



LEBANON BOROUGH COMMON COUNCIL  
Wednesday, July 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, Councilman Piagentini Council President Burton, Councilman Berger, Councilman Junge, Councilman Schneider and Councilwoman Baldinger

Absent:

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

Mayor Pittinger turned the floor over to Councilman Piagentini

Councilman Piagentini stated it was with regret that he would have to resign from Council effective immediately. He would be moving to Clinton Township. Councilman Piagentini Thanked members of Council and the Administrator stating it was a pleasure

to work with them. He told the members of the public they should be proud of the sitting Council who work to keep taxes in check and always work to do the right thing for the community.

Councilman Piagentini left the dais and Council Thanked him for his years of service to Lebanon Borough and said he would be missed.

**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.**

Trooper Sanderson stated since his last report there has been three highway drug arrest. He reminded everyone to keep their cars locked stating there have been a few car burglaries in Union Township.

Lex Saharic, OEM Chair updated Council of the Dam and Dike repair at Round Valley Reservoir. Flood and Evacuation maps have been updated. Work on the Dam should resume September of 2020.

**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.**

**Mayor Pittinger requested a motion to enter into Executive session.**

**RESOLUTION #100-2019:**

**Council President Burton made a motion to approve Resolution 100-2019 with a second by Councilman Berger.**

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

**RESOLUTION #100-2019**

**Whereas**, the Open Public Meetings Act allows the Mayor and Council to exclude the public from a portion of a meeting in certain circumstances,

**Now therefore, be it Resolved**, by the Council of the Borough of Lebanon, that the public shall be excluded from discussion of the following matter(s):

- \_\_\_ 1. A confidential matter under Federal or State Law or Court Rule.
- \_\_\_ 2. A matter involving information that may jeopardize the Borough's rights to receive funds from the United States Government.
- \_\_\_ 3. A matter constituting an unwarranted invasion of an individual's privacy rights.

- 4. Collective Bargaining Agreement or negotiation of the Agreement.
- 5. Matters involving the purchase, lease or acquisition of real property.
- 6. Tactics and techniques to protect the safety and property of the public, including investigations of violations or potential violations of the law.
- 7. Litigation  Tax Court Matters \_\_\_\_\_ Anticipated Litigation  \_\_\_\_\_  
Contract Negotiations:  \_\_\_\_\_
- 8. Matters falling within the attorney-client privilege: \_\_\_\_\_.
- 9. Personnel matters involving a specific employee or officer of the Borough: Policies.
- 10. Deliberations involving a public hearing which may result in the imposition of a specific civil penalty or suspension or loss of a license or permit.

The approved Executive Session minutes will be placed on file in the Borough Clerk’s Office and will be available to the public as provided for by Law.

**Be it further Resolved,** that this Resolution shall take effect immediately.

Introduced and adopted: July 17,2019

Ayes: Burton, Berger, Junge, Schneider and Baldinger

Nays: 0  
Absent: 0  
Abstain: 0

LEBANON BOROUGH COUNCIL

\_\_\_\_\_  
By: Richard J. Burton, Council  
President

**CERTIFICATION**

I, Karen M. Romano, Lebanon Borough Clerk, hereby certify that this resolution was duly adopted by the Borough of Lebanon Common Council at a meeting duly held on the 17<sup>th</sup> day of July2019; 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: July 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: None

**Mayor Pittinger requested a motion to re-enter the regular meeting.**

**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: None

**RESOLUTION #95-2019:**

**Council President Burton made a motion to approve Resolution 95 -2019 the Consent Agenda. With a second by Councilman Junge.**

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

**RESOLUTION # 95-2019  
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 report
2. Clinton First Aid and Rescue Squad Report
3. Fire Marshal's Report

Introduced and adopted: July 17, 2019

Ayes: Burton, Berger, Junge, Schneider, Baldinger

Absent:

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 July 17, 2019 force and effect as of the date I have subscribed my signature.

Date: July 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: None

**APPROVAL OF MINUTES:**

**Council President Burton a motion to approve the June 2019 regular, and Executive minutes. With a second by Councilman Junge.**

**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: None

**STREET OPENING PERMITS:**

**Council President Burton made a motion to approve the following Street Opening Permits with a second by Councilman Junge.**

Clark Road	LBSA
57 Brunswick Ave	Elizabethtown Gas
11 High Street	Elizabethtown Gas

**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: None

**ORDINANCE 2019-04:**

**Council President Burton made a motion to Introduce Ordinance 2019-04 with a second by Councilman Berger.**

**BOROUGH OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
ORDINANCE 2019-05**

**BOND ORDINANCE PROVIDING FOR IMPROVEMENTS  
TO VARIOUS ROADWAYS AND MUNICIPAL BUILDING  
AND GROUNDS AREAS IN AND BY THE BOROUGH OF  
LEBANON, IN THE COUNTY OF HUNTERDON, STATE OF  
NEW JERSEY; APPROPRIATING \$1,700,000 THEREFOR  
AND AUTHORIZING THE ISSUANCE OF \$1,615,000  
BONDS OR NOTES OF THE BOROUGH TO FINANCE  
PART OF THE COST THEREOF**

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF LEBANON, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

**SECTION 1.** The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Borough of Lebanon, in the County of Hunterdon, State of New Jersey (the "Borough"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the sum of \$1,700,000 , which sum includes \$85,000 as the aggregate amount of down payment for said improvements or purposes as required by the Local Bond Law (N.J.S.A. 40A:2-1 et seq.) (the "Local Bond Law"). The down payment is now available by virtue of provisions in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes

**SECTION 2.** For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$1,700,000 appropriation not provided by

said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,615,000 pursuant to the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$1,615,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**SECTION 3.** The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued are for the improvements to various roadways and municipal building and grounds areas in the Borough, all as on file with the Borough Clerk. Such improvements or purposes are to include, but are not limited to, as applicable, milling, construction, reconstruction, repairing and resurfacing of said roadways, drainage improvements, inlet manhole and water valve replacements to said roadways and, as applicable, the restoration or construction of or improvements to curbs, sidewalks, traffic line striping, driveway aprons or barrier-free ramps along such roadways and the acquisition and installation of traffic signals, signage, building repairs, roofing, playground equipment and installation, and bicycle corrals, as required, and all materials equipment, accessories and work necessary therefor or incidental thereto.

(a) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$1,615,000

(b) The aggregate estimated cost of said improvements or purposes is \$1,700,000, the excess amount thereof over the said estimated maximum amount of bonds or notes to be issued therefore being the aggregate amount of \$1,615,000, is the aggregate amount of the down payments available for said purposes in the amount of \$85,000.

**SECTION 4.** In the event the United States of America, the State of New Jersey, and/or the County of Hunterdon make a contribution or grant in aid to the Borough for the improvements and purposes authorized hereby and the same shall be received by the Borough prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Hunterdon. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Hunterdon shall be received by the Borough after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Borough as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

**SECTION 5.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance,

and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

**SECTION 6.** The Capital Budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.

**SECTION 7.** The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, fifteen (15) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$1,615,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$225,000 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 hereinbefore described.

**SECTION 8.** The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable

property within the Borough for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

**SECTION 9.** The Borough reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 of this bond ordinance and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein have been or are reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Borough, or any member of the same "Controlled Group" as the Borough, within the meaning of Treasury Regulation Section 1.150-1(e), pursuant to its budget or financial policies with respect to any expenditures to be reimbursed. This Section 9 is intended to be and hereby is a declaration of the Borough's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulation Section 1.150-2, and no further action (or inaction) will be an abusive arbitrage device in accordance with Treasury Regulation Section 1.148-10 to avoid the arbitrage yield restrictions or arbitrage rebate requirements under section 148 of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized herein used to reimburse the Borough for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will not be used directly or indirectly (i) to "refund" an issue of governmental obligations within the meaning of Treasury Regulation Section 1.150-1(d), (ii) to create, within one year, following the reimbursement of any expenditures of bond proceeds "replacement proceeds", within the meaning of Treasury Regulation Section 1.148-1 of the bonds, or any other bond issue, or (iii) to reimburse the Borough for any expenditure or payment that was originally paid with the proceeds of any obligation of the Borough (other than borrowing by the Borough from one of its own funds or the funds of a member of the same "Controlled Group" within the meaning of Treasury Regulation Section 1.150-1(e)). The bonds or notes authorized herein to reimburse the Borough for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$1,615,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of section 150 of the Code and Treasury Regulation Section 1.150-1. This provision will take effect immediately but will be of no effect with regard to expenditures for costs paid outside the permitted reimbursement period set forth in Treasury Regulation Section 1.150-2(d)(2).

**SECTION 10.** The Borough covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

**SECTION 11.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING**  
**DATED: July 17, 2019**

\_\_\_\_\_  
**KAREN M. ROMANO,**  
**Clerk of the Borough of Lebanon**

**ADOPTED ON SECOND READING**  
**DATED: August 21, 2019**

\_\_\_\_\_  
**KAREN M. ROMANO,**  
**Clerk of the Borough of Lebanon**

**APPROVAL BY THE MAYOR ON THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2019.**

\_\_\_\_\_  
**James P. Pittinger, Mayor**

**CERTIFICATE OF SUPPLEMENTAL DEBT STATEMENT**

I, the undersigned, Clerk of the Borough of Lebanon, in the County of Hunterdon, State of New Jersey (the "Borough"), DO HEREBY CERTIFY that the attached Supplemental Debt Statement was prepared, executed and sworn to by Kay Winzenried, the Chief Financial Officer of the Borough as of July 17, 2019, that such Supplemental Debt Statement was filed in my office on July 17, 2019 and with the Director of the Division of Local Government Services, New Jersey Department of Community Affairs on \_\_July 19, 2019.

\_\_\_\_\_  
**KAREN M. ROMANO,**  
**Administrator/Clerk**  
**of the Borough of Lebanon**

## **CERTIFICATE OF INTRODUCTION**

I, the undersigned Clerk of the Borough of Lebanon, in the County of Hunterdon, State of New Jersey (the "Borough"), DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the governing body of the Borough duly called and held on July 17, 2019 at 7:30 p.m. at the Borough's Municipal Building and that the following was the roll call:

Present: Burton, Berger, Junge, Schneider, Baldinger

Absent:

**I FURTHER CERTIFY** that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the corporate seal of the Borough this 17\_ day of July 2019.

**(SEAL)**

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**KAREN M. ROMANO,  
Administrator/Clerk  
of the Borough of Lebanon**

## CERTIFICATE OF FINAL ADOPTION

I, the undersigned Clerk of the Borough of Lebanon, in the County of Hunterdon, State of New Jersey (the "Borough"), DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the governing body of the Borough duly called and held on August 21, 2019 at 7:30 p.m. at the Borough's Municipal Building and that the following was the roll call:

Present: Burton, Berger, Junge, Schneider, Baldinger

Abstain: Saharic

Absent:

**I FURTHER CERTIFY** that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the corporate seal of the Borough this 21st day of August 2019.

(SEAL)

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**KAREN M. ROMANO,**  
Clerk of the Borough of Lebanon

## CLERK'S CERTIFICATE

I, **KAREN M. ROMANO**, DO HEREBY CERTIFY that I am the Clerk of the Borough of Lebanon, in the County of Hunterdon (the "Borough"), a municipal corporation organized and existing under the laws of the State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the Borough. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Borough and the records relative to all resolutions and ordinances of the Borough. The representations made herein are based upon the records of the Borough. I DO HEREBY FURTHER CERTIFY THAT:

(1) Attached hereto is the bond ordinance introduced on July 17, 2019 and finally adopted on August 21, 2019 and approved by the Mayor, as applicable, on August 21, 2019,.

(2) After introduction, the bond ordinance was published as required by applicable law on August 29, 2019 in Hunterdon County Democrat.

(3) Following the introduction of the bond ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the principal municipal building of the Borough at the place where public notices are customarily posted, a copy of said bond ordinance or a summary thereof and a notice that copies of the bond ordinance would be made available to the members of the general public of the Borough who requested copies, up to and including the time of further consideration of the bond ordinance by the governing body. Copies of the bond ordinance were made available to all who requested same.

(4) After final adoption, the bond ordinance was duly published as required by law on September 12, 2019 in Courier News [name of newspaper]. No protest signed by any person against making any improvement or incurring the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the bond ordinance has been presented to the governing body or to me or filed in my office within twenty (20) days after said publication or at any other time after the final passage thereof.

(5) The bond ordinance has not been amended, added to, altered or repealed and said bond ordinance is now in full force and effect.

(6) A certified copy of the bond ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, as applicable.

(7) The official seal of the Borough is the seal, an impression of which is affixed opposite my signature on this Certificate.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the corporate seal of the Borough this 21st day of August 2019.

(SEAL)

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**KAREN M. ROMANO,**  
**Clerk of the Borough of Lebanon**

**BOROUGH COUNCIL OF THE BOROUGH OF LEBANON**

**PUBLIC NOTICE**

**BOND ORDINANCE STATEMENTS AND SUMMARY**

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Borough Council of the Borough of Lebanon, in the County of Hunterdon, State of New Jersey (the "Borough") on August 21, 2019 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

**Title:** **BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO VARIOUS ROADWAYS AND MUNICIPAL BUILDING AND GROUNDS AREAS IN AND BY THE BOROUGH OF LEBANON, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY; APPROPRIATING \$1,700,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,615,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF**

**Purpose(s):** Improvements to various roadways and municipal building and grounds area in the Borough, all as on file with the Borough Clerk.

**Appropriation:** \$1,700,000

**Bonds/Notes Authorized:** \$1,615,000

**Section 20 Costs:** \$225,000

**Useful Life:** 15 years

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**KAREN M. ROMANO,  
Administrator/Clerk of  
the Borough of Lebanon**

**DOWN PAYMENT CERTIFICATE**

I, the undersigned Chief Financial Officer of the Borough of Lebanon, in the County of Hunterdon, State of New Jersey, DO HEREBY CERTIFY that prior to final adoption of the ordinance entitled,

**BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO VARIOUS ROADWAYS AND MUNICIPAL BUILDING AND GROUNDS AREAS IN AND BY THE BOROUGH OF LEBANON, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY; APPROPRIATING \$1,700,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,615,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF**

there was available as a down payment for the purposes authorized by said ordinance \$85,000 by provisions in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

IN WITNESS WHEREOF, I have hereunto set my hand this 21st day of August 2019.

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**Jennifer Mooney,  
Chief Financial Officer**

ATTEST:

LEBANON BOROUGH COUNCIL

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Karen M. Romano, RMC  
Borough Clerk

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Richard J. Burton, Council President

Vote after public hearing and upon final adoption:

Burton 1

Berger 1

Junge 1

Schneider 1

Baldinger 1

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

Veto in Whole or Part:

Approved:

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

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

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

Introduced: July 17, 2019  
Adopted: August 21, 2019

**NOTICE**

TAKE NOTICE that the above ordinance was introduced at a regular meeting of the Borough Council of the Borough of Lebanon on July 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 August 21, 2019 at 7:30 p.m. in the Municipal Building, 6 High Street, Lebanon, New Jersey.

\_\_\_\_\_  
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: None

**RESOLUTION #96-2019:**

**Council President Burton made a motion to approve Resolution 96-2019 with a second by Councilman Berger.**

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

**RESOLUTION #96-2019**

BE IT RESOLVED, by the Council of the Borough of Lebanon, County of Hunterdon, State of New Jersey that the CFO is hereby authorized to make the following payment for redemption of tax sale a certificate.

Block	Lot	Cert #	Name/Address	Amount
13.02	51	2018-005	Tax Lien Consulting LLC 10 Adam Labar Rd East Stroudsburg, PA 18302	\$ 517.98

Introduced and adopted: July 17, 2019

LEBANON BOROUGH

COUNCIL

Ayes: Burton, Berger, Junge, Schneider and Baldinger

Absent:

Absent: \_\_\_\_\_

Richard Burton, Borough Council  
President

ATTEST:

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

I certify that the foregoing is a true copy of the Resolution adopted by the Borough Council at a meeting held on July 17, 2019.

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Karen Romano  
Borough Administrator/Clerk

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

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

NO: None

ABSTAIN: None

ABSENT: None

**RESOLUTION #97-2019:**

**Council President Burton made a motion to approve Resolution 97-2019 with a second by Councilman Berger.**

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

**RESOLUTION #97-2019**

**A RESOLUTION FOR AUTHORIZATION FOR SUBMISSION OF THE LEBANON  
BOROUGH CHAPTER OF THE HUNTERDON COUNTY  
WASTEWATER MANAGEMENT PLAN TO THE NEW JERSEY  
DEPARTMENT OF ENVIRONMENTAL PROTECTION PURSUANT  
TO N.J.A.C. 7:15-3.5(G)6**

**WHEREAS**, the Highlands Water Protection and Planning Council ("Highlands Council") has prepared a Wastewater Management Plan (WMP) for Lebanon Borough that complies with the 2016 Water Quality Management Plan (WQMP) rules pursuant to N.J.A.C. 7:15, Subchapter 3;

**WHEREAS**, Lebanon Borough is located in the Highlands Region with land lying in the Planning Area;

**WHEREAS**, each county and municipality in the State of New Jersey shall be subject to a Wastewater Management Plan (WMP) adopted by the New Jersey Department of Environmental Protection;

**WHEREAS**, the 2019 WMP is consistent with the Plan Conformance petition approved by the Highlands Council as well as the Regional Master Plan;

**WHEREAS**, the Hunterdon County Board of Chosen Freeholders has become the County Wastewater Management Planning Agency;

**WHEREAS**, the Governing Body of Lebanon Borough, Hunterdon County, State of New Jersey has reviewed the draft WMP.

**NOW, THEREFORE BE IT RESOLVED** that the Governing Body consents to the submission of the Lebanon Borough Chapter of the Hunterdon County WMP to the New

Jersey Department of Environmental Protection for review and adoption as required by the 2016 Water Quality Management Plan rules.

Introduced and adopted: July 17, 2019

Ayes: Burton, Berger, Junge, Schneider, Baldinger

LEBANON BOROUGH

COUNCIL

Nays: 0

Absent:

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 17th day of July 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.

Dated: July 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: None

**RESOLUTION #98-2019:**

**Council President Burton made a motion to approve Resolution 98-2019 with a second by Councilman Berger.**

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

**RESOLUTION #98-2019**

**CAPITAL BUDGET AMENDMENT**

**WHEREAS**, the Capital Budget of the Borough of Lebanon was approved on April 17, 2019 and

**WHEREAS**, it has been determined that said Capital Budget must be amended due to a change in Municipal priorities

**NOW, THEREFORE BE IT RESOLVED** that the following amendment to the Capital Budget of the Borough of Lebanon is hereby authorized.

**CAPITAL BUDGET**

Local Unit Borough of Lebanon

Planned Funding Service for Current

Year 2019

Debt	Project	Budget	Estimated	Capital Improvement	
			Total Cost	Fund	
<u>Authorized</u>			<u>Appropriations</u>	<u>Other Funds</u>	
Improvements to Various Roadways and Municipal Building and Grounds Area			\$ <u>1,700,000</u>	\$ <u>85,000</u>	\$ <u>1,615,000</u>
Total All Projects-Revised			\$ <u>1,858,178</u>	\$ <u>130,000</u>	\$ <u>1,615,000</u>

3 YEAR CAPITAL PROGRAM 2019-2021  
ANTICIPATED PROJECT SCHEDULE  
AND FUNDING REQUIREMENT

Project	Estimated Total Cost	Estimated Completion Time	Funding Amounts Per Year		
			Budget Year 2019	2020	Reserve & Other
Improvements to Various Roadways and Municipal Building and Grounds Areas	\$ <u>1,700,000</u>	1 Year	\$ <u>1,700,000</u>	<u>0</u>	\$ <u>0</u>
Total All Projects-Revised	\$ <u>1,858,178</u>		\$ <u>1,786,300</u>	\$ <u>0</u>	\$ <u>71,878</u>

3 YEAR CAPITAL PROGRAM 2019-2021  
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

Project	Estimated Total Cost	Budget Appropriations		Capital Improve- ment Fund	Capital Surplus	Grants in Aid and Other Funds	Bonds and Notes
		Current Year 2019	Future Years				
Improvements to Various Roadways and Municipal Building and Grounds Areas	\$ <u>1,700,000</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>85,000</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>1,615,000</u>
Total All Projects-Revised	\$ <u>1,858,178</u>	\$ <u>86,300</u>	\$ <u>0</u>	\$ <u>85,000</u>	\$ <u>0</u>	\$ <u>71,878</u>	\$ <u>1,615,000</u>

It is hereby certified that this is a true copy of a resolution amending the capital budget section adopted by the Governing Body  
on the 17<sup>th</sup> of July 2019.

Certified by me

\_\_\_\_\_

Date

\_\_\_\_\_

Municipal Clerk

Trenton, New Jersey

Approved \_\_\_\_\_

\_\_\_\_\_

Director of Local Government Services

Introduced and adopted: July 17, 2019

Ayes: Burton, Berger, Junge, Schneider, Baldinger

LEBANON BOROUGH COUNCIL

Nays: 0

Absent:

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 17th day of July 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.

Dated: July 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: None

**RESOLUTION #99-2019:**

**Council President Burton made a motion to approve Resolution 87-2019 with a second by Councilman Berger.**

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

**RESOLUTION #99-2019**

**AMENDMENT TO RESOLUTION #80-2019 AUTHORIZING AND DIRECTING THE LEBANON BOROUGH PLANNING BOARD TO UNDERTAKE A PRELIMINARY REDEVELOPMENT/REHABILITATION INVESTIGATION OF THE PREVIOUSLY DESIGNATED AREA OF THE BOROUGH TO INCLUDE INTERSECTIONS AND PUBLIC RIGHT OF WAY AREAS ADJACENT TO THE SUBJECT PROPERTIES**

**WHEREAS**, pursuant to Resolution #80-2019, the Borough Council authorized and directed the Lebanon Borough Planning Board to continue and complete its previously authorized investigation to determine whether certain Study Area properties or parts thereof, were an area in need of redevelopment in accordance with the criteria set forth in the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et. seq., without condemnation; and

**WHEREAS**, the Study Area was more particularly described as an area bounded on 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 Interstate 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**, it has been determined that three (3) driveway / intersections providing ingress, egress, and circulation to the Study Area were not included in the request for the

Study and accompanying map but should be, and that the resolution authorizing and directing the Lebanon Borough Planning Board to continue and complete its previously authorized investigation without condemnation should also specify that the investigation should include whether the Study Area is an area in need of redevelopment and/or rehabilitation;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council as follows:

1. The Study Area shall be expanded to not only consist of 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, but to also include the driveway entrances and exits of Corporate Drive as well as the intersection of State Highway Route 22 and Cokesbury Road, and to include all public right-of-way areas located therein; and
2. The attached map of the expanded Study Area prepared by Maser Consulting, P.A. dated July 2019 is made a part of this Resolution and the Planning Board Study; and
3. The Borough Council authorizes and directs the Lebanon Borough Planning Board to complete its previously authorized investigation to determine whether certain Study Area properties or parts thereof, are an area in need of redevelopment and/or rehabilitation in accordance with the criteria set forth in the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et. seq., without condemnation.

Introduced and adopted: July 17, 2019  
Ayes: Burton, Berger, Junge, Schneider, Baldinger  
Nays:  
Absent:

LEBANON BOROUGH COUNCIL

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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 17th day of July, 2019 at 7:30 PM, 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: July 17, 2019

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: None

**APPROVAL OF EXPENDITURES:**

**Councilman Berger a motion to approve the July Bill list. With a second by Council President Burton.**

Lebanon Borough				
List of Bills - (All Funds)				
Meeting Date: 07/17/2019 For bills from 06/20/2019 to 07/15/2019				
Vendor	Description		Payment	Check Total
Current Fund				
674 - ACE OFFICE SOLUTIONS LLC	PO 9833 Copier 3/23/2019 to 6/22/2019		2,953.79	2,953.79
403 - AMERICAN PROTECTIVE SYSTEMS, INC	PO 9825 Service Call 5/29/2019 - Problem w		97.50	
	PO 9858 Service Call 6/27/2019		148.50	246.00
745 - BALANEY CONTRACTING LLC	PO 9846 Remove wood chips from park and mun		1,625.00	1,625.00
746 - BETHLEHEM TOWNSHIP	PO 9818 Shared Service CFO - July 2019		2,194.71	2,194.71
247 - COMCAST	PO 9860 6 High Street- Internet/Phone Servi		267.25	
	PO 9861 96 Main Street - Internet/Phone Ser		220.43	487.68
	PO 9832 Electricity 5/14/2019 - 5/11/2019		516.27	516.27
652 - CONSTELLATION NEWENERGY INC	PO 9852 Sheriff's Office - Lebanon Borough		2,520.00	2,520.00
132 - COUNTY OF HUNTERDON	PO 9850 Fire Equipment Maintenance		345.00	345.00
118 - DEFENDABLE FIRE EQUIPMENT CO.	PO 9831 Natural Gas Charges 5/16/19 - 6/17/		152.13	152.13
39 - ELIZABETHTOWN GAS	PO 9866 Engineering Services June 2019		1,014.00	1,014.00
46 - FERRIERO ENGINEERING	PO 9819 Phone System Lease - June 2019		101.19	101.19
769 - Great America Financial Services	PO 9826 Tax Appeals May 2019		567.00	567.00
670 - HARRY HAUSHALTER	PO 9853 Screws / Fence		1,572.56	1,572.56
153 - HOME DEPOT CREDIT SVCS	PO 9829 Employee Dental 7/1/19 - 8/1/2019		201.31	201.31
83 - HORIZON BLUE CROSS BLUE SHIELD NJ	PO 9823 June 4, 2019 Primary Election		1,134.21	1,134.21
215 - HUNTERDON COUNTY CLERKS OFFICE	PO 9824 Electricity		1,140.81	1,140.81
16 - JCP&L	PO 9847 Monthly Maintenance		146.79	146.79
597 - JERSEY ELEVATOR COMPANY INC.	PO 9820 Reimbursements - July 2019		189.73	
167 - KAREN ROMANO	PO 9834 Postage for the Lantern		110.14	299.87
119 - LEBANON FIRE COMPANY	PO 9817 2019 Annual Contribution - Partial		6,942.80	6,942.80
715 - Maser consulting P.A.	PO 9840 Affordable Housing		1,610.00	1,610.00
814 - Municipal Clerks Association of NJ	PO 9854 2019-2020 Membership		100.00	100.00
253 - NEW JERSEY STATE POLICE	PO 9830 State Police Services May 2019		3,521.52	3,521.52
129 - NJ DIVISION OF ALCOHOLIC	PO 9855 Liquor License Renewal 2019-2020		9.00	9.00
70 - NO HUNTERDON-VOORHEES REG HS DIST	PO 9821 Regional School Taxes July 1, 2019		266,077.83	266,077.83
31 - NOVAK & NOVAK LLC	PO 9837 Legal Services Rentainer July 2019		3,750.00	3,750.00
602 - PAMELA JUNGE	PO 9845 Reimbursement - Mat Floor Game / Bl		69.34	69.34
602 - PAMELA JUNGE	PO 9868 Park School Director		2,250.00	2,250.00
20 - QUILL CORPORATION	PO 9812 Office / Cleaning Supplies		236.86	
	PO 9836 Office Supplies / Cleaning		652.94	889.80
420 - STATE OF NEW JERSEY	PO 9827 Annual Assessment 2018		71.21	71.21
256 - STATE OF NEW JERSEY, TREASURY	PO 9828 Employers share for Retro pension		216.71	216.71
369 - STICKEL KOENIG & SULLIVAN & DRILL L	PO 9856 Services Rendered-Planning Board/Bo		148.50	
	PO 9857 Affordable Housing - Confidential		2,632.25	2,780.75
812 - Tax Lien Consulting LLC	PO 9862 Redemption of Tax Sale Certificate		517.98	517.98
765 - Tele Cloud, LLC	PO 9843 Monthly Phone Service 7/1/2019 to 7		222.75	222.75
808 - Thermal Service of New Jersey Inc.	PO 9849 HVAC Monthly Service Fee		330.00	330.00
43 - TOWN OF CLINTON	PO 9848 Fire Hydrants - 2nd Qtr - April / M		6,287.25	6,287.25
560 - TREASURER-STATE OF NJ	PO 9863 1st and 2nd Qtr. 2019 Marriage Lice		100.00	100.00
718 - VIKING PEST CONTROL	PO 9822 Monthly Pest Control Services June		105.83	105.83
718 - VIKING PEST CONTROL	PO 9859 Monthly Pest Control Services July 2		105.83	105.83
27 - WASTE MANAGEMENT OF NJ INC	PO 9851 Trash / Recycling Services - 6/1/19		3,817.80	3,817.80
GENERAL CAPITAL FUND				
399 - COOPER'S OFFICE FURNITURE	PO 9867 Vertical Cabinet for Clerk's Office		1,666.40	1,666.40
46 - FERRIERO ENGINEERING	PO 9864 Engineering Services June 2019		5,679.31	5,679.31
ANIMAL CONTROL FUND				
321 - NJ DEPT OF HEALTH & SENIOR SVCS	PO 9844 Animal License June 2019		1.20	1.20
DEVELOPERS ESCROW				

46 - FERRIERO ENGINEERING	PO 9865	Engineering Services June 2019	210.00	210.00
813 - Johnson Mirmiran & Thompson Inc.	PO 9841	Study of Sanitary Capacity and Infas	1,572.50	1,572.50
TOTAL				326,124.13
Total to be paid from Fund 01 Current Fund			316,994.72	
Total to be paid from Fund 04 GENERAL CAPITAL FUND			7,345.71	
Total to be paid from Fund 12 ANIMAL CONTROL FUND			1.20	
Total to be paid from Fund 14 DEVELOPERS ESCROW			1,782.50	
			<u>326,124.13</u>	
<b>Checks Previously Disbursed</b>				
20193006	LEBANON BOROUGH PAYROLL	PAYROLL 6/15/2019	17,703.52	6/24/2019
11260	PITNEY BOWES - RESERVE ACCOUNT	PO# 9838 Postage for Machine	800.00	7/01/2019
11259	BOROUGH OF LEBANON - PETTY CASH	PO# 9842 Replenish Petty Cash	181.45	7/01/2019
71519	NJ STATE HEALTH BENEFITS PLAN	PO# 9839 Employee Health Benefits June 2019	4,411.85	7/01/2019
71719	BOROUGH OF LEBANON-EMAIL SERVICE	PO# 9835 E-Mail Service June 2019	165.50	7/01/2019
6242019	LEBANON BOROUGH	2019 Annual Contribution to Senior	2,000.00	6/24/2019
			25,262.32	
-----				
Totals by fund	Previous Checks/Voids	Current Payments	Total	
Fund 01 Current Fund	25,262.32	316,994.72	342,257.04	
Fund 04 GENERAL CAPITAL FUND		7,345.71	7,345.71	
Fund 12 ANIMAL CONTROL FUND		1.20	1.20	
Fund 14 DEVELOPERS ESCROW		1,782.50	1,782.50	
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BILLS LIST TOTALS		25,262.32	326,124.13	351,386.45

**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: None

**OPEN PUBLIC SESSION:**

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

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

**DISCUSSION:**

Councilwoman Baldinger questioned the percentage of meetings that could be missed. Attorney Novak stated it would be at the discretion of Council.

**MISCELLANEOUS:**

**COUNCIL COMMITTEES:**

School Board: Councilwoman Baldinger reported that she attended the school Board meeting and they would be conducting a feasibility study to consider changing the Middle School sending district for a cost of \$17,000. Potential savings could be up to \$45,000.

**ADJOURN:**

Councilman Berger moved and Council President Burton seconded a motion to adjourn, there being no further business to come before Council. The meeting was adjourned at 9:50 pm by unanimous vote.

Respectfully Submitted

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Karen M. Romano, RMC  
Borough Administrator/Clerk











LBCC  
7-17-13  
33

LBCC  
7-17-13  
34



