



LEBANON BOROUGH COMMON COUNCIL
September 20, 2017

The Regular Meeting of the Lebanon Borough Common Council was called to order by Mayor Michael F. 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 8387 of American Service Members have given their lives for our Country in the war against terrorism, New Jersey total remains at 157. 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, Councilman Junge, Councilman Schneider and Councilwoman Baldinger

Absent: None

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

RESOLUTION #125-2017:

Councilman Piagentini made a motion to approve Resolution 125 -2017 the Consent Agenda. With a second by Councilman Berger



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

RESOLUTION # 125 -2017

CONSENT AGENDA 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. Thank you from Joe Novak
2. NJDEP – Bears
3. Municipal Court Revenue Analysis 2017
4. NJLM Conference information
5. NJDOT
6. Statewide Renewal letter
7. Comcast

Introduced and adopted: September 20, 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 September 20, 2017 force and effect as of the date I have subscribed my signature.

Date: September 20, 2017

Karen M. Romano, RMC
Borough Administrator/Clerk

The Motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

APPROVAL OF MINUTES:

Councilman Junge made a motion to approve the August 24th regular minutes. With a second by Councilman Berger.

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Schneider

APPROVAL OF EXPENDITURES:

Councilman Berger made a motion to approve the bill list for September 2017. Council President Burton second the motion.

by the following vote:

		Lebanon Borough List of Bills - (All Funds)		Meeting Date: 09/20/2017 For bills from 08/24/2017 to 09/19/2017			
Current Fund	Vendor	Description	Payment	Check Total			
712 - ALPHA DOG SOLUTIONS, INC.	PO 8564	WEBSITE MAINTENANCE AND HOSTING	1,200.00	1,200.00			
255 - BANISCH ASSOC., INC	PO 8513	PROF. PLANNING SVC, INV P17-27624	62.50				
	PO 8568	Professional Planning Services Augur	75.00				137.50
746 - BETHLEHEM TOWNSHIP	PO 8085	SHARED SERVICE AGREEMENT - CFO SEPTE	2,078.80				2,078.80
87 - BORGATA HOTEL CASINO & SPA	PO 8558	NISLDM Hotel Reservations November	1,360.00				1,360.00
26 - BOROUGH OF LEBANON - PETTY CASH	PO 8566	Replenish Petty Cash	168.96	168.96			
247 - COMCAST	PO 8514	96 MAIN ST SVC FOR SEPTEMBER 2017,	140.19				
	PO 8515	6 HIGH ST BUSINESS SERVICE FOR SEPT	102.24		242.43		
652 - CONSTELLATION NEWENERGY INC	PO 8516	ENERGY SVC ACCT 1-DHUSOH1-DHU074	777.28	777.28			
613 - DORIS ESPOSITO	PO 8579	Replace check 8672 2013 Tax Refund	1,466.10				1,466.10
39 - ELIZABETHTOWN GAS	PO 8517	NATURAL GAS SERVICE, ACCT 682238561	114.85	114.85			
46 - FERRIERO ENGINEERING	PO 8518	ENGINEERING SVCS FOR JULY 2017, CLI	602.75				602.75
769 - Great America Financial Services	PO 8519	Finance Phone Equipment August	87.27				
	PO 8569	Finance Phone Equipment September 2	101.19	188.46			
670 - HARRY HAUSHALTER	PO 8553	TAX APPEALS FOR JULY 2017	1,033.00				1,033.00
153 - HOME DEPOT CREDIT SVCS	PO 8520	BUILDING SUPPLIES, ACCT 9730	109.20				109.20
83 - HORIZON BLUE CROSS BLUE SHIELD NJ	PO 8521	DENTAL INSURANCE FOR SEPTEMBER 2017	201.31	201.31			
54 - NJ ADVANCE MEDIA	PO 8522	LEGAL ADS, ACCT 1160904	110.86				
	PO 8560	LEGAL ADS, ACCT 1160904	70.37	181.23			
16 - JCP&L	PO 8523	STREET LIGHTING, ACCT 10000294224/	719.94				
	PO 8524	ELECTRIC SERVICE, ACCT 100064140559	109.26				
	PO 8525	ELECTRIC SVC FOR 6 HIGH ST., ACCT 2	681.33	120.79			1,631.32
	PO 8570	Electric Service					
597 - JERSEY ELEVATOR COMPANY INC.	PO 8526	ELEVATOR MAINTENANCE, ACCT 5487A-MN	137.63	137.63			
167 - KAREN ROMANO	PO 8152	CELL PHONE REIMBURSEMENT - SEPTEMBE	100.00				100.00
167 - KAREN ROMANO	PO 8512	Reimbursement for Staff Lunch	48.35				48.35
167 - KAREN ROMANO	PO 8527	REIMBURSE FOR GIFT CERTIFICATE TO T	100.00	100.00			
167 - KAREN ROMANO	PO 8580	Milage Reimbursement	45.90	45.90			
559 - LANZA & LANZA LLP	PO 8528	LEBANON BORO V SSP ARCHITECTURAL, A	2,424.00				2,424.00
59 - LEBANON BOROUGH BOARD OF EDUCATION	PO 8556	School Taxes September 2017	265,483.30				265,483.30
119 - LEBANON FIRE COMPANY	PO 8389	Fire Department Partial Payment Sep	5,266.75				5,266.75
119 - LEBANON FIRE COMPANY	PO 8573	Emergency Removal of Tree	2,100.00				2,100.00
715 - MASER CONSULTING P.A.	PO 8529	PLANNING SVC, PROJ LEB001, INV 0000	561.00	561.00			
2 - MGL FORMS-SYSTEMS, LLC	PO 8530	PRINTING SERVICES, CLIENT L027	167.00	167.00			
762 - MR. BUGS LAWN CARE	PO 8535	LAWN APPLICATIONS FOR JUNE 29, 2017	1,255.00				
	PO 8536	LAWN APPLICATIONS FOR AUGUST 21, 20	530.00	1,785.00			
253 - NEW JERSEY STATE POLICE	PO 8537	JULY POLICE SERVICE, INV 16786	3,130.24				3,130.24
70 - NO HUNTERDON-VOORHEES REG HS DIST	PO 8557	School Taxes September 2017	220,685.83				220,685.83
31 - NOVAK & NOVAK LLC	PO 8163	LEGAL SERVICES FOR SEPTEMBER 2017	3,350.00				
28 - PREMIER DISPOSAL, INC	PO 8538	TRASH REMOVAL SVC FOR JULY 2017, AC	4,843.57	3,350.00			4,843.57
20 - QUILL CORPORATION	PO 8539	OFFICE/CLEANING SUPPLIES, ACCT C671	55.43				
	PO 8540	OFFICE SUPPLIES, ACCT C671593	119.44				
	PO 8541	OFFICE SUPPLIES, ACCT C671593	91.05				
	PO 8542	OFFICE SUPPLIES, ACCT C671593	145.74				265.92
	PO 8561	CLEANING SUPPLIES, ACCT C671593	257.98				403.72
476 - R & L DATA CENTERS, INC.	PO 8543	PAYROLL SERVICE FOR AUG 15 - AUG 31	263.77				263.77
68 - READY REFRESH	PO 8544	Bottle Water Delivery July/Aug 2017	16.23				16.23
616 - RM BROWN LLC	PO 8559	ASPHALT PAVING (TOT LOT)	850.00				850.00
291 - STORM WATER COMPLIANCE SOLUTIONS LL	PO 8578	2017 Storm water Inspection	3,495.00				3,495.00
778 - STRYKER'S PAINT STORE, INC.	PO 8562	TRAFFIC ZONE PAINT, 84633	53.90	53.90			
765 - Tele Cloud, LLC	PO 8547	PHONE SERVICE, ACCT 147137-52699	224.41	224.41			

348 - VAIL ENERGY SERVICES, LLC	PO 8548	MAINTENANCE CONTRACT FOR SEPT 2017	880.00		880.00		
718 - VIKING PEST CONTROL	PO 8563	PEST CONTROL SERVICES FOR AUGUST 20		189.00			189.00
27 - WASTE MANAGEMENT OF NJ INC	PO 8554	TRASH REMOVAL FOR AUGUST 2017, CUST	4,795.20		4,795.20		
427 - WESTCHESTER ENVIRONMENTAL	PO 8511	Mold Study		1,110.00			1,110.00
FEDERAL AND STATE GRANTS							
715 - MASER CONSULTING P.A.	PO 8487	HIGHLANDS PLAN CONFORMANCE, PROJ LE	231.00				
	PO 8550	HIGHLAND CTR FEASIBILITY STUDY, PRO		561.00			792.00
GENERAL CAPITIAL FUND							
731 - CIFELLI & SONS CONTRACTING	PO 7816	BRUNSWICK AVE IMPROVEMENTS & KNOX L	16,326.69		16,326.69		
46 - FERRIERO ENGINEERING	PO 8551	ROAD IMPROVEMENTS, PROJ 15LB103		4,274.82			4,274.82
46 - FERRIERO ENGINEERING	PO 8581	10 Yr. Road Project and Brunswick A		5,453.08			5,453.08
ANIMAL CONTROL FUND							
466 - ANIMAL CONTROL SOLUTIONS, LLC	PO 8565	ANIMAL CONTROL SVC FOR SEPT 2017,1	250.00		250.00		
774 - Borough of Lebanon-Animal Control	PO 8575	Transfer remaining funds to Investor		6.00			6.00
321 - NJ DEPT OF HEALTH & SENIOR SVCS	PO 8549	ANIMAL LICENSE FEE FOR JULY & AUG 2					
SENIOR CITIZEN FUND							
518 - BEAVER BROOK COUNTRY CLUB	PO 8572	Senior's Luncheon 9/27/17	1,091.78				1,091.78
607 - BELLA PIZZA	PO 8510	Pizza for Senior Meeting		124.00			124.00
776 - Borough of Lebanon-Senior Citizen A	PO 8574	To transfer remaining funds to Inve		5,901.14			5,901.14
752 - Good Times Tours, Inc	PO 8567	Balance for Penn's Peak Trip 10/17/		3,704.00			3,704.00
176 - SHOPRITE OF HUNTERDON COUNTY	PO 8545	SENIOR CLUB SUPPLIES		32.27			32.27
DEVELOPERS ESCROW							
46 - FERRIERO ENGINEERING	PO 8552	2017 STREET OPENING PERMITS, PROJ 1	141.50				141.50
TOTAL							572,818.64

Total to be paid from Fund 01 Current Fund	534,268.91
Total to be paid from Fund 02 FEDERAL AND STATE GRANTS	792.00
Total to be paid from Fund 04 GENERAL CAPITIAL FUND	26,054.59
Total to be paid from Fund 12 ANIMAL CONTROL FUND	708.45
Total to be paid from Fund 13 SENIOR CITIZEN FUND	10,853.19
Total to be paid from Fund 14 DEVELOPERS ESCROW	141.50

572,818.64

Checks Previously Disbursed

92817	DEPOSITORY TRUST CO	PO# 8577	Payment of Bond Anticipation Note	1,361,312.86	9/19/2017
91517	NJ STATE HEALTH BENEFITS PLAN	PO# 8571	Health Benefits August 2017	4,283.43	9/19/2017
92017	BOROUGH OF LEBANON-EMAIL SERVICE	PO# 8108	SEPTEMBER 2017 EMAIL SERVICE	158.71	9/11/2017
20170915	LEBANON BOROUGH PAYROLL	PAYROLL 9/15/2017		10,520.59	9/11/2017
20170831	LEBANON BOROUGH PAYROLL	PAYROLL 8/31/2017		9,051.97	8/28/2017
				1,385,327.56	

Total paid from Fund 01 Current Fund	24,014.70
Total paid from Fund 04 GENERAL CAPITIAL FUND	1,361,312.86
	1,385,327.56

Total for this Bills List: 1,958,146.20

The Motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

OPEN PUBLIC SESSION:

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

Stan Prater with JCP & L introduced himself as the new Area Manager. He said to call him and time with any Lebanon Borough concerns.

Planning Board Chairman Lex Saharic Thanked the Mayor and Council for thinking of him and send all the cards while he was recovering from his hip replacement.

Park School Director, Pamela Junge gave a presentation of the Summer Park School program and all their accomplishments. She spoke of the success of the Level Up Program and how the children of Lebanon Borough enjoyed speaking to classrooms of children in Grenada. Pamela Thanked the Mayor and the Council for the opportunity to teach

Park School. She stated that she herself grew up going to Park School every summer and was so Happy she now had the opportunity to give back to her community in such a rewarding and special way.

Councilwoman Baldinger Thanked Pam for the fabulous job she was doing!

Ed DePalo of Chestnut Street asked for clarification on Bulk Pick and Recycling. Administrator/Clerk Karen Romano explained the new policy and offered to send him the flyer.

Mr. Calvo of Betty Court asked when Edgerton paving would start. Mayor Reino explain it could start any day. Lebanon Borough was on the schedule waiting for a start date.

NJSP Trooper Brian Walsh reported there is No Crime in Lebanon Borough to report. Trooper Walsh stated he had a few inquiries regarding a neighborhood watch and he should be happy to help.

He will also be starting a NJSP/Lebanon Facebook page.

Robin Giordano of Brunswick Ave

inquired about the incident in late May when two men were caught in Town.

Trooper Walsh explained the incident and stated all precautions were taken and no one was in any danger.

Councilwoman Baldinger expressed her public safety and notification concerns.

There being no further public comment Councilman Berger 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 2017-05:

Councilman Piagentini made a motion to open the public session for Ordinance 2017-05. Councilman Junge seconded the motion with the unanimous approval of Council the floor was opened.

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

ORDINANCE 2017-05:

Council President Burton made a motion to Adopted the Ordinance 2017-05. Councilman Piagentini second the motion.



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

ORDINANCE #2017-05

**AN ORDINANCE AUTHORIZING THE USE OF CAPITAL IMPROVEMENT FUNDS
FOR
THE REPAIRS TO THE MUNICIPAL BUILDING**

WHEREAS, the Borough of Lebanon must purchase repairs to the Municipal building for efficient productivity of all employees of the Borough, and

WHEREAS, the Borough of Lebanon has funds available in the Capital Improvement Fund.

NOW THEREFORE BE IT ORDAINED, by the Common Council of the Borough of Lebanon, in the County of Hunterdon, and State of New Jersey as follows:

SECTION I: The sum of \$50,000.00 from the account entitled "Capital Improvement Fund" is hereby appropriated for the purpose of the installation of certain repairs to municipal facilities

SECTION II: This Ordinance shall take effect immediately after final passage and publication in accordance with the laws of the State of New Jersey.

Michael F. Reino, Mayor

ATTEST:

Karen M. Romano
Borough Administrator/ Clerk

Vote after public hearing and upon final adoption:

Berger 1
Burton 1
Junge 1
Piagentini 1
Schneider AB
Baldinger 1

Ordinance approved by the Governing Body and presented to the Mayor on _____, 2017

Veto in Whole or Part:

Approved:

Michael F. Reino, Mayor
Date:

Michael F. Reino, Mayor
Date:

Returned to Borough Clerk with statement attached on _____, 2017

NOTICE

TAKE NOTICE that the above ordinance was introduced at a regular meeting of the Borough Council of the Borough of Lebanon on July 19, 2017 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 September 20, 2017 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 #2017-05

**AN ORDINANCE AUTHORIZING THE USE OF CAPITAL IMPROVEMENT FUNDS
FOR
THE REPAIRS TO THE MUNICIPAL BUILDING**

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 19th day of July 2017, and the same came up for final passage at a meeting of the said Borough Council on the 20th day of September, 2017 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: July 19, 2017
ADOPTED: September 20, 2017

OPEN PUBLIC SESSION ORDINANCE 2017-06:

Councilman Piagentini made a motion to open the public session for Ordinance 2017-06. Councilman Junge seconded the motion with the unanimous approval of Council the floor was opened.

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

ORDINANCE 2017-06:

Councilman Berger made a motion to Adopted the Ordinance 2017-06. Councilman Piagentini second the motion.



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

ORDINANCE NO. 2017-06

**AN ORDINANCE OF THE BOROUGH OF LEBANON, COUNTY OF HUNTERDON
TO AMEND THE GENERAL FEE ORDINANCES OF THE BOROUGH**

WHEREAS, the Governing Body has determined that it is appropriate and necessary to institute certain additional fees to partially cover the administration expenses of several services now being provided by the Borough.

NOW THEREFORE BE IT ORDAINED by the Council of the Borough of Lebanon, with the Approval of the Mayor, that the General Fee Ordinance of the Borough of Lebanon is hereby amended to add these additional fees:

Section 1. Fees

1. Shredding day registration fee ----- \$5.00 per household
2. Electronics day registration fee ----- \$10.00 per household
3. Branch pickup registration fee ----- \$25.00 per property

Section 2.

All other provisions of the Fee Ordinance, Chapters and Articles shall remain unchanged and in full force and effect.

Section 3. Severability.

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

Section 4 – Effective Date.

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

Michael F. Reino, Mayor

ATTEST:

Karen M. Romano
Borough Administrator/ Clerk

Vote after public hearing and upon final adoption:

Burton __ 1 __

Berger __ 1 __

Junge __ 1 __

Piagentini __ 1 __

Schneider __ AB __

Baldinger __ 0 __

Ordinance approved by the Governing
Body and presented to the Mayor on
_____, 2017

Veto in Whole or Part:

Approved:

_____ {or}

Michael F. Reino, Mayor

Michael F. Reino, Mayor

Date:

Date:

Returned to Borough Clerk with statement attached on _____, 2017

NOTICE

TAKE NOTICE that the above ordinance was introduced at a regular meeting of the Borough Council of the Borough of Lebanon on July 19, 2017 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 September 20, 2017 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 NO. 2017-06

**AN ORDINANCE OF THE BOROUGH OF LEBANON, COUNTY OF HUNTERDON
TO AMEND THE GENERAL FEE ORDINANCES OF THE BOROUGH**

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 19th day of July 2017, and the same came up for final passage at a meeting of the said Borough Council on the 20th day of September, 2017 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: July 19, 2017
ADOPTED: September 20, 2017**

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

ORDINANCE NO. 2017-06

**AN ORDINANCE OF THE BOROUGH OF LEBANON, COUNTY OF HUNTERDON
TO AMEND THE GENERAL FEE ORDINANCES OF THE BOROUGH**

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 19th day of July 2017, and the same came up for final passage at a meeting of the said Borough Council on the 20th day of September, 2017 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: July 19, 2017
ADOPTED: September 20, 2017

OPEN PUBLIC SESSION ORDINANCE 2017-07:

Councilman Piagentini made a motion to open the public session for Ordinance 2017-07. Councilman Junge seconded the motion with the unanimous approval of Council the floor was opened.

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

ORDINANCE 2017-07:

Councilman Berger made a motion to Adopted the Ordinance 2017-07. Councilman Piagentini second the motion.

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

ORDINANCE #2017-07

**ESTABLISHING THREE-WAY STOP AT THE CHERRY STREET/BRUNSWICK
AVENUE INTERSECTION AND AMENDING AND SUPPLEMENTING CHAPTER ____
OF THE BOROUGH CODE ENTITLED "TRAFFIC"**

WHEREAS, the Borough Council of the Borough of Lebanon is authorized by the provisions of N.J.S.A. 39:4-197 to enact ordinances establishing traffic regulations controlling congested street corners, including the establishment of multi-way stop controls, and

WHEREAS, Cherry Street and Brunswick Avenue are municipal roads with motorists on Brunswick currently required to stop at the intersection with Cherry Street and motorists traveling on Cherry Street are not required to stop, and

WHEREAS, the Borough has received a report from the Borough Engineer dated August 24, 2017, indicating that it is in the interest of public safety that the intersection of Cherry Street and Brunswick Avenue be designated as a 3-way full stop intersection, and

WHEREAS, the Borough Council of the Borough of Lebanon wishes to establish a 3-way stop at the intersection of Cherry Street and Brunswick Avenue in accordance with the recommendation of the Borough Engineer;

NOW THEREFORE BE IT ORDAINED, by the Council of the Borough of Lebanon in the County of Hunterdon, New Jersey that Chapter _____ of the Borough Code entitled "Traffic" is hereby supplemented and amended as follows:

1. The intersection of Cherry Street and Brunswick Avenue be and hereby is designated as a 3-way full-stop intersection.
2. Stop signs, with all-way plaques and pavement markings at the intersection shall be installed and maintained in accordance with the standards promulgated in the Manual of Uniform Traffic Control Devices, 2009 edition and the New Jersey Department of Transportation, and in accordance with the report of the Borough Engineer dated August 24, 2017.
3. Advanced warning, stop ahead signs shall be installed on Cherry Street at the approach to Brunswick Avenue in accordance with the standards promulgated in the Manual of Uniform Traffic Control Devices, 2009 edition.
4. Temporary new traffic pattern signs be installed on Cherry Street at the approach to Brunswick Avenue in accordance with the standards promulgated in the Manual of Uniform Traffic Control Devices, 2009 edition at locations to be designated by the Borough Engineer.
5. The Borough Council finds that the regulations established in this Ordinance address a matter of public safety and the Ordinance shall take effect immediately upon enactment and publication as provided by Law.

Michael F. Reino, Mayor

ATTEST:

Karen M. Romano
Borough Administrator/ Clerk

Vote after public hearing and upon final adoption:

Burton __ 1 __

Berger __ 1 __

Junge __ 1 __

Piagentini __ 1 __

Schneider __ AB __

Baldinger __ 1 __

Ordinance approved by the Governing
Body and presented to the Mayor on

_____, 2017

Veto in Whole or Part:

Approved:

_____ {or}

Michael F. Reino, Mayor

Michael F. Reino, Mayor

Date:

Date:

Returned to Borough Clerk with statement attached on _____, 2017

NOTICE

TAKE NOTICE that the above ordinance was introduced at a regular meeting of the Borough Council of the Borough of Lebanon on August 24, 2017 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 September 20, 2017 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 #2017-07

**ESTABLISHING THREE-WAY STOP AT THE CHERRY STREET/BRUNSWICK
AVENUE INTERSECTION AND AMENDING AND SUPPLEMENTING CHAPTER ____
OF THE BOROUGH CODE ENTITLED "TRAFFIC"**

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 19th day of July 2017, and the same came up for final passage at a meeting of the said Borough Council on the 20th day of September, 2017 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: August 24, 2017
ADOPTED: September 20, 2017

The motion was passed by the following vote:

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

NO: None

ABSTAIN: Councilman Schneider

ABSENT: None

RESOLUTION #126-2017:

Council President Burton made a motion to approve Resolution #126-2017 with a second by Councilman Berger.



**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
Resolution #126-2017**

Dedication by Rider
A Resolution requesting approval of the Director of the Division of
Local Government Services to Establish a Dedicated Trust by Rider
For Snow Removal, pursuant to P.L. 2001, c.138

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 reasonable accurate estimates in advance; and

WHEREAS, P.L. 2001, c.138 permits municipalities to lapse unexpended balances budgeted annually for snow removal; and

WHEREAS, N.J.S.A. 40A: 4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider;

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Lebanon, County of Hunterdon, State of New Jersey as follows:

1. The governing body hereby requests permission of the Director of the Division of Local Government Services to pay expenditures for Snow Removal created in accordance with the provisions of P.L. 2001, c.138 as per N.J.S.A. 40A:4-39; and
2. The municipal clerk of the Borough of Lebanon is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

Introduced and adopted: September 20, 2017

Ayes: 6

Nays: 0

Absent: 0

LEBANON BOROUGH COUNCIL

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 Common Council at a meeting duly held on the 20th day of September 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: September 20, 2017

Karen M. Romano, RMC
Borough Administrator /Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

RESOLUTION #127-2017:

Council President Burton made a motion to approve Resolution #127-2017 with a second by Councilman Berger.

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

RESOLUTION 127-2017

Resolution: Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the Cokesbury Road 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 00235 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.

Introduced and adopted: September 20, 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 September 20, 2017 force and effect as of the date I have subscribed my signature.

Date: September 20, 2017

Karen M. Romano, RMC
Borough Administrator/Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

RESOLUTION #128-2017:

Council President Burton made a motion to approve Resolution #128-2017 with a second by Councilman Piagentini.

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

RESOLUTION #128-2017

BE IT RESOLVED, by the Council of the Borough of Lebanon, County of Hunterdon, State of New Jersey that the Tax Collector is hereby authorized to waive interest on the following properties for the third quarter only due to a clerical issue.

Block	Lot	Qualifier
13	107	
12	21	
13.02	44	
13.01	7.06	
13.01	1108	
13.02	36	
5	13.01	C0501
13.02	32	
8	31	
10	2	C7052
10	2	C2035

Introduced and adopted: September 20, 2017

LEBANON BOROUGH COUNCIL

Ayes: 6

Nays: 0

Absent: 0

Richard 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 September 20, 2017.

Karen Romano
Borough Administrator/ Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

RESOLUTION #129-2017:

Council President Burton made a motion to approve Resolution #129-2017 with a second by Councilman Piagentini.

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

RESOLUTION NO. 129-2017

**RESOLUTION EXPRESSING OPPOSITION TO LEGISLATIVE PROPOSALS
REGARDING THE**

OPEN PUBLIC MEETINGS ACT AND OPEN PUBLIC RECORDS ACT

WHEREAS, the New Jersey Senate Budget and Appropriations Committee took action on Senate Bill Nos. 1045 and 1046, which amend the Open Public Meetings Act and Open Public Records Act, respectively, on June 29, 2017; and

WHEREAS, the Committee released the bills to the full Senate without recommendation

because the bills are unnecessary, unpopular with the public, and would result in significant financial and administrative burdens on municipalities; and

WHEREAS, the bills fail to adequately protect taxpayers, municipalities and, especially, municipal clerks from abusive, harassing, and purposefully confrontational individuals who submit voluminous requests for no legitimate reason; and

WHEREAS, the legislation would expand the Open Public Meeting Act to create impractical and burdensome requirements with respect to subcommittees and working groups established by the entire governing body, which would effectively limit the ability of small groups of local officials discussing issues of public concern for the purposes of informing the governing body; and

WHEREAS, under the bills, the responsibilities of municipal clerks, who the Legislature has already loaded with responsibilities beyond the scope of their office, would be stretched even further than current law requires without a single dollar of additional resources provided to, or authorized to be collected by, municipalities; and

WHEREAS, the bills would impose a financial burden on municipalities that would not be offset by a revenue source other than the property tax, making the bills unfunded mandates prohibited by the New Jersey Constitution; and

WHEREAS, some municipalities are more equipped than others to meet the burdens that would be imposed by Senate Bill Nos. 1045 and 1046, however, without assistance of any kind from the States or the courts, every municipality would be on its own to meet the myriad new requirements of the law.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Lebanon, that the Legislature is strongly urged to reject Senate Bill Nos. 1045 and 1046 and draft new legislation to modernize OPRA and OPMA while providing municipalities and clerks with the resources to effectuate these changes for the benefit of the public.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed with the legislative sponsors of Senate Bill Nos. 1045 and 1046 and Assembly Bill Nos. 2697 and 2699, the Speaker of the General Assembly, the President of the Senate, and the Governor, and all parties are urged to listen to the concerns of local officials and prevent Senate Bill Nos. 1045 and 1046 from becoming law.

Introduced and adopted: September 20, 2017

LEBANON BOROUGH COUNCIL

Ayes: 6

Nays: 0

Absent: 0

Richard 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 September 20, 2017.

Karen Romano
Borough Administrator/ Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

RESOLUTION #130-2017:

Council President Burton made a motion to approve Resolution #130-2017 with a second by Councilman Piagentini.

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

RESOLUTION #130-2017

Sewer Jet/Vacuum Services

WHEREAS, the Borough of Lebanon has determined as part of its continued infrastructure maintenance that cleaning of certain sections of storm sewers are occasionally required, and,

WHEREAS, the Lebanon Borough Sewer Authority (LBSA) requires sewer cleaning services on a regular basis and solicited quotes from four (4) vendors known to normally bid on this type of work, and;

WHEREAS, the LBSA has entered into s contract with Oswald Enterprises for sewer jet vacuum cleaning services, and

WHEREAS, the Borough desires to enter into an agreement with the Lebanon Borough Sewer Authority for shared services, to the extent required and to reimburse the Authority for sewer cleaning costs of Borough storm sewers, if and where required, and;

WHEREAS, the Borough Engineer has recommended that the storm sewer along Cherry Street from Old Railroad Avenue to the bridge over the South Branch of Rockaway Creek be cleaned, and;

WHEREAS, said sewer cleaning costs are estimated to be under \$1400.00 in accordance with the LBSA contract with Oswald Enterprises, and sufficient funds have been appropriated to undertake the said services.

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Lebanon that all costs billed to the LBSA for said storm sewer cleaning shall be reimbursed by the Borough of Lebanon.

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to enter a shared services agreement with the Authority to the extent required, after review and approval by Borough Attorney.

Introduced and adopted: _____

Ayes: 6
Nays: 0
Absent: 0

LEBANON BOROUGH COUNCIL

Richard J 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 September 20, 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: _____

Karen M. Romano
Borough Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: None

RESOLUTION #131-2017:

Council President Burton made a motion to approve Resolution #131-2017 with a second by Councilman Piagentini.

**RESOLUTION #131-2017
RESOLUTION EXPRESSING OPPOSITION TO LEGISLATIVE PROPOSALS REGARDING
THE OPEN PUBLIC MEETINGS ACT AND OPEN PUBLIC RECORDS ACT**

WHEREAS, the New Jersey Senate Budget and Appropriations Committee took action on Senate Bill Nos. 1045 and 1046, which amend the Open Public Meetings Act and Open Public Records Act, respectively, on June 29, 2017; and

WHEREAS, the Committee released the bills to the full Senate without recommendation because the bills are unnecessary, unpopular with the public, and would result in significant financial and administrative burdens on municipalities; and

WHEREAS, the bills fail to adequately protect taxpayers, municipalities and, especially, municipal clerks from abusive, harassing, and purposefully confrontational individuals who submit voluminous requests for no legitimate reason; and

WHEREAS, the legislation would expand the Open Public Meeting Act to create impractical and burdensome requirements with respect to subcommittees and working groups established by the entire governing body, which would effectively limit the ability of small groups of local officials discussing issues of public concern for the purposes of informing the governing body; and

WHEREAS, under the bills, the responsibilities of municipal clerks, who the Legislature has already loaded with responsibilities beyond the scope of their office, would be stretched even further than current law requires without a single dollar of additional resources provided to, or authorized to be collected by, municipalities; and

WHEREAS, the bills would impose a financial burden on municipalities that would not be offset by a revenue source other than the property tax, making the bills unfunded mandates prohibited by the New Jersey Constitution; and

WHEREAS, some municipalities are more equipped than others to meet the burdens that would be imposed by Senate Bill Nos. 1045 and 1046, however, without assistance of any

kind from the States or the courts, every municipality would be on its own to meet the myriad new requirements of the law.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Lebanon, that the Legislature is strongly urged to reject Senate Bill Nos. 1045 and 1046 and draft new legislation to modernize OPRA and OPMA while providing municipalities and clerks with the resources to effectuate these changes for the benefit of the public.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed with the legislative sponsors of Senate Bill Nos. 1045 and 1046 and Assembly Bill Nos. 2697 and 2699, the Speaker of the General Assembly, the President of the Senate, and the Governor, and all parties are urged to listen to the concerns of local officials and prevent Senate Bill Nos. 1045 and 1046 from becoming law.

Introduced and adopted: September 20, 2017

Ayes: 6
Nays: 0
Absent: 0

LEBANON BOROUGH COUNCIL

Richard 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 September 20, 2017.

Karen Romano
Borough Administrator/ Clerk

The motion was passed by the following vote:

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

NO: None

ABSTAIN: None
ABSENT: None

OPEN PUBLIC SESSION:

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

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

DISCUSSION:

Mayor Reino requested Attorney Novak clarify Proclamations, Achievements and Recognitions.

NOVAK & NOVAK LLC

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JOSEPH S. NOVAK
JUDITH A. NOVAK*
Member NJ & PA Bar

To: Mayor and Council
Borough of Lebanon

From: Joseph S. Novak
Borough Attorney

Date: September 18, 2017 Re:

Awards

Periodically the Mayor and Council "proclaim" awareness of various events and/or personal achievement at the request of Governing Body Members or outside entities. No formal policy exists to provide the Governing Body with guidance during the entire consideration phase of a request.

Without criteria or definition, a balance must be struck to ensure proper justification, fairness, authorization, protection of minors, and format of such action by the Governing Body.

Initially, it is important to differentiate between the various forms of acknowledgment, which are sometimes used interchangeably; including:

1. PROCLAMATION. -- A proclamation is an official, formal public announcement, typically reserved for the Governing Body to recognize, for example, "Cancer Awareness Month", "Local Volunteer Appreciation Week", or "Scouting Month". Normally, the Governing Body takes action, through Resolutions and Ordinances, however, there are certain defined areas within the Statutes which permit immediate action be taken by "Proclamation" of the Mayor under established emergent circumstances, such as the proclaiming of a public health emergency.

2. ACHIEVEMENT. -- An achievement is the act of achieving something for oneself or the community, gained as a result of effort and accomplishment. For example, a Certificate of Achievement might be awarded by the Governing Body to a long, serving member of the Land Use Board for years of effort and service in guiding the Borough through Master Plans and the consideration of development plans.

3. RECOGNITION. -- The act of acknowledging, or special notice or attention being given to an individual or entity for accomplishments given or awarded by others. For example, recognition of a resident having received an award from the AAA Auto Club as the top safety crossing officer in the State of New Jersey.

4. By way of differentiation, many students attain the Dean's list or Honor Rolls in their schools, and the schools provide letters or certificates to the students, and also provide for the public relations (publication) of their awards. Additionally, athletic departments provide Letters and trophies to achieving students, theatre arts recognizes their outstanding students, and numerous scholarships are awarded to students each year. In each of these instances, the administration of the school, the various department heads, and/or the elected School Board members provide the recognition to these students (whom in almost all instances are `minors'). Thus, in effect, the school entities as one of their primary responsibilities acknowledge the outstanding students, by accepted, long-standing methods of recognition. The recently reported, New Jersey bullying incident that led to the suicide of a young person, raises the question whether the Lebanon Borough Governing Body should tread into territory already superseded by Universities and elected Boards of Education and their administration.

5. The Mayor, Council President and/or Governing Body, as the case may warrant, can issue a Proclamation; award a Certificate of Achievement for efforts made typically to and on behalf of the Community; grant a Certificate of Recognition acknowledging a local person's achievement that has been given or awarded by another entity. With these definitions in place, the Governing Body must decide among themselves, a policy to establish criteria and guidelines, and of course protect minors from unwanted notoriety.

ADJOURN:

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

Respectfully Submitted

Karen M. Romano, RMC
Borough Administrator/Clerk

LBCC
7-17-13
34

LBCC
7-17-13
35

