



LEBANON BOROUGH COMMON COUNCIL  
Wednesday, February 20, 2019

The Regular Meeting of the Lebanon Borough Common Council was called to order by Mayor James J Pittinger 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 Pittinger.

**MOMENT OF SILENCE:**

As of today, a total 8450 of American Service Members have given their lives for our Country in the war against terrorism, New Jersey total remains at 129. Mayor Pittinger 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 Pittinger, Council President Burton, Councilman Berger, Councilman Junge, Councilman Schneider  
and Councilwoman Baldinger  
Absent: Councilman Piagentini  
Also Present: Administrator /Clerk Karen M Romano RMC  
and Attorney Joseph Novak Esq.

**RESOLUTION #54-2019:**

**Councilman Berger made a motion to approve Resolution 54 -2019 the Consent Agenda.  
With a second by Councilman Junge.**

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

**RESOLUTION # 54-2019  
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. Finance Reports
2. Tax Collector Report
3. Tax assessor Reports
4. Raritan Valley Line
5. HC Agriculture
6. Lebanon Reform Church run May 4th

Introduced and adopted: February 20, 2019

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 then February 20, 2019 force and effect as of the date I have subscribed my signature.

Date: February 20, 2019

\_\_\_\_\_  
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:**

**Council President Burton made a motion to approve the January 2019 minutes. With a second by Councilman Berger.**

**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 February 2019. Councilman Schneider second the motion.**

List of Bills - (All Funds)				
Meeting Date: 02/20/2019 For bills from 01/17/2019 to 02/15/2019				
Vendor	Description	Current Fund	Payment	Check Total
745 - BALANEY CONTRACTING LLC	PO 9505	Borough Snow Removal	431.50	
	PO 9506	Snow Removal at School	68.50	
	PO 9519	Snow Removal- Borough 1/17/19	1,065.00	
	PO 9520	Snow Removal- Borough 1/19/19	2,827.50	
	PO 9521	Snow Removal- School 1/17/19	68.65	
	PO 9522	Snow Removal- School 1/19/19	205.50	
745 - BALANEY CONTRACTING LLC	PO 9544	Snow Removal Borough 1/29 and 1/30/	4,018.00	
	PO 9545	Snow Removal BSchool 1/29 and 1/30/	411.00	
				<b>4,461.15</b>

	PO 9554	Snow Removal- Borough 2/11/19	873.50	5,508.00
745 - BALANEY CONTRACTING LLC	PO 9555	Snow Removal-School-2/11/19	68.50	68.50
659 - BECKAGE SEALCOATING	PO 9553	Remove and Reinstall 8 signs	1,681.60	1,681.60
746 - BETHLEHEM TOWNSHIP	PO 9577	Shared Service CFO February 2019	2,194.71	2,194.71
247 - COMCAST	PO 9560	Phone and Internet Services February	265.52	
	PO 9567	Phone and Internet Service February	187.17	452.69
652 - CONSTELLATION NEWENERGY INC	PO 9528	Electricity 12/811/18-1/14/19	724.66	724.66
132 - COUNTY OF HUNTERDON	PO 9524	County Food Inspection Fees 4th Qtr	1,800.00	1,800.00
13 - COUNTY OF HUNTERDON - COUNTY TAX	PO 9527	1st Qtr 2019 County Tax	195,652.05	195,652.05
14 - COUNTY OF HUNTERDON - LIBRARY TAX	PO 9526	1st Qtr 2019 Library Tax	18,696.35	18,696.35
15 - COUNTY OF HUNTERDON- OPEN SPACE TAX	PO 9525	1st Qtr 2019 Open Space Tax	17,832.33	17,832.33
152 - Gannett New Jersey Newspapers	PO 9472	Legal Advertising 1/3/19	38.44	38.44
152 - Gannett New Jersey Newspapers	PO 9523	Legal Advertising 1/25/19	47.04	47.04
817 - Danene Gooding	PO 9540	Reimburse for half cost of membersh	50.00	50.00
636 - ECIVIS, INC.	PO 9571	Grants Network Basic License 3/1/19	550.00	550.00
39 - ELIZABETHOWN GAS	PO 9531	Natural Gas 12/17/18-1/15/19	990.95	990.95
46 - FERRIERO ENGINEERING	PO 9557	Planning Board and Engineering Serv	767.75	767.75
769 - Great America Financial Services	PO 9532	Phone System Lease January 2019	101.19	101.19
670 - HARRY HAUSHALTER	PO 9512	Tax Appeals December 2018	472.50	472.50
153 - HOME DEPOT CREDIT SVCS	PO 9548	Quikrete, funnel and sheet metal an	17.27	17.27
83 - HORIZON BLUE CROSS BLUE SHIELD NJ	PO 9533	Employee Dental January 2019	201.31	201.31
791 - Hunterdon County Municipal Clerks' Assoc.	PO 9561	2019 Membership dues	25.00	25.00
16 - JCP&L	PO 9501	Electricity	143.84	
	PO 9511	Electricity	682.64	
	PO 9517	Electric Service	361.88	1,188.36
597 - JERSEY ELEVATOR COMPANY INC.	PO 9563	Monthly Maintenance February 2019	142.14	142.14
167 - KAREN ROMANO	PO 9507	Reimbursement for Mayor and Seniors	69.46	69.46
167 - KAREN ROMANO	PO 9537	Surge protector	99.99	99.99
167 - KAREN ROMANO	PO 9574	Reimbursement for room 4/29-5/2/19	389.37	389.37
167 - KAREN ROMANO	PO 9579	Cell Phone Reimbursement February 2	100.00	100.00
557 - LANDMARK FIRE PROTECTION, INC.	PO 9535	1st Qtr 2019 Fire Sprinkler Testing	460.00	460.00
59 - LEBANON BOROUGH BOARD OF EDUCATION	PO 9502	Local School Tax February 2019	270,793.00	270,793.00
119 - LEBANON FIRE COMPANY	PO 9575	2019 Annual Contribution-Partial	10,000.00	10,000.00
429 - LOCK-TECH	PO 9504	Replacer and Repair Locks	474.70	474.70
715 - Maser consulting P.A.	PO 9514	Planning Services January 2019	245.00	245.00
71 - MUNICIPAL CLERKS ASSO OF NJ	PO 9573	2019 Education Conference 4/29-5/2/	350.00	350.00
9 - MUNICIPAL SOFTWARE, INC	PO 9456	2019 Annual Support Fee	6,069.84	6,069.84
253 - NEW JERSEY STATE POLICE	PO 9534	State Police Services December 2018	3,521.52	3,521.52
54 - NJ ADVANCE MEDIA	PO 9539	Legal Advertising-Reorg Meeting	16.21	
	PO 9568	Legal Advertising	14.34	30.55
224 - NJ SHADE TREE FEDERATION	PO 9538	2019 Annual Membership	95.00	95.00
42 - NJ STATE LEAGUE OF MUNICIPALITIES	PO 9572	2018 League of Municipalities	385.00	385.00
31 - NOVAK & NOVAK LLC	PO 9565	Special Litigation matter-COAH 2018	1,706.50	
	PO 9576	2019 Legal Services Retainer Februa	3,750.00	5,456.50
233 - PITNEY BOWES	PO 9518	Postage Machine Rental 2/16/19-5/15	75.00	75.00
28 - PREMIER DISPOSAL, INC	PO 9549	Garbage Disposal January 2019	4,843.57	4,843.57
20 - QUILL CORPORATION	PO 9510	Office supplies	235.77	
	PO 9546	Trash Bags, hand soap and Stamp	202.02	437.79
	PO 9564	Office Chairs, office supplies, cop	98.13	
	PO 9570	Letter Opener and Office paper	75.58	173.71
457 - RUTGERS, THE STATE UNIVERSITY	PO 9562	Powers and Duties of the Muni. Gov.	200.00	200.00
176 - SHOPRITE OF HUNTERDON COUNTY	PO 9547	Cupcakes and Hot Chocolate for Tree	49.96	49.96
540 - STATEWIDE INSURANCE FUND	PO 9569	1st Installment of Insurance 2019	8,460.50	8,460.50
369 - STICKEL KOENIG & SULLIVAN & DRILL L	PO 9541	Affordable Housing December 2018	3,217.50	
	PO 9542	Planning Board Attorney December 20	181.50	3,399.00
765 - Tele Cloud, LLC	PO 9578	Monthly Phone Service-February 2019	230.54	230.54
808 - Thermal Service of New Jersey Inc.	PO 9550	HVAC Monthly Service Fee February 2	1,885.97	1,885.97
43 - TOWN OF CLINTON	PO 9558	Water billing Nov., Dec. 2018 and J	147.54	147.54
560 - TREASURER-STATE OF NJ	PO 9513	4th Qtr 2018 Marriage Licenses	100.00	100.00
718 - VIKING PEST CONTROL	PO 9551	Monthly Pest Control Services Febru	103.50	103.50
11 - VITAL COMMUNICATIONS, INC	PO 9447	Master File for 2019	100.00	100.00
27 - WASTE MANAGEMENT OF NJ INC	PO 9559	Trash Removal Services January 2019	3,275.48	3,275.48
20 - QUILL CORPORATION	PO 9564	Office Chairs, office supplies, cop	656.48	656.48
321 - NJ DEPT OF HEALTH & SENIOR SVCS	PO 9566	Animal License Fees January 2019	165.00	165.00
663 - DAVID A. TENNY SR. DBA/TRIPLE D TRA	PO 9530	Senior Trip	100.00	100.00
752 - Good Times Tours, Inc	PO 9529	Senior Trips	600.00	600.00
46 - FERRIERO ENGINEERING	PO 9556	Engineering Services January 2019	980.00	980.00
715 - Maser consulting P.A.	PO 9515	Planning Services hanuary 2019	1,145.00	1,145.00
369 - STICKEL KOENIG & SULLIVAN & DRILL L	PO 9543	Planning Board Services December 20	280.50	280.50
TOTAL				579,613.46
Total to be paid from Fund 01 Current Fund			575,686.48	
Total to be paid from Fund 04 GENERAL CAPITAL FUND			656.48	
Total to be paid from Fund 12 ANIMAL CONTROL FUND			165.00	
Total to be paid from Fund 13 SENIOR CITIZEN FUND			700.00	
Total to be paid from Fund 14 DEVELOPERS ESCROW			2,405.50	
				579,613.46

Checks Previously Disbursed

22019	BOROUGH OF LEBANON-EMAIL SERVICE	PO# 9503	Email Services January 2019	165.50	2/04/2019
11029	LEBANON FIRE COMPANY	PO# 9476	Tree Removal and stump grinding	2,700.00	2/01/2019
21519	NJ STATE HEALTH BENEFITS PLAN	PO# 9516	Employee Health Benefits January 2	4,411.85	2/01/2019
20193101	LEBANON BOROUGH PAYROLL		PAYROLL 1/31/2019	9,868.61	1/28/2019
11028	LEBANON FIRE COMPANY	PO# 9509		3,900.00	1/23/2019
557	Lebanon Boro General Store	PO# 9508	Food for Seniors Meeting 1/23/19	130.00	1/23/2019
11027	BOROUGH OF LEBANON - PETTY CASH	PO# 9500	Reimburse Petty Cash	184.65	1/21/2019
				21,360.61	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 01 Current Fund	21,230.61	575,686.48	596,917.09
Fund 04 GENERAL CAPITAL FUND		656.48	656.48
Fund 12 ANIMAL CONTROL FUND		165.00	165.00
Fund 13 SENIOR CITIZEN FUND	130.00	700.00	830.00
Fund 14 DEVELOPERS ESCROW		2,405.50	2,405.50
BILLS LIST TOTALS	21,360.61	579,613.46	600,974.07

**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:**

**Council President Burton 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 #2019-01:**

**Council President Burton made a motion to Carry Ordinance #2019-01 to March 20t, 2019 with a second by Councilman Junge.**

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

**ORDINANCE 2019 - 01**

**AN ORDINANCE OF THE BOROUGH OF LEBANON, COUNTY OF HUNTERDON, STATE OF NEW JERSEY AMENDING BOND ORDINANCE 2015-04 ADOPTED JUNE 17, 2015 SO AS TO MODIFY THE EXPENSES THEREIN AS PERMITTED UNDER SECTION 20 OF THE LOCAL BOND LAW BY AND FOR IMPROVEMENTS TO VARIOUS ROADWAYS AND PARKING AREAS**

**WHEREAS**, the Local Bond Law under N.J.S.A. 40A:2-20 recognizes that the cost of improvements of properties may include interest on obligations and various other expenses, and such expenses have increased during the last four year period of existence of the original Bond Ordinance.

**NOW THEREFORE BE IT ORDAINED**, by the President and Council of the Borough of Lebanon, in the County of Hunterdon and the State of New Jersey, duly assembled in public

session, with not less than 2/3rds of all members thereof affirmatively concurring, and with the approval of the Mayor, the Roadways and Parking Areas Bond Ordinance 2015-04 is hereby amended as follows:

Section 1.

Section 7 (d) is amended to increase the permitted expenses from \$150,000.00 as follows:

- 7 (d). An aggregate amount not exceeding \$180,000.00 for items of expense, listed in and permitted under section 20 of the Local Bond Law, is included in the estimated cost indicated herein for the improvements and purposes hereinabove described.

Section 2.

All other provisions of the original Roadways and Parking Areas Bond Ordinance #2015-04 shall remain in full force and effect.

Section 3.

The capital budget of the Borough is hereby amended to conform with the provisions of this Ordinance amendment to the extent of any inconsistency therewith. The Resolution in the form promulgated by the local Finance Board of the New Jersey Department of Community Affairs, showing full detail of the amended Budget and Program as approved by the Director of the Division of Local Government Services is on file in the office of the Borough Clerk and is available for public inspection.

Section 4.

The provisions of this Bond Ordinance Amendment are severable to the extent any clause, phrase, sentence, paragraph, or provision of this Ordinance shall be declared invalid, illegal or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 5.

To the extent that any previous Ordinance or Resolution is inconsistent or contradictory hereto, the said Ordinance or Resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 6.

This Bond Ordinance Amendment shall take effect 20 days after the first publication thereof, after the date of final adoption, and as provided by law.

Vote after public hearing and upon final adoption:

Burton \_\_\_\_\_  
Berger \_\_\_\_\_  
Junge \_\_\_\_\_  
Piagentini \_\_\_\_\_  
Schneider \_\_\_\_\_  
Baldinger \_\_\_\_\_

Ordinance approved by the Governing  
Body and presented to the Mayor on  
\_\_\_\_\_, 2019

Veto in Whole or Part:

Approved:

\_\_\_\_\_  
James Pittinger, Mayor  
Date:

{or}

\_\_\_\_\_  
James Pittinger, Mayor  
Date:

Returned to Borough Clerk with statement attached on \_\_\_\_\_, 2019

NOTICE

TAKE NOTICE that the above ordinance was introduced at a regular meeting of the Borough Council of the Borough of Lebanon on January 16, 2019 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 February 20, 2019 at 7:30 p.m. in the Municipal Building, located at 6 High Street, Lebanon, New Jersey.

Karen M. Romano, 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 #55-2019:**

**Councilman Junge made a motion to approve Resolution #55-2019 with a second by Councilman Berger.**

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

**RESOLUTION #55 -2019**

**Transfer of funds**

<u>Account</u>	<u>Description</u>	<u>Debit</u>	<u>Credit</u>
01-203-25-240-200	PUBLIC SAFETY-OTHER EXPENSE	1,511.86	
01-203-20-155-200 1,490.36	LEGAL SERVICES-OTHER EXPENSES		
01-203-20-180-200 21.50	PLANNING BOARD-OTHER EXPENSE		

Introduced and adopted February 20, 2019.

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

LEBANON BOROUGH COUNCIL

\_\_\_\_\_  
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 February 20., 2019.

\_\_\_\_\_  
Karen Romano, 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 #56-2019:**

**Councilman Junge made a motion to approve Resolution #56-2019 with a second by Councilman Berger.**

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

**RESOLUTION # 56-2019**

**RVD Disposal  
ASSIGNMENT AGREEMENT**

**WHEREAS**, the Borough of Lebanon, after receiving bids in conformance with the Local Public Contracts Law, *N.J.S.A. 40A:11-1, et seq.*, awarded a Solid Waste, Clean-up and Recycling Contract from various Borough of Lebanon facilities (the "Contract") effective June 30, 2014 effective July 1, 2014 through June 30, 2019 to Premier Disposal, Inc. ("Premier") and

**WHEREAS**, it is anticipated that the New Jersey Department of Environmental Protection will enter a Solid Waste Order of Approval approving the transfer of assets from Premier to Republic Services of New Jersey, LLC ("Republic").

**WHEREAS**, Premier desires to assign all of its rights and responsibilities under the Contract to Republic; and

**WHEREAS**, Republic agrees to perform the Contract through June 30, 2019 pursuant to all of the terms and conditions of the Bid Specifications and the Contract; and

**WHEREAS**, the Borough of Lebanon has agreed to accept the assignment of the Contract from Premier to Republic.

**NOW, THEREFORE THE BOROUGH OF LEBANON AND PREMIER DISPOSAL, INC., FOR GOOD AND VALUABLE CONSIDERATION HEREBY AGREE ON THE \_1st DAY of FEBRUARY 2019 AS FOLLOWS:**

1. Republic shall accept all of the rights and responsibilities of the Contract as of the date of closing on its purchase of the Premier assets (the 'Effective Date'). Until the date of such closing, Premier shall continue to perform the Contract in accordance with its terms.
2. On and after the Effective Date, Republic shall satisfy all conditions and fully perform all of the "Contractor" obligations under the original Solid Waste, Clean-up & Recycling Contract with the Borough of Lebanon as well as the NJDEP Solid Waste Order of Approval and applicable statutes and regulations.
3. The Borough of Lebanon approves of Premier's assignment of its rights and responsibilities under the Contract to Republic subject to Republic's fulfillment of any and all obligations as set forth and otherwise required by both the Borough's Bid Specifications and the Contract.
4. The Parties, through their authorized representatives, hereby execute this Assignment based upon Resolutions authorizing such action and obligations to be undertaken by their proper corporate body.

Borough of Lebanon:

Premier Disposal, Inc.

\_\_\_\_\_  
James J Pittinger, Mayor

\_\_\_\_\_  
Michael J. Dinardi  
President

Republic Services of New Jersey, LLC

\_\_\_\_\_  
Borough Administrator/Clerk

\_\_\_\_\_  
By: \_\_\_\_\_  
Its: \_\_\_\_\_

Introduced and adopted: February 20, 2019

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 Common Council at a meeting duly held on the 20th day of February, 2019; that this resolution has not been amended or repealed; and that it remains in full force and effect as of the date I have subscribed my signature.

Date: February 20, 2019

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

**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 Piagentini seconded the motion with the unanimous approval of Council the floor was closed.**

**DISCUSSION:**

Karen reminded everyone of the Budget meeting February 27<sup>th</sup>

**MISCELLANEOUS:**

**COUNCIL COMMITTEES:**

Councilman Junge stated the Communications Committee met and the next Lantern would be coming out shortly.

Mayor Pittinger stated the first Town Meeting was scheduled for April 6<sup>th</sup>

**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 8:35 pm by unanimous vote.

Respectfully Submitted

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Karen M. Romano, RMC  
Borough Administrator/Clerk











LBCC  
7-17-13  
18

LBCC  
7-17-13  
19



