residents complained of speeders as well as break ins. She stated it seemed many people have security systems.

**Officer Walsh** express his concern of the rumors on the social media Facebook page "The Lebanon Borough Meeting House".

Administrator Karen Romano stated that was not a official media source of the Borough.

Officer Walsh assured Council Lebanon Borough was safe. There were no Break Ins to speak of and the speeders are going slower than it appears.

**Madeline Nolan** stated her concerns regarding the vegetation growing along east Main Street. Karen Romano said was unsuccessful with the community service group so she would give the handyman the assignment.

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

**RESOLUTION #52-2017:**

Councilman Junge made a motion to approve Resolution #52-2017 with a second by Councilman Piagentini.

**BOROUGH OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION #52-2017**

Governor's Council on Alcoholism and Drug Abuse  
Fiscal Grant Cycle July 2014-June 2019

**FORM 1B**

**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 Council of 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 Council 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 Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Hunterdon;

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

1. The Borough Council does hereby authorize submission of a strategic plan for the North Hunterdon Municipal Alliance grant for fiscal year 2018 in the amount of:
 

DEDR	\$27,511.00
Cash Match	\$6,877.75
In-Kind	\$20,633.25
  
2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Introduced and adopted: January 18, 2017  
Ayes: 6  
Nays: 0  
Absent: 0

LEBANON BOROUGH COUNCIL

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Richard J Burton,

Borough Council President

ATTEST:

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Karen Romano  
Borough Administrator /Clerk

I certify that the foregoing is a true copy of the Resolution adopted by the Borough Council at a meeting held on January 18, 2017.

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Karen Romano  
Borough Administrator/Clerk

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

YES: Council President Burton, Councilman Berger, Councilman Junge, Councilman Piagentini, Councilman Schneider, and Councilwoman Baldinger

NO: None

ABSTAIN: None

ABSENT: None

**RESOLUTION #53-2017:**

**Councilman Junge made a motion to approve Resolution #53-2017 with a second by Councilman Schneider.**

BOROUGH OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION #53-2017

A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR PARKING OFFENSES ADJUDICATION FUND REQUIRED BY 19.1.5.A. 39:4-139.9

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, N.J.S.A. 39:41399 provides for the receipt of Parking Offenses Adjudication revers} e by the municipality to provide for the operating costs to administrator this act; and

WHEREAS, N.J.S.A. 40a:4-39 provides the dedicated revenues anticipated from the Parking Offenses Adjudication revenue are hereby anticipated, as revenue and are hereby appropriated for the purpose to which revenue is dedicated: by statute or other legal requirement:

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

The Governing body does hereby request permission of the Director of the Division Of Local Government Services to pay expenditures of the Parking Offenses Adjudication Fund in accordance with N.I.S.A. 39:4-139.9.

The Clerk of the Borough of Lebanon, County of Hunterdon is hereby directed to Forward two certified copies of this Resolution to the Director Of the Division of Local Government Services

Introduced and adopted: January 18, 2017 LEBANON BOROUGH COUNCIL

Ayes: 6

Nays: 0

Absent: 0

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Richard J Burton,  
Borough Council President

ATTEST:

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Karen Romano  
Borough Administrator /Clerk

I certify that the foregoing is a true copy of the Resolution adopted by the Borough Council at a meeting held on January 18, 2017.

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Karen Romano  
Borough Administrator/Clerk

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

YES: Council President Burton, Councilman Berger, Councilman Junge, Councilman Piagentini, Councilman Schneider, and Councilwoman Baldinger

NO: None

ABSTAIN: None

ABSENT: None

**RESOLUTION #54-2017:**

**Councilman Berger made a motion to approve Resolution #54-2017 with a second by Councilman Piagentini.**

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

**RESOLUTION #54-2017**

**SHARED SERVICES AGREEMENT BETWEEN  
TOWNSHIP OF BETHLEHEM AND BOROUGH OF LEBANON  
FOR CHIEF FINANCIAL OFFICER**

**THIS AGREEMENT** is made this 16<sup>th</sup> day of January, 2017 by and between

**TOWNSHIP OF BETHLEHEM**, a municipal corporation of the State of new Jersey located in the County of Hunterdon, State of New Jersey with its principal offices located at 405 Mine Road, Asbury, New Jersey 08802 (hereinafter “Bethlehem”); and

**BOROUGH OF LEBANON**, a municipal corporation of the State of New Jersey located in the County of Hunterdon, State of New Jersey with its principal offices located at 6 High Street, Lebanon, New Jersey 08833 (hereinafter “Lebanon”).

**WHEREAS**, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. (the "Act"), authorizes local units of this State to enter into agreements with any other local unit or units to provider or receive any service that each local unit participating in the agreement is empowered to provide or receive in its own jurisdiction; and

**WHEREAS**, N.J.S.A. 40A:9-140.10 requires each municipality to have a Chief Financial Officer but same may be provided by an agreement with another municipality; and

**WHEREAS**, Bethlehem has a part-time Chief Financial Officer who is needed to work a maximum of three (3) days per week; and

**WHEREAS**, Lebanon is in need of the services of a certified professional to perform the duties of Chief Financial Officer for a maximum of two (2) days per week; and

**WHEREAS**, representatives from Bethlehem and Lebanon have met to explore sharing Chief Financial Officer services, in an effort to achieve cost savings and benefits for both municipalities; and

**WHEREAS**, Bethlehem and Lebanon agree that it is beneficial to both communities to utilize the Bethlehem’s Chief Financial Officer to accomplish the requirements set forth in *NJ.SA*, 40A:9-140, *et seq.*; and

**WHEREAS**, Bethlehem’s Chief Financial Officer, Jennifer Mooney, CMFO, has been consulted and is both agreeable and in favor of the proposed Shared Service arrangement; and

**WHEREAS**, Bethlehem and Lebanon wish to enter into this Agreement in an effort to reduce the costs to both municipalities and provide mutual benefits in performing these functions; and

**WHEREAS**, the Parties have each duly authorized their proper officials to enter into and execute the Agreement through the accompanying Resolutions attached hereto as Exhibit A and B respectively.

**NOW THEREFORE**, in consideration of the mutual covenants, agreements and considerations contained herein, Bethlehem and Lebanon do hereby mutually agree as follows:

1. **CONTROLLING LAW.**

This Agreement is governed by the provisions of N.J.S.A. 40A:65-1 et seq. of the Uniform Shared Services and Consolidation Act. All actions and amendments of this Agreement must be authorized in conformance with the Act.

2. **TERM OF AGREEMENT.**

This Agreement shall take effect on January 16, 2017 (the "Effective Date") and shall terminate at 11:59 p.m. on December 31, 2017.

3. **SCOPE OF SERVICES.**

Commencing January 16, 2017 and subject to the terms of this Agreement, Bethlehem shall furnish Lebanon with the services of Bethlehem's Chief Financial Officer, Jennifer Mooney, to fulfill the statutory duties required of a municipal Chief Financial Officer on behalf of Lebanon.

4. **DESIGNATION AS GENERAL AGENT.**

The Parties acknowledge that Bethlehem is hereby designated as the primary employer of the Chief Financial Officer. Bethlehem shall be responsible for payment of any and all benefits with respect to the Chief Financial Officer, including but not limited to social security taxes, unemployment disability, pension, healthcare, vacation and sick days.

The Chief Financial Officer shall be covered under all applicable personal policies of Bethlehem and shall retain any and all rights and benefits that may have accrued from her position with Bethlehem as a part-time Chief Financial Officer based on a three (3) day work week.

5. **RESPONSIBILITY.**

Bethlehem shall maintain responsibility for and control over the Chief Financial Officer hired to provide said services. All citizen inquiries and complaint resolutions regarding employee performance shall be handled through Bethlehem.

6. **SUPERVISION.**

The Chief Financial Officer furnished by Bethlehem shall be responsible for compliance with all state statutes governing municipal finance.

7. **DESIGNATION OF CHIEF FINANCIAL OFFICER.**

Pursuant to the provisions of N.J.S.A. 40A:65-5 the Bethlehem Governing Body has adopted a resolution authorizing Bethlehem to enter into this Shared Services Agreement with Lebanon for the shared services of the Bethlehem Chief Financial Officer.

Pursuant to the provisions of N.J.S.A. 40A:65-5 the Lebanon Governing Body had adopted a resolution authorizing Lebanon to enter into this Shared Services Agreement with Bethlehem for the shared services of the Bethlehem Chief Financial Officer.

8. **ACTIVITIES**

A. **Services to be performed.**

Bethlehem will provide to Lebanon its Chief Financial Officer to fulfill all statutory duties required of a municipal Chief Financial Officer.

B. **Hours of Service**

(1) **Lebanon.** The Chief Financial Officer shall be present in the Borough of Lebanon Municipal Building two (2) days per week between the hours of 8:30 a.m. and 4:30 p.m., during which time the Chief Financial Officer will fulfill the duties identified in this Agreement on behalf of Lebanon.

(2) **Bethlehem.** The Chief Financial Officer shall be present in the Township of Bethlehem for a minimum of three (3) days per week between the hours of 8:00 a.m. and 4:00 p.m.

(3) **Travel Time Excluded.** Travel time for the Chief Financial Officer to arrive at the Borough of Lebanon Municipal Building shall not apply towards the three (3) days per week that the Chief Financial Officer shall be in the Bethlehem Municipal Building.

C. **Place of Operation**

In addition to any office established by Bethlehem, Lebanon shall maintain an office in the Borough of Lebanon Municipal Building at 6 High Street Lebanon, New Jersey 08833.

D. **Maintenance of Records**

All records produced by the Chief Financial Officer on behalf of Borough of Lebanon shall be retained at the Borough of Lebanon Municipal Building.

E. **Tenure**

(1) **Tenure with Bethlehem.** The Chief Financial Officer shall continue to be eligible

for tenure with Bethlehem as a part-time Chief Financial Officer based on a three (3) day work week.

(2) **Tenure with Lebanon.** In addition, the Chief Financial Officer shall be eligible for tenure with Bethlehem as a part-time Chief Financial Officer based on a two (2) day work week.

Under no circumstances shall the Chief Financial Officer be eligible for tenure with Bethlehem as a full time Chief Financial Officer.

#### 9. **FUNDING**

Lebanon shall pay Bethlehem the sum of \$ 24,945.70 for the calendar year 2017. Payments required hereunder shall be made in equal monthly installments of \$2,078.80 on the 15th day of each month. The first installment shall be due on January 16, 2017. Lebanon shall provide sufficient funds in its budget to cover all contract costs in this Agreement.

#### 10. **INSURANCE**

The Chief Financial Officer provided for in this Agreement shall be covered at all times by Bethlehem's workers compensation policy whether working in Bethlehem or Lebanon. Bethlehem agrees to provide Lebanon with at least fourteen (14) days advance written notice of any proposed cancellation of relevant insurance policies or of a material change to said policies.

#### 11. **DURATION**

Duration of this Agreement shall be for a period beginning January 16, 2017 and terminating on December 31, 2017.

#### 12. **AMENDMENT**

This Agreement may be amended by mutual agreement of the parties, provided such amendment is in writing with notice to the parties as set forth below.

#### 13. **EXTERNAL DISPUTES**

Any complaints related to the services provided to Lebanon shall be handled by the Lebanon's procedures. However, Bethlehem's Township Administrator shall be informed of complaints in a timely manner as set forth in the Notices provision below

#### 14. **HOLD HARMLESS AND INDEMNIFICATION**

Lebanon shall indemnify and hold Bethlehem, its officers, employees and agents harmless from and against any and all claims of whatever nature or type arising from the provision of the

services to the Lebanon, so long as the actions upon which the demand or claim or assertion of liability, are founded to have been performed in the course of carrying out official duties on behalf of Lebanon and were not beyond the scope of performing official duties or performed in bad faith, and did not constitute actual fraud, actual malice, willful misconduct, an intentional wrong or criminal act. Such indemnification shall include payment of reasonable fees and costs in the defense of any claim made by a third person.

#### 15. **TERMINATION**

A. Either Party may terminate this Agreement at any time and for any reason upon giving the other party thirty (30) days advanced written notice of its intent to terminate. In the event this Agreement is terminated as herein provided, the Chief Financial Officer shall resume as Bethlehem's part-time Chief Financial Officer based on a three (3) day work week and all benefits shall be adjusted accordingly .

B. Upon the resignation or termination or non-reappointment of the Chief Financial Officer from either Bethlehem or Lebanon, this Agreement shall terminate unless Bethlehem provides written notice of its election to hire a new Chief Financial Officer.

#### 16. **NOTICES**

Notices hereunder shall be given to the Parties as set forth below and shall be made by hand delivery, facsimile, overnight delivery or by regular mail. If given by regular mail, the notice shall be deemed to have been given within a required time if deposited in the US Mail, posted prepaid, within the time limit. Notices shall be addressed as follows:

If to Township of Bethlehem:

Municipal Clerk  
Township of Bethlehem  
Municipal Building  
405 Mine Road  
Asbury, New Jersey 08802

If to Borough of Lebanon

Municipal Clerk  
Borough of Lebanon  
Borough Hall  
6 High Street  
Lebanon, New Jersey 08833

#### 17. **COUNTERPARTS.**

This Agreement may be executed in two or more counterparts, each of which shall be deemed an original but all of which together shall constitute one and the same instrument.

18. **ENTIRE AGREEMENT.**

This Agreement represents the entire Agreement between Bethlehem and Lebanon and it shall only be modified through a subsequent written amendment approved by the respective governing bodies of all parties.

19. **GOVERNING LAW.**

This Agreement shall be interpreted and shall be governed by the laws of the State of New Jersey.

**IN WITNESS WHEREOF**, the parties have hereunto set their hands and affixed their seals, and have caused this Agreement to be executed and attested the date first above written.

Attest:

**TOWNSHIP OF BETHLEHEM**

\_\_\_\_\_  
Municipal Clerk

\_\_\_\_\_  
Mayor

Attest:

**BOROUGH OF LEBANON**

\_\_\_\_\_  
Municipal Clerk

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
Municipal Clerk

\_\_\_\_\_  
Council President

Attest:

**CHIEF FINANCIAL OFFICER**

\_\_\_\_\_  
Municipal Clerk

\_\_\_\_\_  
Jennifer Mooney

Introduced and adopted: January 18, 2017 LEBANON BOROUGH COUNCIL

Ayes: 6

Nays: 0

Absent: 0

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

ATTEST:

\_\_\_\_\_  
Karen Romano  
Borough Administrator /Clerk

I certify that the foregoing is a true copy of the Resolution adopted by the Borough Council at a meeting held on January 18, 2017.

\_\_\_\_\_  
Karen Romano  
Borough Administrator/Clerk

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

YES: Council President Burton, Councilman Berger, Councilman Junge, Councilman Piagentini, Councilman Schneider, and Councilwoman Baldinger

NO: None

ABSTAIN: None

ABSENT: None

**RESOLUTION #55-2017:**

**Councilman Junge made a motion to approve Resolution #55-2017 with a second by Councilman Piagentini.**

**BOROUGH OF LEBANON**

**COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION #55-2017**

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

This Agreement dated January 1, 2017 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 Patricia Duell, Business Administrator, a Public Education Corporation of the State of New Jersey located at 6 Maple Street, Lebanon, New Jersey 08833.

**WHEREAS**, various New Jersey Statutes governing municipalities and Boards of Education encourage and permit 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: Snow / Ice Removal**

- 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, and parking lots which have historically and currently are being maintained by the Board.
- B. The Borough 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, up to a threshold of \$1,000.00. Any costs incurred over this amount will be initially paid by the Borough, and thereafter submitted to, and reimbursed by the Board to the Borough in the amount over the base threshold.
- 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, roadways, and parking lots (if required by the Board) between January 1, 2017 and December 31, 2017. The Borough will not provide through its contractor, any snow blowing or shoveling of sidewalk services.
- D. The Borough shall be the primary and lead entity under this Agreement, responsible for the direction and 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. In addition, the Borough in consultation with its independent contractor providing the service, shall make determinations on plowing, spreading of salt and other such related 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 January 1, 2017 and shall be contingent upon the approval by resolution and authorization to execute this Agreement by each entity. The Agreement shall remain in full force and effect through December 31, 2017. 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 — Consideration — Shared Service:**

- A. The Board currently owns, maintains and operates various landscaping and lawn care equipment, including mower(s), trimmer(s), leaf blower(s), and supplies including fuel cans, fuel and oil for the maintenance of its property.

- B. In consideration for the services to be provided by the Borough under Article 1 above, the Board shall make available and provide to the Borough at no cost or expense, all of its landscaping/lawn care equipment and supplies, together with any additional equipment which the Board may acquire, and shall maintain, repair and/or replace such equipment as well as supplies, (fuel, oil, trimmer string), during the term of this Agreement, at the Board's sole cost and expense.
- C. The Board's Custodian presently provides lawn care/landscaping services to the Board at its property during normal working hours. The Custodian also serves in a like capacity for the Borough at times other than his regular, full time duties with the Board. As such, the Custodian has a working knowledge and experience of the Board's landscaping / lawn care equipment and supplies.
- D. The Borough, at its cost and expense, will employ the Custodian to provide lawn care and landscaping services to the Borough at its properties, namely, the Holjes Sheppard Memorial Park, and the Municipal Buildings located at 96 Main Street and 6 High Street in the Borough of Lebanon. The custodian will utilize the equipment and supplies provided by the Board.

**Article 4 — Insurance — Indemnification:**

The Board shall name the Borough as an additional insured under all of its policies of insurance that would or could 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. Other Shared Services.** The parties will periodically review the services provided under this Agreement and continue a dialogue for possible future shared services to be exchanged between the parties for goods, supplies, and/or services, such as the seal coating of driveways and parking lots, utilization of engineering services for drainage structure inspection and servicing, joint supply purchases, etc.
- B. Entire Agreement.** This Agreement sets forth the entire understanding of the parties hereto with respect to the transactions contemplated herein. No change 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 resolutions.
- C. 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.
- D. Venue.** This agreement shall be construed and enforced in accordance with the laws of the State of New Jersey.
- E. 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.
- F. Compliance.** The parties hereto shall comply with all applicable rules, regulations and Statutes of the State of New Jersey.

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

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Karen M. Romano, Administrator/RMC

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Michael Reino, Mayor

ATTEST:

BOARD OF EDUCATION OF THE  
BOROUGH OF LEBANON

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Patricia Duell, Business Administrator

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Thomas McGrew, President

Introduced and adopted: January 18, 2017  
Ayes: 6  
Nays: 0  
Absent: 0

LEBANON BOROUGH COUNCIL

---

Richard J Burton,

Borough Council President

ATTEST:

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Karen Romano  
Borough Administrator /Clerk

I certify that the foregoing is a true copy of the Resolution adopted by the Borough Council at a meeting held on January 18, 2017.

---

Karen Romano  
Borough Administrator/Clerk

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

YES: Council President Burton, Councilman Berger, Councilman Junge, Councilman Piagentini, Councilman Schneider, and Councilwoman Baldinger

NO: None

ABSTAIN: None

ABSENT: None

**RESOLUTION #56-2017:**

**Councilman Junge made a motion to approve Resolution #56-2017 with a second by Council President Burton.**

**BOROUGH OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION # 56-2017  
Transfer of funds**

<u>Account</u>	<u>Description</u>	<u>Debit</u>	<u>Credit</u>
01-203-26-280-010	(2016) PUBLIC WORKS SALARY & WAGES	1,000.00	
01-203-20-145-200	(2016) COLLECTION OF TAXES - OTHER EXPEN	500.00	
01-203-20-120-201	(2016) REGISTRAR-OTHER EXPENSE	700.00	
01-203-20-150-200	(2016) ASSESSMENT - OTHER EXPENSE	800.00	
01-203-26-310-010	(2016) BUILDING AND GROUNDS-SALARY AND W	1,000.00	
01-203-26-310-200	(2016) BUILDINGS AND GROUNDS	1,500.00	
01-203-20-155-200	(2016) LEGAL SERVICES - OTHER EXPENSE		5,500.00

Introduced and adopted January 18, 2017.

LEBANON BOROUGH COUNCIL

Ayes: 6

Nays:

Absent

ATTEST:

\_\_\_\_\_  
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 January 18, 2017.

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

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

YES: Council President Burton, Councilman Berger, Councilman Junge, Councilman Piagentini, Councilman Schneider, and Councilwoman Baldinger

NO: None

ABSTAIN: None

ABSENT: None

**RESOLUTION #57-2017:**

**Councilman Berger made a motion to approve Resolution #57-2017 with a second by Councilman Piagentini.**

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

**RESOLUTION 57-2017  
AMENDMENT TO THE 2017 TEMPORARY BUDGET**

01-201-20-100-200	GENERAL ADMINISTRATION - OTHER EXPENSE	
3,000.00		
01-190-07-500-001	AMT TO BE RAISED BY TAXATION	3,000.00

Introduced and adopted: January 18, 2017

Ayes: 6

Nays: 0

Absent: 0

LEBANON BOROUGH COUNCIL

\_\_\_\_\_  
Council President, Richard Burton

ATTEST:

\_\_\_\_\_  
Karen M. Romano, RMC  
Lebanon 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 the 18th day of January, 2017; 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: January 18, 2017

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

Lebanon Borough Administrator/Clerk

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

YES: Council President Burton, Councilman Berger, Councilman Junge, Councilman Piagentini, Councilman Schneider, and Councilwoman Baldinger

NO: None

ABSTAIN: None

ABSENT: None

**RESOLUTION #58-2017:**

**Councilman Piagentini made a motion to approve Resolution #58-2017 with a second by Council President Burton.**

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

**RESOLUTION 58-2017**

**Resolution:** Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the Main Street, Section 1, Resurfacing Project.

**NOW, THEREFORE, BE IT RESOLVED**, the Council of Lebanon Borough formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED**, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as 00531 application ID from NJDOT SAGE to the New Jersey Department of Transportation on behalf of the Borough of Lebanon.

**BE IT FURTHER RESOLVED**, that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Lebanon and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Council  
On this 17<sup>th</sup> day of January, 2017.

Introduced and adopted: January 18, 2017  
COUNCIL

Ayes: 6  
Nays: 0  
Absent: 0

LEBANON BOROUGH

\_\_\_\_\_  
Council President, Richard Burton

ATTEST:

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Karen M. Romano, RMC  
Lebanon 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 the 18th day of January, 2017; 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: January 18, 2017  
RMC

Karen M. Romano,  
  
Lebanon Borough  
Administrator/Clerk

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

YES: Council President Burton, Councilman Berger, Councilman Junge, Councilman Piagentini, Councilman Schneider, and Councilwoman Baldinger

NO: None

ABSTAIN: None

ABSENT: None

Council President Burton read the Council Committees as follows:

#### **PERSONNEL COMMITTEE**

**Council President Richard J. Burton**  
Councilman Michael Piagentini  
Councilman Sam Berger

#### **BUILDINGS AND GROUNDS COMMITTEE**

**Councilman Robert Junge**  
Councilman Jeff Schneider

#### **PUBLIC SAFETY COMMITTEE**

**Councilman Robert Junge**  
Councilwoman Marlene Baldinger  
Councilman Michael Piagentini

#### **STREETS AND ROAD COMMITTEE**

**Council President Richard J. Burton**  
Councilman Jeff Schneider  
Mayor Michael Reino

**COMMUNICATION COMMITTEE**

**Mayor Michael Reino**

Councilman Robert Junge

Councilwoman Marlene Baldinger

Jonathan Reino

**SOLID WASTE, RECYCLING AND UTILITIES COMMITTEE**

**Council President Richard J. Burton**

Councilman Michael Piagentini

**FINANCE COMMITTEE**

**Councilman Sam Berger**

Council President Richard J. Burton

**SCHOOL BOARDS**

**LIAISON**

Councilman Robert Junge

Councilwoman Marlene Baldinger

**BETHLEHEM MUNICIPAL COURT LIAISON**

Councilman Sam Berger

Councilman Jeff Schneider

**PLANNING BOARD AND COAH REP**

Liaison Councilman Sam Berger

Mayor Michael Reino

**New Committee**

**Litigation Liason**

Council President Richard J. Burton

Mayor Michael Reino

Joe Novak

**OPEN PUBLIC SESSION:**

**Councilman Junge made a motion to open the public session. Councilman Schneider seconded the motion with the unanimous approval of Council the floor was opened.**

**Madeline Nolan** Thanked Beckage Seal Coat for a great job on the potholes!

**Tom Mc Grew** Volunteered to help with communications.

**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.**

Council President Burton requested a motion to carryover all unused sick and vacation days of Administrator /Clerk Karen Romano and Deputy Clerk Lisa Saharic.  
**Councilman Berger made the motion to carryover all unused sick and vacation days with a second from Councilman Junge.**

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

YES: Council President Burton, Councilman Berger, Councilman Junge, Councilman Piagentini, Councilman Schneider, and Councilwoman Baldinger

NO: None

ABSTAIN: None

ABSENT: None

**MISCELLANEOUS:**

**DISCUSSION:**

**COUNCIL COMMITTEES:**

Shade Tree Chairman Joe Hauck reported he was finishing the 2016 state reports.

Mayor Reino requested entering into Executive session.

**RESOLUTION #59-2017:**

**Councilman Junge made a motion to approve Resolution #59-2017 with a second by Council President Burton.**

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

**RESOLUTION #59-2017**

**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: January 18, 2017  
Ayes: 6  
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 18<sup>th</sup> day of January 2017; 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: January 18, 2017

Karen M. Romano, RMC  
Borough Administrator/ Clerk

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

YES: Council President Burton, Councilman Berger, Councilman Junge, Councilman Piagentini, Councilman Schneider, and Councilwoman Baldinger

NO: None

ABSTAIN: None

ABSENT: None

**Mayor Reino request a motion to enter into the Regular Meeting.**

**Council President Burton made the motion to re-enter the Regular Meeting with a Councilman Berger.**

**RESOLUTION #60-2017:**

**Councilman Junge made a motion to approve Resolution #60-2017 with a second by Council President Burton.**

**BOROUGH OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION#60-2017**

**THE LEBANON BOROUGH RUSSELL ACOUSTICS LLC**

**WHEREAS**, the Borough of Lebanon Council has determined a need for the services of Russell Acoustics LLC 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 Russell Acoustics LLC. Not to exceed \$10,000.00. 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. Russell Acoustics LLC hereby retained as Expert Acoustics Engineer to the Borough of Lebanon as of January 18, 2017.
2. The Mayor and Clerk are hereby authorized to execute a professional services contract with Russell Acoustics LLC on the condition that the Council shall complete a Business Entity Disclosure Certification.

3. This resolution authorizes a contract to be awarded without competitive bidding with such contract to be prepared and finally approved by the Borough Attorney.
4. A notice of this action shall be published in the legal newspaper of the Borough.

Introduced and adopted: January 18, 2017

LEBANON BOROUGH COUNCIL

Ayes: 6

Nays: 0

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 18<sup>th</sup> day of January 2017; 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: January 18, 2017

\_\_\_\_\_  
Karen M. Romano  
Lebanon Borough Administrator / Clerk

**BOROUGH OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION#60-2017**

**THE LEBANON BOROUGH RUSSELL ACOUSTICS LLC**

**WHEREAS**, the Borough of Lebanon Council has determined a need for the services of Russell Acoustics LLC 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 Russell Acoustics LLC. Not to exceed \$10,000.00. 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:

5. Russell Acoustics LLC hereby retained as Expert Acoustics Engineer to the Borough of Lebanon as of January 18, 2017.
6. The Mayor and Clerk are hereby authorized to execute a professional services contract with Russell Acoustics LLC on the condition that the Council shall complete a Business Entity Disclosure Certification.
7. This resolution authorizes a contract to be awarded without competitive bidding with such contract to be prepared and finally approved by the Borough Attorney.
8. A notice of this action shall be published in the legal newspaper of the Borough.

Introduced and adopted: January 18, 2017

LEBANON BOROUGH COUNCIL

Ayes: 6

Nays: 0

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 18<sup>th</sup> day of January 2017; 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: January 18, 2017

\_\_\_\_\_  
Karen M. Romano  
Lebanon Borough Administrator / Clerk

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

**YES:** Council President Burton, Councilman Berger, Councilman Junge, Councilman Piagentini, Councilman Schneider, and Councilwoman Baldinger

**NO:** None

**ABSTAIN:** None

**ABSENT:** None

**ADJOURN:**

**Councilman Junge moved and Councilman Berger seconded a motion to adjourn, there being no further** business to come before Council. The meeting was adjourned at 10:20 pm by unanimous vote.

Respectfully Submitted

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Karen M. Romano, RMC  
Borough Administrator/Clerk







LBCC  
7-17-13  
35

LBCC  
7-17-13  
36



