



LEBANON BOROUGH COMMON COUNCIL
AND PLANNING BOARD JOINT MEETING

Wednesday, August 22, 2018

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 8415 of American Service Members have given their lives for our Country in the war against terrorism, New Jersey total of 129. Council President Burton 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 Schneider
and Councilwoman Baldinger
Absent: Councilman Piagentini
Also Present: Administrator /Clerk Karen M Romano RMC
Attorney Joseph Novak Esq.

RECREATION: Proposal for Playground Rock Wall

Recreation member Ben Valliere presented a 22 foot long 6 foot high Rock wall for the Playground along with Chairwoman Michelle Saharic and MaryAnn Durange also recreation member.

The Rock wall would be purchased from Ben Shafer Playgrounds. The installation would be done by volunteers and overseen by a certified playground installer from Ben Shaffer Playgrounds. Administrator, Karen Romano stated they would be a minimal liability increase in the Borough insurance policy. The risk management consultant from Statewide wants a one-foot-high six foot out on all sides wall filled with mulch installed for safety.

Mayor Reino passed the meeting over to Planning Board Chairman Lex Saharic.

Mayor Reino re-opened Council meeting.

RESOLUTION #102-2018:

Councilman Berger made a motion to approve Resolution 102-2018 the Consent Agenda. With a second by Councilman Schneider.

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

**RESOLUTION # 102-2018
CONSENT AGENDA**

All matters listed under the Consent Agenda are 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. Tax Assessor Report
2. NJDOT 2019 State Aid
3. Finance Reports
4. Round Valley Rail Line
5. Highlands letter 8-17-18

Introduced and adopted: August 22, 2018
Ayes: Burton, Berger, Junge, Schneider, Baldinger

Absent: Piagentini

LEBANON BOROUGH COUNCIL

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 August 22, 2018 force and effect as of the date I have subscribed my signature.

Date: August 22, 2018

Karen M. Romano, RMC
Borough Administrator/Clerk

The Motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Piagentini

APPROVAL OF MINUTES:

Councilman Junge made a motion to approve the July 2018 regular and executive minutes. With a second by Council President Burton

The Motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Piagentini

APPROVAL OF EXPENDITURES:

Councilman Berger made a motion to approve the bill list for August 2018. Council President Burton second the motion.

Lebanon Borough

List of Bills - (All Funds)

Meeting Date: 08/22/2018 For bills from 07/18/2018 to 08/17/2018

Vendor	Description	Payment	Check Total
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Current Fund

674 - ACE OFFICE SOLUTIONS LLC	PO 9159	COPIER SUPPLIES, ACCT LEB00	65.00	65.00
712 - ALPHA DOG SOLUTIONS, INC.	PO 9192	Website Maintenance September thru	1,200.00	1,200.00
746 - BETHLEHEM TOWNSHIP	PO 9189	Shared Service CFO-August 2018	2,141.18	2,141.18
766 - BKC CERTIFIED PUBLIC ACCOUNTANTS	PO 9178	AUDITING SERVICES, INV 3006	13,000.00	13,000.00
26 - BOROUGH OF LEBANON - PETTY CASH	PO 9198	Replenish Petty Cash	186.64	186.64
247 - COMCAST	PO 9151	6 High St. Street Phone/Internet se	262.50	
	PO 9152	96 Main Street Phone/Internet servi	184.83	447.33
652 - CONSTELLATION NEWENERGY INC	PO 9169	Electric Service, Cust 8277278/8277	873.06	873.06
132 - COUNTY OF HUNTERDON	PO 9172	SHERIFFS OFFICE OFF DUTY WORK, ACCT	1,560.00	1,560.00
13 - COUNTY OF HUNTERDON - COUNTY TAX	PO 9160	3rd Qtr 2018 County Tax	195,511.54	195,511.54
14 - COUNTY OF HUNTERDON - LIBRARY TAX	PO 9161	3rd Qtr 2018 County Library Tax	18,682.43	18,682.43
15 - COUNTY OF HUNTERDON- OPEN SPACE TAX	PO 9162	3rd Qtr 2018 County Open Space Tax	17,818.84	17,818.84
39 - ELIZABETHTOWN GAS	PO 9164	Natural Gas - ACCT 2635600594/68223	205.64	205.64
46 - FERRIERO ENGINEERING	PO 9197	Engineering Services July 2018	274.00	274.00
800 - FIRE AND SAFETY SVCS LTD	PO 9182	FIRE TRUCK REPAIR, CUST L100460-0	3,000.00	3,000.00
769 - Great America Financial Services	PO 9174	Phone System Lease August 2018, Agr	101.19	101.19
670 - HARRY HAUSHALTER	PO 9193	Tax Appeals June 2018	243.00	243.00
83 - HORIZON BLUE CROSS BLUE SHIELD NJ	PO 9173	DENTAL SVCS FOR AUGUST, ACCT 165741	201.31	201.31
16 - JCP&L	PO 9168	ELECTRIC SVC, ACCT 200000052726	783.15	
	PO 9176	STREET LIGHTING, ACCT 100002994141/	666.35	
	PO 9177	ELECTRIC SVC ACCT 100063647000	3.36	1,452.86
597 - JERSEY ELEVATOR COMPANY INC.	PO 9165	FULL MAINTENANCE SVC FOR AUGUST 201	142.14	142.14
167 - KAREN ROMANO	PO 9190	Cell Phone reimbursement August 201	100.00	100.00
167 - KAREN ROMANO	PO 9191	Reimbursement for advertising	38.87	38.87
557 - LANDMARK FIRE PROTECTION, INC.	PO 9179	3RD QTR TESTING OF SPRINKLER SYSTEM	459.50	459.50
559 - LANZA & LANZA LLP	PO 9167	Lebanon Boro vs. SSP Architectural	1,593.73	1,593.73
59 - LEBANON BOROUGH BOARD OF EDUCATION	PO 9183	TAX LEVY FOR AUGUST 15, 2018	270,793.00	270,793.00
119 - LEBANON FIRE COMPANY	PO 9187	2018 Contribution	8,950.80	8,950.80
119 - LEBANON FIRE COMPANY	PO 9201	2018 Smoke Detector Fees	680.00	680.00
715 - Maser consulting P.A.	PO 9175	MASTER PLAN AMENDMENT, PROJ LEB007	2,235.50	2,235.50
253 - NEW JERSEY STATE POLICE	PO 9158	POLICE SERVICE FOR JUNE 2018	4,304.08	4,304.08
54 - NJ ADVANCE MEDIA	PO 9163	LEGAL ADS, ACCT 1160904	299.82	299.82
190 - NJ FIRE EQUIPMENT CO	PO 9171	TURN OUT GEAR - NJ STATE CONTRACT A	10,000.00	10,000.00
42 - NJ STATE LEAGUE OF MUNICIPALITIES	PO 9170	SUBSCRIPTION RENEWAL, ID 18M-2794	25.00	25.00
70 - NO HUNTERDON-VOORHEES REG HS DIST	PO 9199	Regional School Tax Sept 2018	216,384.67	216,384.67
31 - NOVAK & NOVAK LLC	PO 9188	Legal Services Retainer August 2018	3,550.00	3,550.00
602 - PAMELA JUNGE	PO 9185	Park School Director final payment	2,250.00	2,250.00
233 - PITNEY BOWES	PO 9153	POSTAGE MACHINE LEASE, ACCT 0010904	75.00	75.00
233 - PITNEY BOWES	PO 9194	Red Ink Cartridge for Postage Meter	254.97	254.97
37 - PITNEY BOWES - RESERVE ACCOUNT	PO 9205	Postage for machine	750.00	750.00
28 - PREMIER DISPOSAL, INC	PO 9156	Garbage Disposal July 2018, ACCT 99	4,843.57	4,843.57
20 - QUILL CORPORATION	PO 9155	Office and cleaning supplies, ACCT	358.89	
	PO 9203	Tape for the label machine	43.98	402.87
176 - SHOPRITE OF HUNTERDON COUNTY	PO 9149	PARK, SCHOOL ROSE BOUQ.	9.99	9.99
540 - STATEWIDE INSURANCE FUND	PO 9180	4TH INSTALLMENT OF WORKERS COMP	8,633.25	8,633.25
765 - Tele Cloud, LLC	PO 9157	Phone Service 8/06-9/05/2018, ACCT	230.54	230.54
43 - TOWN OF CLINTON	PO 9150	2ND QTR WATER BILLING, ACCTS 811-00	125.28	125.28
348 - VAIL ENERGY SERVICES, LLC	PO 9166	HVAC LABOR, INV 63496	530.00	
	PO 9195	Labor per attached work order	105.00	635.00
718 - VIKING PEST CONTROL	PO 9147	PEST CONTROL SERVICES 8/01/18	103.50	103.50
27 - WASTE MANAGEMENT OF NJ INC	PO 9154	TRASH REMOVAL SVCS FOR JULY, CUST 9	5,124.80	5,124.80

GENERAL CAPTITAL FUND

46 - FERRIERO ENGINEERING	PO 9196	Engineering Services July 2018	650.75	650.75
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ANIMAL CONTROL FUND

321 - NJ DEPT OF HEALTH & SENIOR SVCS	PO 9202	Animal License Fee July 2018	6.60	6.60
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UNEMPLOYMENT TRUST

319 - STATE OF NEW JERSEY	PO 9186	Unemployment Benefits 3rd Qtr 2018	1.58	1.58
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TOTAL

Total to be paid from Fund 01 Current Fund	799,959.90			800,618.83
Total to be paid from Fund 04 GENERAL CAPTITAL FUND	650.75			
Total to be paid from Fund 12 ANIMAL CONTROL FUND	6.60			
Total to be paid from Fund 16 UNEMPLOYMENT TRUST	1.58			
	800,618.83			

Checks Previously Disbursed

20180815	LEBANON BOROUGH PAYROLL		PAYROLL 7/31/2018	11,851.70	8/13/2018
2018218	BOROUGH OF LEBANON-EMAIL SERVICE	PO# 9200	February 2018 Services	168.70	8/13/2018
20180731	LEBANON BOROUGH PAYROLL		PAYROLL 7/31/2018	10,412.22	7/27/2018
81718	BOROUGH OF LEBANON-EMAIL SERVICE	PO# 9181	EMAIL SERVICES	165.50	8/10/2018
8152018	NJ STATE HEALTH BENEFITS PLAN	PO# 9146	Health Benefits July 2018	4,283.43	8/06/2018
8012018	DEPOSITORY TRUST CO	PO# 9145	Payment of Bond Interest August 20	53,737.25	7/23/2018
				80,618.80	

Total paid from Fund 01 Current Fund 80,618.80

80,618.80

Total for this Bills List: **881,237.63**

The Motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Piagentini

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.

MaryAnn Durange 108 Brunswick Ave. report Motorcycle are still going through the STOP Sign on Cherry Street. Troop Sanderson stated he would send a patrol car out.

Chairman Hauck of the Shade Tree Committee state the Birch Tree in the Park can be removed To accommodate the Rock Wall.

Trooper Sanderson reported everything was quite and going well.

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 for ORDINANCE 2018-04

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.

Mr. Kumar of Maple Street stated his concern regarding no parking on Maple Street. Parking on Maple is a convenience for his handicap elderly parents.

Mr. Calvo of 60 Brunswick Ave stated he was happy with the one side on Brunswick Ave. His concern was on Edgerton. He asked if anything would change. Mayor Reino stated parking on Edgerton would remain the same. The only change would pertain to oversize vehicle parking. Mr. Calvo was pleased.

Mr. Ewell of Maple Street expressed concern to no parking on Maple Street. He requested the Engineering report.

Trooper Sanderson stated he was in support of the Parking Ordinance.

Attorney Novak suggested a Maple Street Ordinance. Council agreed.

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 2018-04: ADOPTION

Councilman Junge made a motion to Adoption Ordinance 2018-04 with a second by Councilman Berger.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
ORDINANCE NO. 2018-04**

**AN ORDINANCE OF THE BOROUGH OF LEBANON, COUNTY OF HUNTERDON
TO CODIFY THE TRAFFIC AND PARKING ORDINANCES OF THE BOROUGH**

WHEREAS, the governing body is in the process codifying all Lebanon Borough Ordinances and prior to completion, there is a need to codify certain existing traffic and parking regulations in order to protect the public health and welfare; and

WHEREAS, a comprehensive review of all public roads, streets and rights of way in the Borough of Lebanon was conducted by the Borough Engineer's office utilizing among other criteria, governing laws and standards, Title 39 of the Revised Statutes of the State of New Jersey, and the Manual on Uniform Traffic Control Devices; and

WHEREAS, the Borough Engineer has determined that parking on certain public streets and roads has, or may, create hazardous conditions and has made recommendations for modifying existing traffic and parking regulations; and

WHEREAS, the Governing Body, in consultation with the Borough Engineer, has determined that codifying, modifying and restating existing traffic and parking regulations and enacting new regulations would greatly enhance and protect the public health and safety.

NOW THEREFORE BE IT ORDAINED by the Council of the Borough of Lebanon, with the approval of the Mayor, that the Traffic and Parking Ordinances of the Borough of Lebanon are codified and replaced as follows:

Chapter 9 – Traffic and Parking

9-1 General

9-1.1 Definitions

Whenever any words or phrases are used in this Chapter, the meanings respectively ascribed to them in Subtitle 1 of Title 39 Motor Vehicles & Traffic Regulations of the Revised Statutes of New Jersey shall apply to such words and phrases.

9-1.2 Non-Exclusivity

The provisions of this Chapter imposing a time limit on parking or regulating the types or location of parking, shall not relieve any person of the duty to observe other more restrictive provisions prohibiting or limiting the stopping, standing or parking of vehicles as set forth in Title 39 – Motor Vehicles & Traffic Regulations of the New Jersey Statutes, any other New Jersey Statute, or as hereinafter provided.

9-2 Streets and Roads

9-2.1 Snow

A. Whenever snow has fallen and the accumulation is such that it covers a public street or road, an emergency shall exist and no vehicle shall be parked on any street or road in the Borough of Lebanon. This parking prohibition shall remain in effect after the snow has ceased and until the streets and roads have been plowed sufficiently and treated (sand, grit, etc.), to the extent that parking will not interfere with the normal flow of traffic.

B. Municipal Parking Lots. Whenever snow has fallen and the accumulation is such that it covers any municipal parking lot, an emergency shall exist and no vehicle shall be parked in any municipal parking lot in the Borough of Lebanon, except that these provisions shall not apply to any first responders and their personal vehicles, as well as their fire-fighting equipment, ambulance or other emergency equipment actively engaged in dealing with an emergency in the Borough.

9-2.2 Emergency or temporary no parking:

Upon the declaration of an emergency or temporary parking restrictions there shall be no parking on streets so designated. Adequate "EMERGENCY NO PARKING" or "NO PARKING TEMPORARY POLICE ORDER" signs shall be posted. The Mayor, Council President, and Chairman of the Streets and Road Committee, are authorized to declare such emergency or temporary restriction where there is not adequate time for the full Council to act. Accidents, fires, weather, road work or similar occurrences may constitute such an emergency, and public celebrations, community or school events or similar occurrences may constitute the need for a temporary parking restriction. Notification that the "EMERGENCY NO PARKING" or "NO PARKING TEMPORARY POLICE ORDER" signs are being or will be posted shall be given to the operator or owners of any vehicle (if they can be reasonably located) which has been parked prior to the posting of the sign.

9-2.3 Overnight parking:

Except as otherwise may be provided by separate Ordinance, there shall be no overnight parking on any public street or road in the Borough of Lebanon between the hours of 12:00 midnight and 6:00 A.M. commencing on December 1 of each year and ending April 1 of the following year. Appropriate notification signage shall be erected on each entrance street and road into the Borough.

9-2.4 Towing:

Any unoccupied vehicle parked or standing in violation of this Article may be deemed a nuisance and a menace to the safe and proper regulation of traffic and any police officer may provide for the removal of such vehicle. The vehicle owner in violation of this Chapter, in addition to any fines and costs, shall pay the reasonable costs of the removal and storage which may result from such removal before regaining possession of the vehicle. The provisions of the preceding sections shall not apply to any fire-fighting equipment, ambulance, or other emergency equipment actively engaged in dealing with an emergency in the Borough, nor the vehicle of a first responder utilizing their own vehicle to respond to an emergency.

9-3 Prohibited Parking

9-3.1 Parking Prohibited At All Times

No person shall park a vehicle on either side of any of the following streets or parts of streets:

Cherry Street
Knox Lane

Central Ave
Railroad Ave
Cokesbury Road
Sutton Place
Clark Road
Blossom Hill Road
Voegten Lane
Youngs Road

Parking shall be permitted on any public street, road or right of way where it is not specifically prohibited in whole or part, such as, Nitzer Avenue and Lynwood.

9-4 Limited Parking

9-4.1 No person shall park a vehicle in the location or designated side or designated section of the following streets:

High Street – No Parking West side
Brunswick Avenue – No Parking North side
Myrtle Avenue – Either side from Main Street to Brunswick Avenue
Edgerton Drive – South side from Cherry Street to Youngs Road
Edgerton Drive – North side from Youngs Road to Edgerton
Edgerton Drive – Parking Prohibited outside of designated parking spaces

Parking shall be permitted on any public street, road or right of way where it is not specifically prohibited in whole or part, such as, Nitzer Avenue and Lynwood.

9-4.2 Holjes-Shepard Park

Parking after closing hours in the Holjes-Shepard Public Park, is prohibited, except that parking shall be permitted in the designated gravel parking area of the Holjes-Shepard Park from December 1 to April 1, and at any time of the year in other areas by authorized Borough vehicles, or such other vehicles approved in advance by the governing body,. Overnight parking shall be limited to parking for no longer than a 12 hour period, after which the motor vehicle must be removed from the parking area for a minimum of 8 hours.

9-4.3 Cul-De-Sacs

It has been determined that the Nitzer Avenue and Chestnut Place cul-de-sacs are of sufficient size and limited traffic to allow overnight winter parking. Accordingly, vehicles may be parked in these cul-de-sacs between the hours of 12:00 a.m. and 6:00 a.m. from December 1st through April 1st. However, said vehicles must be removed upon the road becoming snow covered.

9-4.4 Commercial

No vehicle shall be parked within five (5) feet of either side of any driveway opening onto Main Street from Maple Avenue to Youngs Drive. The property at 69 Main Street is located at the “T” intersection with Cokesbury Road with commercial activity permitted on such lot, and accordingly, there shall be no parking in front of 69 Main Street and such “no parking area” shall be signed and painted in compliance with applicable traffic standards.

9-4.5 No parking – Fire Zone:

A. There is hereby created, a “no parking – fire zone” on a portion of the North side of Main Street in which area no vehicle (with the exception of emergency vehicles) shall park, stop or stand and which area is described as follows: Along the north side of Main Street beginning at utility police #475 which appropriately marks the beginning of the road frontage of Block 6, Lot 1 on Main Street and continuing in a westerly direction along the entire frontage of the said property to and ending at utility police #476 which marks the approximate westernmost end of the frontage of the said Lot 1.

B. There shall be “no parking” in those areas in and around the headquarters of the Lebanon Borough Volunteer Fire Company located on Main Street, and in the neighboring Municipal lot, as designated and marked/painted to designate the restricted, no parking areas. First responders in the course of their duties shall be exempted from this regulation if no other parking is immediately available.

C. Regulatory signs at the beginning and end of the no parking – fire access zone shall be erected and maintained in accordance with N.J.S.A. 39:4-198, or as specified by the current Manual on Uniform Traffic Control Devices.

9-4.6 No parking – Boats, Trailers, Recreational Vehicles, Tractor/Trailers

No person shall park, stand, wait or leave, upon any public road, street or right of way in the Borough of Lebanon, any boat, trailer (whether or not attached to a licensed motor vehicle), recreational vehicle (including motor homes, campers), tractors and/or tractor/trailer or tandem trucks or construction equipment with or without trailers and towing motor vehicles, or trucks over 4 tons, (except for the pickup and delivery of materials). There shall be exempt from the provisions of this Ordinance, any landscaping truck or trailer, temporarily parked only during the period of time when the landscaper is providing specific services to a property, and during which time period the operator is immediately available to move the truck/trailer for emergency vehicles.

9-5 Violations and Penalties:

A person who is convicted of violating any of the provisions of this Chapter shall be liable to a fine and costs as set forth in the General Penalty Ordinance No. 2010-04 of the Borough of Lebanon.

9-6 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.

9-7 Effective Date:

This Ordinance shall take effect upon publication according to law, and upon the expiration of the period for appeal, all existing traffic and parking Ordinance related to the regulations set forth herein, shall be rescinded and of no further force and effect.

Vote after public hearing and upon final adoption:

Burton 1_
Berger 1_
Junge 1_
Piagentini 0_
Schneider 1_
Baldinger 1_

Ordinance approved by the Governing
Body and presented to the Mayor on
_____, 2018

Veto in Whole or Part:

Approved:

Michael Reino, Mayor
Date:

{or}

Michael Reino, Mayor

Date:

Returned to Borough Clerk with statement attached on _____, 2018

NOTICE

TAKE NOTICE that the above ordinance was introduced at a regular meeting of the Borough Council of the Borough of Lebanon on July 18, 2018 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 August 22, 2018 at 7:30 p.m. in the Municipal Building, located at 6 High Street, Lebanon, New Jersey

Karen M. Romano, Administrator/Borough Clerk

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

ORDINANCE NO. 2018-04

**AN ORDINANCE OF THE BOROUGH OF LEBANON, COUNTY OF HUNTERDON
TO CODIFY THE TRAFFIC AND PARKING 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 18th day of July 2018, and the same came up for final passage at a meeting of the said Borough Council on the 22nd day of August, 2018 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 18, 2018

ADOPTED: August 22, 2018

The Motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Piagentini

OPEN PUBLIC SESSION for ORDINANCE 2018-05:

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.

ORDINANCE 2018-05: ADOPTION

Councilman Junge made a motion to Adoption 2018-05 with a second by Councilman Berger.

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

ORDINANCE NO. 2018-5

**AN ORDINANCE OF THE BOROUGH OF LEBANON, COUNTY OF HUNTERDON TO
CREATE A HOUSING AND REDEVELOPMENT ADVISORY COMMITTEE**

WHEREAS, the Borough of Lebanon has periodically updated the Borough's Master Plan in accordance with the statutory authorization and direction of the N.J. Municipal Land Law; and

WHEREAS, the Borough of Lebanon has recognized its fair share responsibility for providing low and moderate income housing including the satisfaction of prior round goals

established by the Council on Affordable Housing and which housing has since been constructed; and

WHEREAS, the Borough of Lebanon, pursuant to a Judgment of the New Jersey Supreme Court has instituted a Declaratory Judgment lawsuit before the Superior Court of New Jersey seeking a Judgment of Compliance and Repose determining that the Borough's compliance with its gap-period and affordable housing obligations for the period of 2015 through 2025 are being satisfied; and

WHEREAS, the Borough of Lebanon is located within the "Planning Area" as identified by the New Jersey Highlands Council (and implementation of the New Jersey Highlands Water Protection and Planning Act of 2004) and is actively participating in the redrafting of necessary Ordinances to meet both its housing obligations, while also satisfying all standards enunciated by the New Jersey Highland's Council, and including most recently as application for "Town Center" designation; and

WHEREAS, the Governing Body and Land Use Board of the Borough of Lebanon have reviewed existing commercial and residential development, and previously approved applications for development under current Ordinances; and

WHEREAS, the Governing Body is working in conjunction with the Lebanon Borough Sewerage Authority to analyze current public sewer usage and future capacity availability; and

WHEREAS, it has been determined that certain areas of the Municipality may be unproductive, in need of redevelopment and/or rehabilitation and analysis thereof should be made in conjunction with all of the responsibilities of the Governing Body and Land Use Board for future planning and development.

WHEREAS, several residents of the Lebanon Borough community have a long-term and unique working experience in the Municipality, having been long time residents and have served on Boards and/or Commissions of the Borough, have been elected or appointed members of public entities, including the Board of Education, the Sewer Authority and the Governing Body, and have special knowledge and expertise to assist the Borough in its future housing and redevelopment activities.,

NOW THEREFORE BE IT ORDAINED by the Council of the Borough of Lebanon, with the Approval of the Mayor, that there is hereby created a "Housing and Redevelopment Advisory Committee of the Borough of Lebanon", as follows:

SECTION 1. HOUSING AND REDEVELOPMENT ADVISORY COMMITTEE.

1. **Name.** The Committee shall be designated as the "Lebanon Borough Housing and Redevelopment Advisory Committee".
2. **Members and Terms.** The Advisory Committee shall be comprised of five (5) members who shall be residents of the Borough of Lebanon and shall be appointed by the Governing Body. The Advisory Committee members shall serve for a term of five (5) years, except that the first of these appointees shall be designated to serve the following terms:

One for a term of one year, one for a term of two years, one for a term of three years, one for a term of four years and one for a term of five years.

A member of the Advisory Committee may also be an elected official, officer, employee, or member of another Board or Committee of the Municipality. Each member shall hold office for the term of his appointment and until his successor shall have been appointed and qualified. Any vacancy occurring for any cause, shall be filled in the same manner as the original appointment, but only for the unexpired term.

3. **Duties.** The Lebanon Borough Housing and Redevelopment Committee shall analyze, study, report and submit to the Governing Body and Land Use Board, its recommendations to satisfy the Municipality’s obligations with regard to housing within the community, including low and moderate income and affordable housing, as well as rehabilitation of existing residential and commercial properties and in appropriate situations, redevelopment of areas determined to be in need, as well as such other ongoing needs of the Municipality. The recommendations of the Committee shall be advisory only, and offered to assist the appropriate legal entity in fulfilling their responsibility to promote the advancement of the Community’s interest and the public health, safety and welfare.

SECTION 2. 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 3. EFFECTIVE DATE.

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

Vote after public hearing and upon final adoption:

Burton ___ 1 ___
Berger ___ 1 ___
Junge ___ 1 ___
Piagentini ___ 0 ___
Schneider ___ 1 ___
Baldinger ___ 1 ___

Ordinance approved by the Governing
Body and presented to the Mayor on
_____, 2018

Veto in Whole or Part:

Approved:

Michael Reino, Mayor
Date:

{or}

Michael Reino, Mayor
Date:

Returned to Borough Clerk with statement attached on _____, 2018

NOTICE

TAKE NOTICE that the above ordinance was introduced at a regular meeting of the Borough Council of the Borough of Lebanon on July 18, 2018 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 August 22, 2018 at 7:30 p.m. in the Municipal Building, located at 6 High Street, Lebanon, New Jersey

Karen M. Romano, Borough Clerk

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

ORDINANCE NO. 2018-05

**AN ORDINANCE OF THE BOROUGH OF LEBANON, COUNTY OF HUNTERDON TO
CREATE A HOUSING AND REDEVELOPMENT ADVISORY COMMITTEE**

NOTICE is hereby given that the above Ordinance was introduced and passed on first reading at a meeting of the Borough Council of the Borough of Lebanon, in the County of Hunterdon, State of New Jersey, held in the Municipal Building on the 18th day of July 2018, and the same came up for final passage at a meeting of the said Borough Council on the 22nd day of August, 2018 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 18, 2018

ADOPTED: August 22, 2018

The Motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Piagentini

RESOLUTION #103-2018:

Councilman Junge made a motion to approve Resolution #103-2018 with a second by Councilman Berger.

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

RESOLUTION #103-2018

AUTHORIZING AND DIRECTING THE LEBANON BOROUGH PLANNING BOARD TO UNDERTAKE A PRELIMINARY INVESTIGATION OF AN AREA OF THE BOROUGH, AND TO RECOMMEND WHETHER OR NOT THE BOROUGH COUNCIL SHOULD DETERMINE THAT THE SAME IS AN AREA IN NEED OF REDEVELOPMENT AS A CONDEMNATION REDEVELOPMENT AREA

WHEREAS, there exists in the Borough of Lebanon, certain areas of the Borough which may be in need of redevelopment to address unsafe and/or unwholesome, stagnant and/or unproductive conditions as addressed in the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et. seq. (hereinafter, the “Redevelopment Law”); and

WHEREAS, the Governing Body of the Borough of Lebanon has identified a “Study Area” which may meet the criteria as established in the Redevelopment Law; and

WHEREAS, the Study Area can be more particularly described as the area bounded by the north side of Route 22 at its intersection with Corporate Drive, and then on a perpendicular course, north to Interstate 78 (eastbound), and then westerly along I 78 to its intersection with Cokesbury Road, and then southerly along Cokesbury Road to Route 22, and then easterly along Route 22 to the point and place of beginning, (hereinafter the “Study Area”); and

WHEREAS, there presently exists within the Study Area, properties that have land use, construction code, Board of Health and State Fire Marshall violations, are vacant and/or abandoned, contain obsolescent and/or substandard buildings, have tracts of vacant land that were approved for commercial office construction over 30 years ago, but remain unimproved vacant land, and the lack of proper utilization of parcels within the Study Area which among the deficiencies, impede land assemblage or discourage the undertaking of improvements which conditions may be presumed to be having a negative social or economic impact or otherwise are detrimental to the public safety, health and morals or welfare of the community in general; and

WHEREAS, the Redevelopment Law provides a mechanism to empower and assist local governments in efforts to promote programs of development and rehabilitation, setting forth specific procedures for full investigation and determination of recommendation.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council hereby authorizes and directs the Lebanon Borough Planning Board to undertake a preliminary investigation to determine whether the Study Area set forth above is an area in need of redevelopment as satisfying the criteria set forth in the Redevelopment Law, N.J.S.A. 40A:12A-5; and

BE IT FURTHER RESOLVED the Planning Board shall prepare a map showing the general boundaries of the Study Area to be investigated and the location of various parcels of property and the location and identity of the parcels included therein, appending to such map, a statement setting forth the basis for the investigation; and

BE IT FURTHER RESOLVED that the Planning Board shall provide public notice and public hearings, specifically adhering to all of the directives of the Redevelopment Law, N.J.S.A. 40A-12A-6; and

BE IT FURTHER RESOLVED that any Redevelopment determination shall establish a Condemnation Redevelopment Area and the Lebanon Borough Council shall retain and be authorized to use all of the powers provided by the Legislature for use in a Redevelopment Area, including the power of eminent domain (hereinafter referred to as a “Condemnation of a Redevelopment Area”); and

BE IT FURTHER RESOLVED upon completing its hearings on the matter, the Planning Board shall make recommendations as to the Study Area, or any part thereof, to be determined, or not be determined by the Lebanon Borough Council, that such designated area is a Redevelopment Area or an area in need of redevelopment; and

BE IT FURTHER RESOLVED that all required public Notices, publications, mapping, rights to inspect maps and documents, hearing procedures shall be strictly adhered to as set forth in the Redevelopment Law, N.J.S.A. 40A:12A-1, et. seq.

Introduced and adopted: August 22, 2018
Ayes: Burton, Berger, Junge, Schneider
Baldinger
Nays: 0
Absent: Piagentini

LEBANON BOROUGH COUNCIL

Richard J Burton
Borough Council President

CERTIFICATION

I, Karen 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 22nd day of August, 2018, 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: August 22, 2018

Karen M. Romano, RMC
Borough Clerk

The Motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Piagentini

RESOLUTION #104-2018:

Councilman Junge made a motion to approve Resolution #104-2018 with a second by Councilman Piagentini.

**BOROUGH OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION #104-2018**

**APPROVING THE CORRECTIVE ACTION PLAN FOR THE YEAR ENDED
12/31/2017**

WHEREAS, in accordance with Local Finance Notice 91-15, the Borough of Lebanon must submit a Corrective Action in response to recommendations identified in the municipal audit for the year ended 12/31/2017 to the Division of Local Government Services; and

WHEREAS, Chief Finance Officer Jennifer Mooney has submitted the following as the “Corrective Action Plan for the Borough of Lebanon for the year ended 12/31/2017”:

The CFO has met with the Clerk’s office and discussed the recommendations.

Recommendation:

Procedures should be implemented by the Municipality to reduce the risk of errors in connection with the lack of segregation of duties.

Corrective Action:

This is a concern in most small municipalities. The finance office consists of a part time Finance Officer and an hourly employee that prepares purchase orders and is the Certified Purchasing Agent. The Municipal Clerk has assumed the responsibility of preparing the Bank Reconciliations. We will continue to work together to avoid errors.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Common Council of the Borough of Lebanon hereby accepts and approves the above action plan.

Introduced and adopted: August 22, 2018

Ayes: Burton, Berger, Junge,
Schlender, Balingier

Nays: 0

Absent: Piagentini

LEBANON BOROUGH COUNCIL

Richard J Burton
Borough Council President

CERTIFICATION

I, Karen M. Romano, hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Mayor and Council of the Borough of Lebanon at a meeting held in the Lebanon Borough Municipal Building, 6 High Street, at 7:30 PM on the 22nd day of August 2018.

Karen M. Romano
Administrator/Borough Clerk

The Motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Piagentini

RESOLUTION #105-2018:

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

**RESOLUTION #105-2018
Seasonal Employees
#89-2018 Amendment**

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

Matthew Valentine
Mackenzie Donovan
Kathern Eccles
Kira Lospinoso
Will White
Liam Cohen
Jake Carrithers

BE IT FURTHER RESOLVED by the Lebanon Borough Council that the salary range for the Park School Counselor/seasonal employees having been established and set forth in Ordinance #2017-04, the following salary is hereby granted to the employee for the year 2017:

Matthew Valentine \$9.10
Mackenzie Donovan \$9.60
Kathern Eccles \$9.60
Kira Lospinoso \$8.60
Will White \$8.60
Liam Cohen \$8.60
Jake Carrithers \$8.60

Introduced and adopted: August 22, 2018
Ayes: Burton, Berger, Junge, Schneider, Baldinger

LEBANON BOROUGH COUNCIL

Nays: 0
Absent: Piagentini
Abstain: 0

By: Richard J. Burton, Council President

CERTIFICATION

I, Karen M. Romano, Lebanon Borough Clerk, hereby certify that this resolution was duly adopted by the Borough of Lebanon Common Council at a meeting duly held on the 22nd day of August 2018; 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: August 22, 2018

Karen M. Romano, RMC
Borough Administrator/ Clerk

Councilman Junge made a motion to approve Resolution #105-2018 with a second by Councilman Piagentini.

The Motion was passed by the following vote:

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

NO: None

ABSTAIN: None

ABSENT: Councilman Piagentini

RESOLUTION #106-2018:

Councilman Junge made a motion to approve Resolution #106-2018 with a second by Councilman Piagentini.

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

**RESOLUTION #106-2018
CROSSING GUARDS APPOINTMENT**

BE IT RESOLVED, by the Lebanon Borough Common Council that the following are appointed as Adult School Crossing Guards and Substitute Crossing Guards:

Shirley Scarponi
Eleanor Stubi
Jackie Schumacher
Terry Grzankowski
Dianne Morrell
David Booth
Susan Woods
Hazel Saharic

Marianne Hauck
Tara Kepp
Esther Ferguson

BE IT FURTHER RESOLVED by the Lebanon Borough Council that the salary range for the Adult School Crossing Guards and Substitute Crossing Guards having been established and set forth in Ordinance #2017-04, the following salary is hereby granted to the employee for the year 2018-2019:

Adult School Crossing Guards and Substitute Crossing Guards
and Substitute Crossing Guards \$ 22.75/hr. (NTX 5 hours per
week)

Introduced and adopted: August 22, 2018

Ayes: Burton, Berger, Junge, Schneider, Baldinger
Nays: 0
Absent: Piagentini

LEBANON BOROUGH COUNCIL

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 August 22, 2018 force and effect as of the date I have subscribed my signature.

Date: August 22, 2018

Karen M. Romano, RMC
Borough Administrator/Clerk

The Motion was passed by the following vote:

YES: Council President Burton, Councilman Berger, Councilman Junge, Councilman
Schneider and Councilwoman Baldinger
NO: None

ABSTAIN: None
ABSENT: Councilman Piagentini

RESOLUTION #107-2018:

Councilman Junge made a motion to approve Resolution #107-2018 with a second by Councilman Piagentini.

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

RESOLUTION #107-2018

Ben Shaffer Playground Mats

WHEREAS, the governing body has the need to obtain Playground Rock Wall for the following:

1 20' x 6' Rock Wall up to \$5500.00

WHEREAS, two quotes were obtained, lowest quote given to Ben Shaffer Recreation Inc. PO Box 844 Lake Hopatcong, NJ 07849 and;

NOW THEREFORE, BE IT RESOLVED by the Council of the Borough of Lebanon with regard to the Park Playground Mats contract with Ben Shaffer Recreation Inc. PO Box 844 Lake Hopatcong, NJ 07849 for a sum not-to-exceed \$ **5,500.00**.

Introduced and adopted: August 22, 2018 LEBANON BOROUGH COUNCIL

Ayes: Burton, Berger, Junge, Schneider
 Baldinger

Nays: 0

Absent: Piagentini

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 Common Council at a meeting duly held on the 22nd day of August 2018; 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: August 22, 2018

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 Schneider and Councilwoman Baldinger

NO: None

ABSTAIN: None

ABSENT: Councilman Piagentini

DISCUSSION:

MISCELLANEOUS:

COUNCIL COMMITTEES:

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 9:45 pm by unanimous vote.

Respectfully Submitted

Karen M. Romano, RMC
Borough Administrator/Clerk

LBCC
7-17-13
29

LBCC
7-17-13
30

