



LEBANON BOROUGH COMMON COUNCIL  
Wednesday, April 17, 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 #67-2019:**

**Council President Burton made a motion to approve Resolution 67 -2019 the Consent Agenda. With a second by Councilman Junge.**

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

**RESOLUTION # 67-2019  
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. HC Prosecutor
2. HC Health Department
3. NJDOT Local Aid Grant
4. NJDEP
5. Lebanon Volunteer Fire Company Financial Statement
6. Tax Assessor Report
7. Finance Report

Introduced and adopted: April 17, 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 April 17, 2019 force and effect as of the date I have subscribed my signature.

Date: April 17, 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 a motion to approve the March 2019 regular and executive 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 April 2019. Council President Burton second the motion.**  
Lebanon Borough

List of Bills - (All Funds)				
Meeting Date: 04/17/2019 For bills from 03/20/2019 to 04/15/2019				
Vendor	Description	Current Fund	Payment	Check Total
712 - ALPHA DOG SOLUTIONS, INC.	PO 9651	Website Maintenance / Website Hosti	1,200.00	1,200.00
821 - AMANJ	PO 9701	Tax Assessor Membership Dues 2019 -	75.00	75.00
403 - AMERICAN PROTECTIVE SYSTEMS, INC	PO 9650	Service Call 3/7/2019	99.00	99.00
746 - BETHLEHEM TOWNSHIP	PO 9656	Shared Services CFO - April 2019	2,194.71	2,194.71
247 - COMCAST	PO 9677	Internet Service 96 Main Steet	220.51	
	PO 9696	6 High Street - Internet / Phone S	277.47	497.98
652 - CONSTELLATION NEWENERGY INC	PO 9661	Electricity 2/13/2019 tl 3/13/2019	745.64	745.64
13 - COUNTY OF HUNTERDON - COUNTY TAX	PO 9681	County Tax 2ND QTR 2019	195,511.54	195,511.54
14 - COUNTY OF HUNTERDON - LIBRARY TAX	PO 9682	County Library Tax 2nd Qtr 2019	18,682.43	18,682.43
15 - COUNTY OF HUNTERDON- OPEN SPACE TAX	PO 9683	County Open Space Tax 2nd Qtr. 2019	17,818.84	17,818.84
39 - ELIZABETHTOWN GAS	PO 9666	Natural Gas 2/15/19 - 3/18/19	857.47	857.47
46 - FERRIERO ENGINEERING	PO 9685	Municipal Engineering Services	210.00	210.00
46 - FERRIERO ENGINEERING	PO 9687	Professional Services	960.00	960.00
46 - FERRIERO ENGINEERING	PO 9688	Professional Services	70.00	70.00
769 - Great America Financial Services	PO 9653	Phone System Lease March 2019	101.19	101.19
83 - HORIZON BLUE CROSS BLUE SHIELD NJ	PO 9652	Employee Dental April 2019	201.31	201.31
16 - JCP&L	PO 9662	Electricity	1,275.14	1,275.14
597 - JERSEY ELEVATOR COMPANY INC.	PO 9673	Monthly Maintenance April 2019	142.14	142.14
283 - JOSEPH HAUCK	PO 9680	Reimburse for Tree	124.97	124.97
167 - KAREN ROMANO	PO 9657	Cell Phone Reimbursement April 2019	100.00	
	PO 9668	Postage Lebanon Lantern March 2019	108.46	
	PO 9672	Reimburse for 2019 Egg Hunt Supplie	102.06	310.52
59 - LEBANON BOROUGH BOARD OF EDUCATION	PO 9658	Local School Tax April 2019	270,793.00	270,793.00
119 - LEBANON FIRE COMPANY	PO 9655	2019 Annual Contribution - Partial	6,942.80	6,942.80
715 - Maser consulting P.A.	PO 9664	Professional Services	4,127.50	4,127.50
253 - NEW JERSEY STATE POLICE	PO 9660	State Police Service February 2019	3,912.80	3,912.80
54 - NJ ADVANCE MEDIA	PO 9674	Legal Advertising	197.09	197.09
31 - NOVAK & NOVAK LLC	PO 9654	Legal Services Retainer April 2019	3,750.00	3,750.00
28 - PREMIER DISPOSAL, INC	PO 9678	Garbage Disposal March 2019	4,843.57	4,843.57
20 - QUILL CORPORATION	PO 9649	Cleaning / Office Supplies	189.45	
	PO 9679	Office Supplies - Toner Cartridges	166.98	356.43
176 - SHOPRITE OF HUNTERDON COUNTY	PO 9697	Finance / Seniors / Building & Grou	256.67	256.67
540 - STATEWIDE INSURANCE FUND	PO 9699	2nd Installment of Insurance 2019	8,460.50	8,460.50
765 - Tele Cloud, LLC	PO 9692	Monthly Phone Service - April 2019	230.54	230.54
808 - Thermal Service of New Jersey Inc.	PO 9691	HVAC Monthly Service Fee April 2019	330.00	330.00
43 - TOWN OF CLINTON	PO 9693	Fire Hydrants - 1st Qtr. 2019	6,287.25	6,287.25
560 - TREASURER-STATE OF NJ	PO 9663	4th Quarter 2017 Marriage Licenses	50.00	50.00

94 - US POSTAL SERVICE	PO 9665	Envelopes	633.65	633.65
718 - VIKING PEST CONTROL	PO 9695	Monthly Pest Control Services April	105.83	105.83
27 - WASTE MANAGEMENT OF NJ INC	PO 9694	Trash Removal Services March 2019	3,408.32	3,408.32
<b>FEDERAL AND STATE GRANTS</b>				
46 - FERRIERO ENGINEERING	PO 9687	Professional Services	490.00	490.00
550 - FREY ENGINEERING LLC	PO 9684	Engineering Services - February 201	881.00	881.00
715 - Maser consulting P.A.	PO 9664	Professional Services	140.00	140.00
<b>GENERAL CAPITAL FUND</b>				
46 - FERRIERO ENGINEERING	PO 9686	Professional Services March 2019	3,681.23	3,681.23
<b>ANIMAL CONTROL FUND</b>				
321 - NJ DEPT OF HEALTH & SENIOR SVCS	PO 9676	Animal License Fees March 2019	35.40	35.40
<b>SENIOR CITIZEN FUND</b>				
400 - MARY ANN BADORE	PO 9690	Jumbo Shutter Bingo Cards	148.21	148.21
20 - QULL CORPORATION	PO 9649	Cleaning / Office Supplies	22.99	22.99
<b>DEVELOPERS ESCROW</b>				
46 - FERRIERO ENGINEERING	PO 9689	Professional Services	114.25	114.25
813 - Johnson Mirmiran & Thompson Inc.	PO 9552	Professional Services December 2018	5,480.00	
	PO 9700	2019 - Consulting Services	4,615.00	10,095.00
715 - Maser consulting P.A.	PO 9671	Planning Services 2/25/19	35.00	35.00
TOTAL				571,406.91
Total to be paid from Fund 01 Current Fund			555,763.83	
Total to be paid from Fund 02 FEDERAL AND STATE GRANTS			1,511.00	
Total to be paid from Fund 04 GENERAL CAPITAL FUND			3,681.23	
Total to be paid from Fund 12 ANIMAL CONTROL FUND			35.40	
Total to be paid from Fund 13 SENIOR CITIZEN FUND			171.20	
Total to be paid from Fund 14 DEVELOPERS ESCROW			10,244.25	
				571,406.91
<b>Checks Previously Disbursed</b>				
41519	NJ STATE HEALTH BENEFITS PLAN	PO# 9675	Employee Health Benefits March 201	4,411.85 4/01/2019
41819	BOROUGH OF LEBANON-EMAIL SERVICE	PO# 9667	E-mail Services March 2019	165.50 4/01/2019
566	MARY ANN BADORE	PO# 9670	Driver's tip for Crystal Point Sen	50.00 4/01/2019
565	Good Times Tours, Inc	PO# 9669	Balance for Crystal Point Senior T	1,675.00 4/01/2019
4012019	STATE OF NEW JERSEY, TREASURY	PO# 9659	2019 Annual Employer Contribution	24,992.00 3/25/2019
20193103	LEBANON BOROUGH PAYROLL		PAYROLL 3/31/2019	9,968.89 3/25/2019
11130	Kathleen Nodes	PO# 9648	Payment for Car Damaged by falling	852.55 3/22/2019
				42,115.79
Totals by fund		Previous Checks/Voids	Current Payments	Total
Fund 01 Current Fund		40,390.79	555,763.83	596,154.62
Fund 02 FEDERAL AND STATE GRANTS			1,511.00	1,511.00
Fund 04 GENERAL CAPITAL FUND			3,681.23	3,681.23
Fund 12 ANIMAL CONTROL FUND			35.40	35.40
Fund 13 SENIOR CITIZEN FUND		1,725.00	171.20	1,896.20
Fund 14 DEVELOPERS ESCROW			10,244.25	10,244.25
BILLS LIST TOTALS		42,115.79	571,406.91	613,522.70

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

Kathleen Knapp on Main Street Thanked Karen and the Recreation Committee the Egg Hunt.

Lex Saharic stated the Planning Board would be addressing retention pond maintenance. He then commented on the sidewalks to nowhere on Route 22.

Madelene Nolan expressed concerned with regard to the number of trucks at the Superior Tower site on RT 22 and Clark Road. She thanked the Mayor for the "Coffee with the Mayor" and stated it was very informative. Then stated the Municipal sign on Main Street needs to be

changed. Karen stated the sign was on the sign installation list and the contract was being approved tonight.

**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 #2019-02:**

**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 #2019-02:**

**Council President Burton made a motion to adopt Ordinance #2019-02 with a second by Councilman Junge.**

**BOROUGH OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
ORDINANCE NO. 2019-2**

**AN ORDINANCE OF THE BOROUGH OF LEBANON, COUNTY OF HUNTERDON TO AMEND THE RECREATION COMMITTEE  
ORDINANCE #2018-5**

**WHEREAS**, the Governing Body re-established administration of the Recreation functions in the Borough of Lebanon through Ordinance #2018-5 creating the Lebanon Borough Recreation Committee; and

**WHEREAS**, the Recreation Committee has recommended certain modifications which have been considered by the Governing Body.

**NOW THEREFORE BE IT ORDAINED** by the Council of the Borough of Lebanon, with the approval of the Mayor, that the following amendments be made to the Ordinance governing the Recreation Committee:

**SECTION 1.** The following paragraphs of SECTION 2 – RESPONSIBILITIES shall be amended as follows:

A. Develop and recommendations to the Council and Borough Administrator regarding programs and events to be undertaken for the Community under their auspices.

B. No change.

C. Eliminate.

D. No change.

E. Meet at least quarterly. Keep records of its meetings and activities and make an annual report to the Borough Council. The Recreation Committee secretary for this purpose may or may not be a member of the Recreation Committee.

F. Eliminate.

G. All requested purchases of event supplies and refreshments and other such materials shall be given to the Administrator at least one week prior to the event.

H. No change.

I. No change.

J. The Recreation Committee shall hold fund raising events in order to keep the recreation trust fund in good standing, as needed, and as determined by the recreation committee members.

With the elimination of paragraphs C and F, all remaining paragraphs are to be realtered.

**SECTION 2.** The following paragraphs of SECTION 3 – MEMBERSHIP shall be amended as follows:

E. A member of the Recreation Committee may (after public hearing if they request such hearing) be removed by the Borough Council “FOR CAUSE”, being defined as any of the following:

i. Any intentional act of fraud, embezzlement, theft, or other like-type act.

ii. Any material violation of the ordinances of Lebanon Borough, the laws of the State of New Jersey, or the laws of the United States.

iii. Any intentional damage to Lebanon Borough property.

**SECTION 3.** All other provisions of Ordinance #2018-5 – RECREATION COMMITTEE shall remain unchanged, and in full force and effect.

**SECTION 4. 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 5. 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 \_\_\_\_\_  
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 March 20, 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 April 18, 2019 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 2019 - 02**

**AN ORDINANCE OF THE BOROUGH OF LEBANON, COUNTY OF HUNTERDON TO  
AMEND THE RECREATION COMMITTEE  
ORDINANCE #2018-5**

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 16th day of January 2019, and the same came up for final passage at a meeting of the said Borough Council on the 20<sup>th</sup> day of March, 2019 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: March 20, 2019  
ADOPTED: April 17, 2019**

**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 #2019-03:**

**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 #2019-03:**

**Council President Burton made a motion to Adopt Ordinance #2019-03 with a second by Councilman Junge.**

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

**ORDINANCE 2019-03**

**AN ORDINANCE BY THE BOROUGH OF LEBANON  
IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY  
TO EXCEED THE INDEX RATE FOR THE 2019 BUDGET**

**WHEREAS**, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to two and one-half percent (2.5%) unless authorized by ordinance to increase it to three and one-half percent (3.5%) the previous year's final appropriations, subject to certain exceptions; and

**WHEREAS**, NJSA 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the three and one-half (3.5%) percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

**WHEREAS**, the Governing Body of the Borough of Lebanon in the County of Hunterdon finds it advisable and necessary to increase its 2019 budget by up to three and one half percent (3.5%) over the previous year's final appropriations, in the interest of promoting the health, safety, and welfare of the citizens; and

**WHEREAS**, the Governing Body hereby determines that a three and one half percent (3.5%) increase in the budget for said year, amounting to \$27,656.15 excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary.

**WHEREAS**, the Governing Body of the Borough of Lebanon hereby determines that any amount authorized hereinabove that is not appropriated, as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW, THEREFORE, BE IT ORDAINED**, by the Governing Body of the Borough of Lebanon, in the County of Hunterdon, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the 2019 budget year, the final appropriations of the Borough of Lebanon shall, in accordance with the ordinance and NJSA 40A: 4-45.14 be increased by 3.5%, amounting to \$38,718.61, and that the 2018 municipal budget for the Borough of Lebanon be approved and adopted in accordance with this ordinance; and

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this Ordinance as introduced be filed with the Director of the Division of Local Government Services within five (5) days of introduction; and

**BE IT FURTHER ORDAINED**, that a certified copy of this Ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within five (5) days after such adoption.

Vote upon introduction:

Ayes: Burton, Berger, Junge, Schneider, Baldinger

Nays: 0

Absent: Piagentini,

ATTEST:

LEBANON      BOROUGH  
COUNCIL

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Karen M. Romano, RMC  
Borough Administrator/Clerk

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Richard J. Burton, Council President

**NOTICE**

TAKE NOTICE that the above ordinance was introduced at a regular meeting of the Borough Council of the Borough of Lebanon on March 20, 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 April 17, 2019 at 7:30 p.m. in the Municipal Building, 6 High Street, Lebanon, New Jersey.

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Karen M. Romano, RMC  
Borough Administrator/Clerk

**BOROUGH OF LEBANON  
COUNTY OF HUNTERDON**

**STATE OF NEW JERSEY  
ORDINANCE 2019 - 03**

**AN ORDINANCE BY THE BOROUGH OF LEBANON  
IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY  
TO EXCEED THE INDEX RATE FOR THE 2019 BUDGET**

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 16th day of January 2019, and the same came up for final passage at a meeting of the said Borough Council on the 20<sup>th</sup> day of March, 2019 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: March 20, 2019  
ADOPTED: April 17, 2019**

**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,

**ORDINANCE #2019-04:**

**Council President Burton made a motion to Introduction Ordinance #2019-04 with a second by Councilman Schneider.**

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

**ORDINANCE NO. 2019-04**

**AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 2018-03  
“AN ORDINANCE TO FIX AND DETERMINE THE SALARY OR  
COMPENSATION TO BE PAID TO CERTAIN OFFICERS  
AND EMPLOYEES OF THE BOROUGH OF LEBANON,**

**IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY”.**

**BE IT HEREBY ORDAINED** by the Council, of the Borough of Lebanon, in the County of Hunterdon, and State of New Jersey, with the approval of the Mayor, as follows:

**SECTION ONE:** The salary range for the various officers of the Borough of Lebanon shall be as follows:

<u>DESCRIPTION</u>	<u>ANNUAL</u>
BOROUGH ADMINISTRATOR	\$15,000.00 TO 65,000.00
BOROUGH CLERK/PLANNING BOARD AND BOARD OF HEALTH SECRETARY/ ASSESSMENT SEARCH OFFICER.....	\$ 45,000.00 TO 120,000.00
DEPUTY CLERK/RECREATION SECRETARY SHADE TREE COMMITTEE SECRETARY, HISTORIC SECRETARY, SENIOR CITIZEN GROUP SECRETARY AND ENVIRONMENTAL SECRETARY .....	\$ 35,000.00 TO 70,000.00
CHIEF FINANCIAL OFFICER.....	\$ 25,000.00 TO 60,000.00
QUALIFIED PURCHASING AGENT.....	\$1,000.00 TO \$5,000.00
TAX COLLECTOR/TAX SEARCH OFFICER.....	\$ 10,000.00 TO 25,000.00
TREASURER .....	\$1000.00 TO \$10,000.00
ASSISTANT TREASURER .....	\$ 1000.00 TO \$5000.00
TAX ASSESSOR.....	\$ 10,000.00 TO 25,000.00
DOG/CAT LICENSOR .....	\$ 700.00 TO 3,000.00
REGISTRAR OF VITAL STATISTICS. ....	\$ 700.00 TO 3,00000.00
ZONING OFFICER .....	\$ 7,000.00 TO 25,000.00
HOUSING OFFICER .....	\$ 1,000.00 TO 15,000.00
CPWM .....	\$ 2,000.00 TO 5,000.00

RECYCLING COORDINATOR.....	\$ 900.00 TO 5,500.00
ADULT SCHOOL CROSSING GUARDS .....	\$ 16.00 TO 30.00/hr.
ADULT SCHOOL CROSSING GUARDS SUPERVISOR...	\$ 20.00 TO 35.00/hr.
SPECIAL & PART TIME PATROL OFFICERS.....	\$ 38.00 TO 175.00/hr.
SUMMER PARK PROGRAM DIRECTOR (contract)...	\$ 1,500.00 TO 6,000.00
SUMMER PARK COUNSELORS .....	\$ 8.00 TO 15.00/hr.
CLERICAL TEMPORARY STAFF .....	\$ 8.00 TO 25.00/hr.
CUSTODIAL/HANYMAN/LABORERS.....	\$ 12.00 TO 45.00/hr.
CUSTODIAL/CLEANING.....	\$ 75.00/partial to 150.00/full service
MILEAGE .....	Rate as determined by IRS per mile standards

**SECTION TWO:** All other provisions of the Ordinance shall remain unchanged and in full force and effect. This Ordinance shall take effect immediately after final adoption and publication in accordance with the laws of the State of New Jersey.

**SECTION THREE: 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 FOUR: Effective date.** This Ordinance shall take effect upon final adoption and publication in accordance with the law.

ATTEST

BOROUGH OF LEBANON

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

\_\_\_\_\_  
James P Pittinger, Mayor

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 \_\_\_\_\_, 2018

Veto in Whole or Part:

Approved:

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

\_\_\_\_\_  
James P Pittinger, 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 April 17, 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 June 19, 2019 at 7:30 p.m. in the Municipal Building, located at 6 High Street, Lebanon, New Jersey

\_\_\_\_\_  
Karen M. Romano, 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 FOR 2019 BUDGET:**

**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.**

**RESOLUTION #68-2019:**

**Council President Burton made a motion to approve Resolution #68-2019 with a second by Councilman Berger.**

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

**RESOLUTION #68-2019**

**ADOPTION OF BUDGET**

**2019 Available in the Clerk's Office**

Introduced and adopted: April 17, 2019      LEBANON BOROUGH COUNCIL

Ayes: Burton, Berger, Junge, Schneider, Baldinger

Nays:            0

Absent:        Piagentini

\_\_\_\_\_  
Richard J. Burton  
Borough 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 17th of April 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: April 17, 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,

**RESOLUTION #69-2019:**

**Council President Burton made a motion to approve Resolution #69-2019 with a second by Councilman Berger.**

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

**RESOLUTION #69-2019  
Budget examination**

**WHEREAS**, NJSA 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

**WHEREAS**, NJAC 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

**WHEREAS**, pursuant to NJAC 5:30-7.2 thru 7.5 the Borough of Lebanon has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough meets the necessary conditions to participate in the program for the 2019 budget year, so now therefore

**BE IT RESOLVED**, by the Governing Body of the Borough of Lebanon that the in accordance with NJAC 5:307.6a & b and based upon the Chief Financial Officers certification. The governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
  - a. Payment of interest and debt redemption charges
  - b. Deferred charges and statutory expenditures
  - c. Cash deficit of preceding year
  - d. Reserve for uncollected taxes
  - e. Other reserves and non-disbursement items
  - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to NJSA 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met (Complies with the "CAP" law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and NJAC 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:

- a. All estimates of revenue are reasonable, accurate, and correctly stated
  - b. Items of appropriation are properly set forth
  - c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality
5. The budget and associated amendments have been introduced, publicly advertised, and adopted in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of NJSA 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services

**CERTIFICATION OF APPROVED BUDGET**

It is hereby certified that the Approved Budget complies with the requirements of law and approval is given pursuant to NJSA 40A:4-78b and NJAC 5:30-7.

It is further certified that the municipality has met the eligibility requirements of NJAC 5:30-7.4 and 7.5, and that I, as Chief Financial Officer, have completed the local examination in compliance with NJAC 5:307.6.

\_\_\_\_\_  
Dated

By: \_\_\_\_\_  
Chief Financial Officer

Introduced and adopted: April 17, 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 Council at a meeting duly held on then April 17, 2019 force and effect as of the date I have subscribed my signature.

Date: April 17, 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

**RESOLUTION #70-2019:**

**Councilman Junge made a motion to approve Resolution #70-2019 with a second by Councilman Berger.**

**BOROUGH OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION #70-2019**

**Borough Park Playground Improvements**

**WHEREAS**, the Borough of Lebanon is presently in the planning and design phase for improvements to the playground area at Holjes Sheppard Memorial Park, and;

**WHEREAS**, the Borough of Lebanon has determined several park equipment vendors will provide concept designs as part of cooperative pricing contracts and;

**WHEREAS**, the boundary survey of the park will need to be updated in order to include topographic information needed for the design of the park improvements, which was not part of the original boundary survey, and;

**WHEREAS**, the Borough Engineer has provided a quote for the additional survey, for a price not to exceed \$2,200.00 and;

**WHEREAS**, once the topographic survey is completed, the Borough Engineer will be able to provide an AutoCAD file to the park design vendors, which will facilitate the final design and;

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

**NOW THEREFORE BE IT RESOLVED**, by the Council of the Borough of Lebanon that Ferriero Engineering is authorized to perform the topographic survey of the westerly portion of the park, which will include the existing playground and the area from the

bottom of the slope westerly to the limit of the park at a cost not to exceed \$2,200.00 without additional authorization.

Introduced and adopted: \_\_\_\_\_

LEBANON BOROUGH COUNCIL

Ayes: Burton, Berger, Junge, Schneider, Baldinger

Nays:

Absent: Piagentini

\_\_\_\_\_  
Richard Burton

Borough Council President

ATTEST:

\_\_\_\_\_  
Karen M. Romano  
Borough Clerk

### CERTIFICATION

I, Karen M. Romano Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Council at a meeting duly held on April 17, 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: \_\_\_\_\_

\_\_\_\_\_  
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 #71-2019:

**Councilman Junge made a motion to approve Resolution #71-2019 with a second by Councilman Berger.**

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

**RESOLUTION #71-2019  
Town Wide Yard Sale**

**BE IT RESOLVED** that the Borough of Lebanon Mayor and Council permit one-way traffic only on the following streets on May18, 2019 from the hours of 8:00AM to 4:00 PM, or on the rain date, May 19, 2019 from 12:00 PM to 4:00 PM.

ONE WAY:

going South on Myrtle Avenue  
going North on High Street  
going South on Maple Street  
and going East on Brunswick Avenue

The Recreation Commission or State Police may, at its discretion; post “No Parking” signs where ever it is deemed necessary.

Introduced and adopted: April 17, 2019

LEBANON BOROUGH COUNCIL

Ayes: Burton, Berger, Junge, Schneider, Baldinger

Nays: 0

Absent: Piagentini

\_\_\_\_\_  
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 17th day of April 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: April 17, 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,

**RESOLUTION #72-2019:**

**Council President Burton made a motion to approve Resolution #72-2019 with a second by Councilman Berger.**

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

**RESOLUTION #72-2019  
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:

**Deborah Carman  
Heather Carman**

**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: April 17, 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 Council at a meeting duly held on the April 17, 2019 force and effect as of the date I have subscribed my signature.

Date: April 17, 2019

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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 #73-2019:**

**Councilman Junge made a motion to approve Resolution #73-2019 with a second by Councilman Schneider.**

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

**RESOLUTION #73-2018**

**WHEREAS**, the current Lebanon Borough contract for solid waste and recyclable materials collection service with Premier Disposal (now Raritan Valley Disposal – “RVD”) has an expiration date of June 30, 2019; and

**WHEREAS**, there has recently been imposed, a tipping fee for all recycling materials, which exceeds the current tipping fee for solid waste disposal; and uncertainty as to future governmental regulations; and

**WHEREAS**, amendments to the recycling mandates and regulations imposed by the State of New Jersey and the County of Hunterdon are anticipated, but not yet promulgated; and

**WHEREAS**, Lebanon Borough is desirous, and Raritan Valley Disposal is agreeable to an extension of the current Contract between the parties from July 1<sup>st</sup> through December 31<sup>st</sup>, 2019.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Lebanon, County of Hunterdon and State of New Jersey that the Mayor, Council President and

Clerk/Administrator, with the assistance of the Borough Attorney, are authorized to extend the existing Solid Waste and Recycling Materials Collection Service Contract with Raritan Valley Disposal from July 1, 2019 through December 31, 2019, on the same terms and conditions as presently contained therein, and said Municipal officials shall be authorized to execute such extension agreement.

Introduced and adopted:  
Ayes: Burton, Berger, Junge, Schneider, Baldinger  
Nays: \_\_\_\_\_  
Absent: Piagentini

LEBANON BOROUGH COUNCIL

\_\_\_\_\_  
Richard Burton                      Dated  
Borough Council President

ATTEST:

\_\_\_\_\_  
Karen M. Romano, RMC                      Dated  
Borough Clerk

### CERTIFICATION

I, Karen M. Romano, Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Borough Council at a meeting duly held on April 17, 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.

\_\_\_\_\_  
Karen 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 #74-2019:**

**Council President Burton made a motion to approve Resolution #74-2019 with a second by Councilman Berger.**

**BOROUGH OF LEBANON  
COUNTY OF HUNTERDON**

**STATE OF NEW JERSEY  
RESOLUTION #74-2019**

**SHARED SERVICES RESOLUTION AND AGREEMENT BETWEEN  
BOROUGH OF FRENCHTOWN AND BOROUGH OF LEBANON  
FOR CERTIFIED PUBLIC WORKS MANAGER**

**THIS AGREEMENT** is made this 1st day of January 1, 2019 by and between

**BOROUGH OF FRENCHTOWN**, a municipal corporation of the State of New Jersey located in the County of Hunterdon, State of New Jersey with its principal offices located at 29 Second Street, Frenchtown, New Jersey 08825 (hereinafter “Frenchtown”); and

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

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

**WHEREAS**, N.J.S.A. 40A:9-154.5 and 154.6 establishes the parameters and defines the duties of a Municipal Superintendent of Public Works and the certification requirements to become qualified as a Certified Public Works Manager (hereinafter”CPWM”); and more specifically N.J.S.A. 40A:9-154.6g directs that every Municipality “shall appoint a principal public works manager” unless exempted by the Director of the Division of Local Government Services in the Department of Community Affairs; and

**WHEREAS**, Frenchtown has a full-time Certified Public Works Manager; and

**WHEREAS**, Lebanon is in need of the services of a certified professional to perform the duties of CPWM during nighttime hours and on weekends (or for phone consultation during daytime hours); and

**WHEREAS**, the enabling statutes provide that such services may be provided by an agreement with another Municipality; and

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

**WHEREAS**, Frenchtown and Lebanon agree that it is beneficial to both communities to utilize the Frenchtown’s CPWM to accomplish the requirements set forth in NJSA 40A:9-154.5 and 154.6; and

**WHEREAS**, Frenchtown's CPWM has been consulted and is agreeable to carrying out the duties under the proposed Shared Service arrangement; and

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

**WHEREAS**, both Parties have adopted this Resolution and Agreement and authorize their proper officials to enter into and execute this Agreement.

**NOW THEREFORE BE IT RESOLVED** that the Council Presidents and Council of the Boroughs of Frenchtown and Lebanon hereby authorize the adoption of this Resolution and the Agreement hereinafter set forth, to be executed on behalf of each Municipality by the Mayor, Council President, and witnessed by their Clerk; and in consideration of the mutual covenants, agreements and considerations contained herein, Frenchtown and Lebanon do hereby mutually agree as follows:

1. **CONTROLLING LAW.**

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

2. **TERM OF AGREEMENT.**

This Agreement shall take effect on July 1, 2019 (the "Effective Date") and shall terminate at 11:59 p.m. on December 31, 2021.

3. **SCOPE OF SERVICES.**

Commencing July 1, 2019 and subject to the terms of this Agreement, Frenchtown shall furnish Lebanon with the services of Frenchtown's Certified Public Works Manager, Michael Reino, to fulfill the statutory duties required of a Municipal Certified Public Works Manager on behalf of Lebanon.

4. **DESIGNATION AS GENERAL AGENT.**

The Parties acknowledge that Frenchtown is the primary employer of the CPWM. Frenchtown shall be responsible for payment of any salary and remuneration and all benefits with respect to the CPWM, including but not limited to social security taxes, unemployment disability, pension, healthcare, vacation and sick days.

The CPWM shall be covered under all applicable personal policies of Frenchtown and shall retain any and all rights and benefits that may have accrued from his position with Frenchtown as a full time CPWM based on his full time employment (as well as any pension benefits that may accrue serving Lebanon nights and weekends).

5. **RESPONSIBILITY.**

Frenchtown shall maintain responsibility for, and direct control over the CPWM hired to provide said services.

6. **SUPERVISION.**

The CPWM furnished by Frenchtown shall be supervised and responsible for CPWM compliance with all state statutes governing the CPWM.

7. **AUTHORIZATION.**

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

8. **ACTIVITIES**

A. **Services to be performed.**

Frenchtown will provide to Lebanon its CPWM to fulfill all statutory duties required of a municipal CPWM for the Borough of Lebanon.

B. **Hours of Service**

(1) **Lebanon.** The CPWM shall be available to serve the Borough of Lebanon on nights and weekends, with hours to be agreed upon, and on an on-call basis for telephone or electronic (e-mail or text) consultation during regular weekday hours, if and as needed.

(2) **Frenchtown.** The CPWM shall be present in the Borough of Frenchtown for its required minimum hours, full time, during weekday hours serving in Frenchtown and all other hours required by Frenchtown for emergency or other regular services, such as snow, flooding, etc. regardless of the hour or day. The CPWM shall be 1<sup>st</sup> available to the Borough of Frenchtown, and then when otherwise not needed to be physically present in Frenchtown, to the Borough of Lebanon. The CPWM shall be available to the Borough of Lebanon, by telephone, e-mail or text messaging for consultation, direction, and scheduling of hours during his primary employment time with the Borough of Frenchtown.

C. **Place of Operation**

In addition to any office established by Frenchtown, Lebanon shall maintain office space in the Borough of Lebanon Municipal Building at 6 High Street Lebanon, New Jersey 08833, for the CPWM's use while attending to Lebanon duties.

D. **Maintenance of Records**

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

9. **FUNDING & PAYMENT.**

Lebanon shall pay Frenchtown the sum of \$3,000.00 annually for the services to be provided under this Agreement, with the payment being made in January of each year. Lebanon shall provide sufficient funds in its budget to cover all contract costs in this Agreement. The \$3,000.00 payment for 2019 shall be paid upon adoption and execution of this Resolution/Agreement.

10. **INSURANCE**

The CPWM provided for in this Agreement shall be covered at all times by The Borough of Frenchtown and all Frenchtown's insurance policies, including workers compensation policy whether working in Frenchtown or Lebanon. Frenchtown agrees to provide Lebanon with at least fourteen (14) days advance written notice of any proposed cancellation of relevant insurance policies or of a material change to said policies. To the extent available through any Lebanon insurance policies, the CPWM will be added to Lebanon's policies for the periods of time that the CPWM is performing his Lebanon duties.

11. **DURATION**

Duration of this Agreement shall be for a period beginning July 1, 2019 and terminating on December 31, 2021.

12. **AMENDMENT**

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

13. **EXTERNAL DISPUTES**

Any complaints related to the services provided to Lebanon shall be handled according to the Lebanon's policies and procedures manual. However, Frenchtown shall be informed of complaints in a timely manner as set forth in the Notices provision below.

14. **HOLD HARMLESS AND INDEMNIFICATION**

Lebanon shall indemnify and hold Frenchtown, its officers, employees and agents harmless from and against any and all claims of whatever nature or type arising from the provision of the services to Lebanon, so long as the actions upon which the demand or claim or assertion of liability, are founded to have been performed in the course of carrying out official duties on behalf of Lebanon and were not beyond the scope of performing official duties or performed in bad faith, and did not constitute actual fraud, actual malice, willful misconduct, an intentional wrong or criminal act. Such indemnification shall include payment of reasonable fees attorney's fees and costs in the defense of any claim made by a third person.

15. **TERMINATION**

A. Either Party may terminate this Agreement at any time and for any reason upon giving the other party thirty (30) days advanced written notice of its intent to terminate.

B. Upon the resignation or termination or non-reappointment of the CPWM from either Frenchtown or Lebanon, this Agreement shall terminate unless Frenchtown provides written notice of its hiring a new CPWM, with such person being acceptable to the Borough of Lebanon.

16. **NOTICES**

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

If to Borough of Frenchtown:

Municipal Clerk  
Borough of Frenchtown  
Municipal Building  
29 Second Street  
Frenchtown, New Jersey 08825

If to Borough of Lebanon

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

17. **COUNTERPARTS.**

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

18. **ENTIRE AGREEMENT.**

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

19. **GOVERNING LAW.**

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

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

As to the Borough of Frenchtown

Attest:

**BOROUGH OF FRENCHTOWN**

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

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

\_\_\_\_\_

Brad Myhre, Mayor  
As to the Agreement

As to the Borough of Lebanon

**BOROUGH OF LEBANON**

Attest:

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

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

\_\_\_\_\_  
Jim Pittinger, Mayor  
As to the Agreement

Frenchtown-Introduced and adopted: \_\_\_\_\_ Lebanon-Introduced and adopted \_\_\_\_\_

SHARED SERVICES RESOLUTION AND AGREEMENT

LEBANON BOROUGH COUNCIL

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

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

ATTEST:

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

I certify that the foregoing is a true copy of the Resolution adopted by the Borough Council at a meeting held on \_\_\_\_\_

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

FRENCHTOWN BOROUGH COUNCIL

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

ATTEST:

\_\_\_\_\_  
Brenda Shepherd  
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 \_\_\_\_\_

\_\_\_\_\_  
Brenda Shepherd, Clerk

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

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

NO: Councilwoman Baldinger

ABSTAIN: None

ABSENT: Councilman Piagentini

**RESOLUTION #75-2019:**

**Councilman Junge made a motion to approve Resolution #75-2019 with a second by Councilman Berger.**

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

**RESOLUTION #75-2019**

**2019 Sign Installation Program**

**WHEREAS**, the Borough of Lebanon has recently amended the traffic and parking ordinances of the Borough in order to modify and restate existing traffic and parking regulations and enacted new regulations to enhance and protect public health and safety and;

**WHEREAS**, the Borough of Lebanon has determined as part of the traffic and parking ordinance requirements that new parking, warning and regulatory signs need to be installed at various locations along Borough streets, and also that several existing signs within the Borough have deteriorated, rusted or have been damaged and require replacement and;

**WHEREAS**, the Borough has recently purchased the required sign material and needs to retain a contractor to perform the installation of the required signs and;

**WHEREAS**, the Borough, solicited quotes from five (5) contractors known to normally bid on this type of work and;

**WHEREAS**, the Borough received three (3) quotes for this project by the requested bid date of April 16, 2019 and;

**WHEREAS**, the Borough Engineer has recommended the award of the contract for the 2019 Sign Installation Program to Balaney Contracting, LLC of Green Brook, New Jersey in the total amount of \$8,041.00, the lowest bidder, and;

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

**NOW THEREFORE BE IT RESOLVED**, by the Council of the Borough of Lebanon that a contract be awarded to Balaney Contracting, LLC in the amount of \$8,041.00 for the 2019 Sign Installation Program.

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

Introduced and adopted: \_\_\_\_\_

LEBANON BOROUGH COUNCIL

Ayes: Burton, Berger, Junge, Schneider, Baldinger

Nays:

Absent: Piagentini

\_\_\_\_\_  
Richard Burton

Borough Council President

ATTEST:

\_\_\_\_\_  
Karen M. Romano  
Borough Clerk

### CERTIFICATION

I, Karen M. Romano Lebanon Borough Clerk hereby certify that this resolution was duly adopted by the Borough of Lebanon Council at a meeting duly held on April 17, 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: \_\_\_\_\_

\_\_\_\_\_  
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,

### **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:**

### **MISCELLANEOUS:**

**COUNCIL COMMITTEES:**

**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 8:40 pm by unanimous vote.

Respectfully Submitted

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Karen M. Romano, RMC  
Borough Administrator/Clerk











LBCC  
7-17-13  
40

LBCC  
7-17-13  
41



