

## REORGANIZATION MEETING

Lebanon Township Committee

January 4, 2012

### CALL TO ORDER

Municipal Clerk Karen Sandorse called the meeting to order at 7:00 p.m. and stated that in compliance with the "Open Public Meetings Act" this is the Reorganization Meeting of the Township Committee as published in the Hunterdon Democrat on December 29, 2011, the agenda has been posted at the Municipal Building and distributed to the Hunterdon Review, Courier News, the Express Times, the Hunterdon Democrat and the Star Ledger.

### FLAG SALUTE

The Clerk asked everyone to stand for the Flag Salute and for a Moment of Silence.

### ROLL CALL

Present - Patricia Schriver Francis Morrison Brian Wunder  
Ronald Milkowski Thomas McKee

Absent - None

Attorney Cushing, Municipal Clerk Karen Sandorse and 75 members of the public were also present.

### OATH OF OFFICE

Attorney Richard Cushing administered the Oath of Office to Committeewoman Patricia Schriver.

Attorney Richard Cushing administered the Oath of Office to Committeemen Thomas McKee.

### NONIMATION AND APPOINTMENT OF MAYOR

The Clerk opened the floor for a nomination for the 2012 Lebanon Township Mayor.

*Nomination to appoint Brian Wunder as the 2012 Mayor was made by Ms. Schriver, seconded by Mr. Morrison.* Hearing no further comments, nominations were closed. Motion carried by unanimous favorable roll call vote.

Attorney Cushing administered the Oath of Office to Mr. Wunder.

### ELECTION OF DEPUTY MAYOR

*Nomination to appoint Ron Milkowski as the 2012 Deputy Mayor was made by Ms. Schriver, seconded by Mr. McKee.* Motion carried by unanimous favorable roll call vote.

Attorney Cushing administered the Oath of Office to Mr. Milkowski.

## **MAYORAL STATEMENT**

Mayor Wunder welcomed everyone to the 2012 Re-organization meeting. Mayor Wunder thanked his friends and family for their support. He thanked his friends from the Rolling Thunder and as an honor to them he read their mission statement.

Mayor Wunder stated that he has received a lot of advice and he appreciated it. He stated that he likes to think outside the box and he's usually open to compromise. He hopes the committee can come together and not only listen to both side but also look for a third side. Some of the decisions that they do make do have some long term consequences. This is a five man Committee, the mayor is only a single vote and that's the way it should be. The Mayor also stated that to have conviction means it is not what you have done, but it is how you did it.

## **RESOLUTIONS**

*Motion by Ms. Schriver, seconded by Mr. Milkowski and carried by unanimous favorable roll call vote, the Township Committee adopted the Resolutions No. 01-2012 to Resolution No. 04-2012 as written below.*

### **Resolution No. 01-2011- Professional Services/Non-Fair and Open**

RESOLUTION NO. 01-2012

TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR  
LEBANON TOWNSHIP

WHEREAS, the Lebanon Township Committee has a need to acquire professional services as outlined below as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

WHEREAS, the Lebanon Township CFO has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is 1 year and may be extended as approved by the Lebanon Township Committee; and

WHEREAS, the following agencies have completed and submitted a Business Entity Disclosure Certification which certified that they have not made any reportable contributions to a political or candidate committee in the Township of Lebanon in the previous one year, and that the contract will prohibit the agency from making any portable contribution through the term of the contract; and

WHEREAS, sufficient funds are available in the 2012 Temporary Budget and will be made available in the 2011 Municipal Budget for the Township of Lebanon as required in – N.J.A.C. 5:30-5.4.

NOW THEREFORE, BE IT RESOLVED that the Lebanon Township Committee of the Township of Lebanon, County of Hunterdon, State of New Jersey, as follows:

The Mayor and Municipal Clerk are hereby authorized and directed to executive contracts with the following person and firm for the year 2012:

1. Richard P. Cushing of Gebhardt & Kiefer is hereby appointed Lebanon Township Municipal Attorney for the year 2012.
3. Stephen Risse of Bayer-Risse Engineering is hereby appointed Lebanon Township Engineer for the year 2012.
4. Sanford N. Groendyke is hereby appointed the Lebanon Township Insurance Agent for the year 2012.
5. Michael P. Bolan, is hereby appointed the Lebanon Township Professional Planner for the year 2012.
6. Keith T. Chambers of Chambers Architecture, as Special Architect for the Township Garage Project during the 2012 year.
7. Darren Vogel is hereby appointed as Environmental Engineer/Licensed Site Remediation Professional for the 2012 year.

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that notice of this action shall be printed in the January 11, 2012 issue of the Hunterdon Review.

**Resolution No. 02-2012- Professional Services/Auditor**

TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 02-2012

**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN  
CONTRACT FOR PROFESSIONAL SERVICES-MUNICIPAL AUDITOR**

WHEREAS, the Township of Lebanon has a need to acquire a municipal Auditor as a non-fair and open contract pursuant to provisions of N.J.S.A. 19:44A-20.5; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is one year; and,

WHEREAS, ARDITO & CO., LLP has submitted a proposal, indicating they will provide the auditor services for the anticipated fee of \$24,271; and,

WHEREAS, ARDITO & CO., LLP has completed and submitted a Business Entity Disclosure Certification which certified that ARDITO & CO., LLP has not made any reportable contributions to a political or candidate committee in the Township of Lebanon in the previous one year, and that the contract will prohibit ARDITO & CO., LLP from making any reportable contributions through the term of the contract; and,

WHEREAS, the required certificate for the availability of funds has been filed by the chief financial officer providing that legally appropriated balances are available to cover the amount of the contract as required by N.J.A.C. 5:30-14.5 and that fees for the aforementioned auditing and non-auditing services shall be made available by appropriate inclusion in either an annual municipal budget which includes current, revenue sharing and utility provisions, by budget amendments for Federal program spending or by inclusion in an appropriate bond ordinance.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Lebanon, authorizes the Mayor and Clerk of the Township of Lebanon to enter into a contract with ARDITO AND CO., LLP as described herein as auditors on and in behalf of the Township of Lebanon for the year 2012; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and Determination of Value be placed on file with this resolution; and,

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in a legally designated publication.

Political Contribution Disclosure. This contract has been awarded to Ardito & Co., LLP based on the merits and abilities of Ardito & Co., LLP to provide the goods and services as described herein. This contract was not awarded through a "fair and open" process pursuant to N.J.S.A. 19:44A-20.4 et seq. As such, the undersigned does hereby attest that Ardito & Co., LLP, its subsidiaries, assigns or principals controlling in excess of 10% of the company has neither made a contribution, that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 19:44A-8 or 19:44A-16 in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c.19. affect its eligibility to perform this contract, nor will it make a reportable contribution during the term of the contract to any political party committee in the municipality if a member of that political party is serving in an elective public office of that municipality when the contract is awarded, or to any candidate committee of any person serving in an elective public office of the municipality when the contract is awarded.

Exhibit "A" (Mandatory Affirmative Action Language), Exhibit "B" (Affirmative Action Plan/ Report Filing Information), Exhibit "C" (Business Registration Certificate), Exhibit "D" (Business Entity Disclosure Certification) and Exhibit "E" (Political Contributions Disclosure Certification) are attached to and made a part of this contract.

**Resolution No. 03-2012- Professional Services**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 03-2012**

**PROFESSIONAL SERVICE APPOINTMENTS**

WHEREAS, there exists a need for Attorneys, Engineers, and Professional Experts for the Township of Lebanon, and

WHEREAS, the Local Public Contracts Law (N.J.S. A. 40A:11-1 et seq.) required that the resolution authorizing the award of contracts for "Professional Services" without competitive bids must be publicly advertised; and

WHEREAS, the Mayor, Township Clerk and Chief Financial Officer are hereby authorized and directed to execute the agreements; and

WHEREAS sufficient funds are available in the 2012 Temporary Budget and will be made available in the 2010 Municipal Budget for the Township of Lebanon for such services.

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lebanon, in the County of Hunterdon, on this 4th day of January, 2012 as follows:

1. Martin Allen, is hereby appointed as Tax Appeal Attorney for the Township of Lebanon for the year 2012.
2. Thomas Mading is hereby appointed as Lebanon Township Public Defender for the year 2012.
3. Thomas Yager and Associates is hereby appointed Licensed Surveyors for the 2012 year.
4. Steve Rogut of Rogut McCarthy Troy, LLC, is hereby appointed as Bond Counsel for the Township of Lebanon for the year 2012.
5. Robert A. Ballard Jr., is hereby appointed Lebanon Township Prosecuting Attorney for the year 2012.

**Resolution No. 04-2012-Appointing a Risk Management Consultant**

**TOWNSHIP OF LEBANON  
RESOLUTION 04-2012  
STATEWIDE INSURANCE FUND**

**RESOLUTION APPOINTING RISK MANAGEMENT CONSULTANT**

WHEREAS, the Township of Lebanon (hereinafter "LOCAL UNIT") has joined the Statewide Insurance Fund (hereinafter "FUND"), a joint insurance fund as defined in N.J.S.A. 40A:10-36 *et seq.*; and

WHEREAS, the Bylaws require participating members to appoint a Risk Management Consultant, as those positions are defined in the Bylaws, if requested to do so by the FUND; and

WHEREAS, the FUND has requested its members to appoint individuals or entities to that position; and

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

1. Township of Lebanon hereby appoints Groendyke Associates as its local Risk Management Consultant.

2. The Mayor and Clerk are hereby authorized to execute the Risk Management Consultant's Agreement for the fund year **2012** in the form attached hereto.

**Resolution No. 05-2012- Temporary Municipal Budget**

*Motion by Ms. Schriver, seconded by Mr. Milkowski and carried by unanimous favorable roll call vote, the Township Committee adopted the Resolutions No. 05-2012 as written below.*

**Township of Lebanon  
County of Hunterdon  
Resolution No. 05-2012**

**Temporary Municipal Budget**

BE IT RESOLVED, by the Township Committee of the Township of Lebanon, County of Hunterdon to establish the temporary municipal budget for the year 2012, in accordance with NJSA 40A:4-19, which consists of 26.25% of the 2011 Municipal Budget of \$ 4,773,878.00 which totals \$ 1,253,143.00 .

**Resolutions No. 06-2012 through 20-2012**

*Motion by Ms. Schriver, seconded by Mr. Morrison and carried by unanimous favorable roll call vote, the Township Committee adopted the Resolutions No. 06-2012 to Resolution No. 20-2012 as written below.*

**Resolution No. 06-2012- ANNUAL NOTICE SCHEDULE**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 06-2012  
ANNUAL NOTICE SCHEDULE**

WHEREAS the Open Public Meetings Act (Ch 231, P.L. 1975) provides for the giving of annual notice by public bodies of the time, date and location of the regular meetings of such public body to be held during the succeeding year, and

WHEREAS the Open Public Meetings Act (Ch 231, P.L. 1975) hereinafter referred to as the Act, authorizes a public body to make certain other determinations and take certain other actions in conformance therewith:

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lebanon, County of Hunterdon and State of New Jersey as follows:

1. Regular meetings of this Committee shall be held during the 2012 calendar year at 7:00 p.m. at the Lebanon Township Municipal Building, 530 West Hill Road, Glen Gardner, (Lebanon Township) New Jersey, on the following dates:

- a. The first & third Wednesday of each and every month: Jan. 18, Feb. 1 & 15, March 7 & 21, April 4 & 18, May 2 & 16, June 6 & 20, July 18, August 1 & 15, Sept. 5 & 19, Oct. 3 & 17, Nov. 7 & 21 and Dec. 5 & 19.
2. The Township Committee may, at any meeting, hold an executive session and action may be taken on any issue of importance, which may be raised.
3. Copies of this Resolution and any revisions or modifications thereof, certified to be true copies by the Clerk of this municipality, be disseminated and distributed as required by the Act as follows:
  - a. Posted and maintained throughout the 2012 calendar year on the bulletin board at the Lebanon Township Municipal Building;
  - b. Faxed or hand delivered to the newspapers designated in paragraph 2 of this Resolution;
  - c. Filed with the Clerk of this Municipality, and
  - d. Mailed to such other persons as may be entitled thereto under the terms of the Act and this Resolution.

**Resolution No. 07-2012- Designation of Official Newspaper**

**RESOLUTION NO. 07-2012**

**DESIGNATION OF OFFICIAL NEWSPAPER**

**BE IT RESOLVED** by the Township Committee of the Township of Lebanon, County of Hunterdon, State of New Jersey, that pursuant to N.J.S.A. 40:53-1 et seq. The Hunterdon Review and/or the Hunterdon County Democrat are designated as the Official Newspapers. Official notices may also be published in the Express Times, the Newark Star Ledger, and the Courier News to meet time requirements.

**Resolution No. 08-2012- Payment of Taxes**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 08-2012**

**PAYMENT OF TAXES**

**WHEREAS**, R.S. 54:4-67 provides that the Township may fix the interest to be charged for non-payment of taxes or assessments on or before the date when they would become delinquent, subject to certain maximum percentages therein specified;

**NOW THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Lebanon, in the County of Hunterdon that taxes shall be collected quarterly on February 1, 2012, May 1, 2012, August 1, 2012 and November 1, 2012 and that interest will be charged at the rate of 8% per annum on the first \$1,500.00

of the delinquency and 18% per annum on any amount in excess of \$1,500.00 to be calculated from the date the tax was payable until the date of actual payment. There will be a ten-day grace period after which unpaid taxes will be charged interest from the due date. If computed interest is under \$1.00, there will be no charge.

**BE IT FURTHER RESOLVED** that, pursuant to statute, if a tax delinquency is over \$10,000.00 at the end of the year, and additional flat penalty of 6% per annum shall be imposed.

**BE IS FINALLY RESOLVED THAT** this Resolution shall be published in the January 11, 2012 issue of the Hunterdon Review.

**Resolution No. 09-2012- Authorization to Cancel Property Tax Credits and Delinquencies**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 09-2012**

**AUTHORIZATION TO CANCEL PROPERTY TAX  
CREDITS AND DELINQUENCIES**

**WHEREAS** the Township Committee of the Township of Lebanon, County of Hunterdon, State of New Jersey have been informed by the Tax Collector that from time to time there are property tax credits or delinquencies on certain property located within the Township of Lebanon, and

**WHEREAS** pursuant to N.J.S.A. 40A:5-17.1, a Resolution may be adopted by the governing body of a municipality authorizing a municipal employee to process without further action on the part of the governing body the cancellation of any property tax credit or delinquency of less than \$5.00.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Lebanon, County of Hunterdon, State of New Jersey, that the Tax Collector be authorized to cancel any property tax credit or delinquency of less than \$5.00 without further action on the part of the Township Committee and that such action be noted in the Tax Duplicate for the Township of Lebanon.

**Resolution No. 10-2012- Authorization to File Corrective Appeals**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 10-2012**

**AUTHORIZATION TO FILE CORRECTIVE APPEALS**

**WHEREAS**, the Township Committee of the Township of Lebanon has been informed that from time to time errors are made in computing tax assessments, and

**WHEREAS**, the Tax Attorney of Lebanon Township is called upon to defend tax appeals filed with the Hunterdon County Board of Taxation and to agree to stipulations of appeals.

**WHEREAS**, the Tax Attorney has requested the Township Committee authorize him to agree to Stipulation of Appeals on behalf of the Township, provided the Tax Assessor agrees with the proposed Stipulation of Appeal;

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Lebanon, County of Hunterdon, State of New Jersey, that the Tax Attorney for the Township of Lebanon is hereby authorized to file corrective appeals with the Hunterdon County Board of Taxation, in defense of appeals filed with said Board and to sign Stipulations of Appeals on behalf on Lebanon Township, which he feels are proper and in the best interest of the Municipality.

**BE IT FURTHER RESOLVED** that a copy of this Resolution be forwarded to the County board of Taxation.

This Resolution shall take effect immediately.

**Resolution No. 11-2012- Authorization to Sign Documents**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 11-2012**

**AUTHORIZATION TO SIGN DOCUMENTS**

**WHEREAS**, the Mayor, Deputy Mayor, Township Clerk, Deputy Clerk, and Chief Financial Officer of the Township of Lebanon are municipal officers for the Township of Lebanon; and

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor or Deputy Mayor, Township Clerk or Deputy Clerk, and Chief Financial Officer be authorized to sign documents on the Township's behalf, according to law.

This Resolution shall take effect immediately.

**Resolution No. 12-2011- Authorize CFO to Issue Certain Checks/Remit Payroll Taxes**

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

**RESOLUTION NO. 12-2012**

**AUTHORIZATION FOR CFO TO ISSUE CERTAIN CHECKS  
& REMIT PAYROLL TAXES**

**WHEREAS**, the Township Committee have adopted ordinances establishing procedures for the payment of claims and payroll,

**WHEREAS**, it is necessary for certain remittances to be paid to the State of New Jersey for pension, State Income tax deductions and fees from the issuance of dog licenses, marriage licenses and construction permits; to the appropriate agencies for Federal and other State Income Tax deductions, Social Security deductions, Wage Executions ordered by the Court, and to the appropriate entity for other voluntary payroll deductions;

**WHEREAS**, Federal and State of New Jersey payroll taxes must be made by Electronic Fund Transfer as required by law;

**WHEREAS**, it is the intent of the Township Committee to pay County, local school and regional school taxes at the required intervals,

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Lebanon, County of Hunterdon, State of New Jersey, as follows:

1. That the Chief Financial Officer be and is hereby by authorized to prepare and the Mayor or Deputy Mayor, the Municipal Clerk or the Deputy Clerk, and the Chief Financial Officer or Treasurer be authorized to sign the following checks, all drawn against Current Fund unless otherwise noted:
  - a. Payroll checks for all employees pursuant to established schedules; payroll checks from Payroll Account and transfer of sufficient funds from Current Fund.
  - b. Remittances from the Payroll Account to the appropriate agencies for State of New Jersey and State of Pennsylvania Gross In come Tax employee deductions and employer share payable to the State of New Jersey, for State of New Jersey Public Employees and Police and Fire Retirement Systems and Contributory Insurance for employee deductions and to the SUI Reserve Fund for employee deductions as may apply, to appropriate agencies for wage executions to comply with court orders and to the appropriate entity for other voluntary payroll deductions.
  - c. Checks payable to the appropriate agency of the State of New Jersey for fees from the issuance of dog licenses, marriage licenses. (Dog license fees from the Animal Control Account).
  - d. Checks payable to the County of Hunterdon for taxes upon receipt of statement from the County Chief Financial Officer.
  - e. Checks payable to the Lebanon Township Board of Education and North Hunterdon-Voorhees Regional High School District upon receipt of statements from the respective Board Secretaries.
2. That the Chief Financial Officer is hereby authorized to remit Federal withholding and Social Security Taxes and New Jersey State Income Tax deductions by Electronic Funds Transfer, as required by applicable law, such remittances to be transferred from the Payroll Fund Account.

**BE IT FURTHER RESOLVED** that the Chief Financial Officer shall include a statement of the issuance of such checks as listed above as part of the Financial Report presented at the next scheduled meeting.

**Resolution No. 13-2011- Designation of Depositories**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 13-2012**

**DESIGNATION OF DEPOSITORIES**

**WHEREAS**, R.S. 40A:5-14 requires that the Township designate as a depository for its moneys one or more banks or trust companies having its place of business in this state; and

**WHEREAS**, PNC, Peapack-Gladstone Bank, TD Bank and the New Jersey Cash Management Fund are bank or trust companies meeting the qualifications of said statute and which have satisfactorily performed the function of depository banks;

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Lebanon in the County of Hunterdon, that PNC, Peapack-Gladstone Bank, TD Bank and the New Jersey Cash Management Fund are hereby designated as the depository banks for the Township of Lebanon.

**Resolution No. 14-2011- Cash Management Plan**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 14-2012**

**CASH MANAGEMENT PLAN**

**WHEREAS**, N.J.S.A. 40A:5-14, Local Fiscal Affairs Law, requires that each municipality adopt a Cash Management Plan designed to assure the deposit, investment and proper disbursement of local funds;

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Lebanon does hereby adopt the following Cash Management Plan:

A. Designation of Depositories

The following institutions are designated as permissible depositories for the deposit of Township funds:

Peapack-Gladstone  
PNC Bank  
TD Bank

and any other Federal and State Bank in the State of New Jersey

All depositories must conform to the Governmental Unit Deposit Protection Act (GUDPA) and shall provide a Notification of Eligibility from the State of New Jersey, Department of Banking, on a semi-annual basis. In addition, designated depositories shall maintain maximum FDIC or FSLIC coverage of all Township funds on deposit.

## B. Deposit of Funds

All funds shall be deposited within forty eight (48) hours of receipt, in accordance with N.J.S.A. 40A:5-15, into appropriate fund operating accounts. Non-interest bearing operating and capital accounts shall be regularly monitored on a monthly basis by the CFO for the availability of funds being transferred into interest bearing accounts. Debt Service and Trust Accounts shall be maintained in accordance with Federal and State statutes regulating such funds. Payroll, Developers'

Escrow deposits and other agency funds, which represent funds of individuals and other organizations held by the Township, shall be deposited in regular, interest bearing accounts unless average daily balance is below \$1,000.00. Grant funds shall be deposited in accordance with regulations of the granting government or agency.

Where compensating balances are required by any designated depository to offset the cost of services provided; an agreement between the Township and the depository shall be executed, specifying the charge for each service and the balance required to offset each charge. Said agreement shall be reviewed on an annual basis.

## C. Investment Instruments and Procedures

The Township may purchase those investments permitted in N.J.S.A. 40A:5-15.1, which include:

- United States Treasury Bonds, Notes and Bills
- U.S. Government Agency and Instrumentality Obligations
- Bonds and other obligations of the Township of Lebanon
- Peapack-Gladstone Bank Deposits and Certificates of Deposits
- TD Bank Deposits and Certificates of Deposits
- Savings and Bank Deposits and Certificates of Deposits
- State of NJ and the State of NJ Cash Management Plan

The Township may purchase other obligation approved by the Division of Investment of the Department of Treasury for investment by local units.

Investments shall be limited to a maturity of not more than one-year unless a longer term is permitted by applicable Federal or State regulations. Allowable investments with maturities which extend beyond the end of the Township's fiscal year shall be permitted only if interest accrued on the investment is credited to the Township at the end of the fiscal year for the purpose of realizing budgetary revenue.

The purchase of Certificates of Deposit shall be made based on the availability of funds for investment and the analysis of projected cash flows. Bids for Certificates of Deposit will be solicited of at least three designated depositories only if the amount available for investment is \$100,000 or greater. Telephone bids will be solicited by the Chief Financial Officer, or designated staff member. Bidders shall specify the principal amount, interest, rate and maturity of the investment and transmit such bid to the Township by telefax. A check or wire transfer will be made available to the winning bidder on the same business day the bid is awarded.

Where the return on a proposed investment does not exceed the cost of making such investment, the Chief Financial Officer will not make the investment. The Chief Financial Officer shall have the discretion of award an investment to the depository wherein the funds reside, should that institution's quoted interest rate be less than other quoted rates, and the differential in interest rates is not more than twenty-five (25) basis points

(0.25%), providing that the term of the investment is thirty (30) days or less. The chief Financial Officer shall have the discretion to reject all bids.

D. Disbursement of Funds

All funds shall be disbursed as authorized and directed by the Township Committee. The Chief Financial Officer shall, at the beginning of the fiscal year, present to the Township Committee a schedule of debt service, principal and interest payments and , when available a schedule of School Tax payments for the upcoming fiscal year. Upon approval of the schedules of payments by the Township Committee, the Chief Financial Officer shall then have the authority to make the following disbursements:

- School Taxes
- County Taxes
- Interfunds
- Purchase of Investments
- Debt Service
- Salary and Wages
- Postage

Disbursements shall be executed via electronic wire transfer of funds by the Chief Financial Officer, or designated staff member, when that method of payment is deemed necessary or preferable by the payee, or when the amount of such payment will result in a financial benefit of the Township of Lebanon in the form of increased investment income.

E. Reporting

The Chief Financial Officer shall, prior to the last day of the month immediately following, present to the Township Committee a monthly report of cash receipts and disbursement, subject to reconciliation and periodic adjustments.

F. Bonding

The following officials shall be covered by surety bonds, said surety bonds to be examined by the independent auditor to insure their proper execution:

- Chief Financial Officer
- Tax Collector
- Municipal Clerk
- Municipal Court Clerk
- Municipal Court Judge

Staff members of the Department of Finance and Tax Collection not covered by separate surety bonds shall be covered by a Public Employee's Faithful Performance Bond.

G. Compliance

The Cash Management Plan of the Township of Lebanon shall be subject to the approval of the Township Attorney, and shall be subject to the annual audit conducted pursuant to N.J.S.A. 40A:5-14.

As stated in N.J.S.A. 40A:5-14, the officials(s) charged with the custody of the Township funds shall deposit then as instructed by this Cash Management Plan, and shall thereafter be relieved of any liability or loss due to the insolvency or closing of any designated depository.

If, at any time, this Cash Management Plan conflicts with any regulations of the State of New Jersey, or any department thereof, the applicable State regulations shall apply.

**Resolution No. 15-2011-Return Check Fee**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 15-2012**

**RETURN CHECK FEE**

**WHEREAS**, N.J.S.A. 40:5-18(a) provides that the governing body of a municipality may provide, by resolution or ordinance, for the imposition of a service charge to be added to any account owing to the municipality, if payment tendered on the account was by check or other written instrument which was returned for insufficient funds; and

**WHEREAS**, N.J.S.A. 40:5-18(b) provides that whenever an account owing to a municipality is for a tax or special assessment, the service charge authorized by this section shall be included on whatever list of delinquent accounts is prepared for enforcement of the lien.

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Lebanon, that the service charge for a check or other written instrument returned for insufficient funds is hereby determined and set at \$20.00 per check or other written instrument pursuant to N.J.S.A. 40:5-18(c); and

**BE IT FURTHER RESOLVED** that any service charge authorized by this section shall be collected in the same manner prescribed by law for the collection of the account for which the check or other written instrument was tendered. In addition, the governing body may require future payments to be tendered in cash or by certified or cashier's check, N.J.S.A. 40:5-18(d).

**Resolution No. 16-2012- Authorization of Redemption**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 16-2012**

**AUTHORIZATION OF REDEMPTION**

**WHEREAS**, N.J.S.A. 54:5-55 provides that where a Tax Sale Certificate has been redeemed, the Tax Collector shall, at the option of the redeeming party, either execute a Certificate of Redemption or procure and

deliver to the owner a Certificate of Sale receipted for cancellation by endorsement in same manner required by law to satisfy or cancel a mortgage; and

**WHEREAS**, N.J.S.A. 46:18-6 provides that an instrument record-able mortgage may be canceled only by the endorsement of the executive officer of a corporation attested to by a secretarial officer of the corporation; and

**WHEREAS**, the Mayor of the Township is considered to be a duly authorized executive officer; and Tax Collector of the Township is considered to be duly authorized to collect taxes,

**NOW, THEREFORE BE IT RESOLVED** by the Township of Lebanon in the County of Hunterdon, that the Mayor and Tax Collector be designated as the duly authorized to endorse for cancellation of Tax Sale Certificates; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution be sent to the Township Tax Collector for insertion in her official records.

**Resolution No. 17-2011- Approving the Municipal Court of North Hunterdon Budget**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 17-2012**

**APPROVING THE BUDGET OF THE  
MUNICIPAL COURT OF NORTH HUNTERDON**

**WHEREAS**, the Township of Lebanon, Hunterdon County, New Jersey, is a Member of the Municipal Court of North Hunterdon; and

**WHEREAS**, the Municipal Court Committee of the Municipal Court of North Hunterdon has approved a Budget in the form attached hereto for the Calendar year 2012; and

**NOW, THEREFORE**, the Mayor and Committee of the Township of Lebanon, Hunterdon County, New Jersey, hereby approves the Budget for the Municipal Court of North Hunterdon. for the Calendar year 2012.

**Resolution No. 18-2011- Engaging a Municipal Court Administrator**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 18-2012**

**RESOLUTION AUTHORIZING THE MUNICIPAL COURT OF NORTH HUNTERDON TO ENGAGE  
A MUNICIPAL COURT ADMINISTRATOR**

WHEREAS, the Township of Lebanon, Hunterdon County, New Jersey, is a Member of the Municipal Court of North Hunterdon; and

WHEREAS, the Municipal Court requires the services of a Municipal Court Administrator for the Calendar Year 2012; and

WHEREAS, the Municipal Court of North Hunterdon Committee has authorized the Appointment of the person named herein as the Court Administrator.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Lebanon, Hunterdon County, New Jersey, hereby ratifies the Appointment of Robin Manfredi as the Certified Court Administrator for the Municipal Court of North Hunterdon for the Calendar Year 2012 at a Salary established in the Budget of the Municipal Court of North Hunterdon for the year 2012.

**Resolution No. 19-2012- Tonnage Grant Application**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 19-2012**

**TONNAGE GRANT APPLICATION RESOLUTION**

**WHEREAS,** The Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS,** It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs;

**WHEREAS,** The New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

**WHEREAS,** The recycling regulation impose on municipalities certain requirements as a condition for applying tonnage grants, including but not limited to, making and keeping accurate, verifiable records of material collected and claimed by the municipality; and

**WHEREAS,** A resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township of Lebanon to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

**WHEREAS,** Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

**NOW THEREFORE BE IT RESOLVED** by the Township of Lebanon Committee of the Township of

Lebanon, Hunterdon County, New Jersey, that the Township of Lebanon hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates JoAnn Fascenelli to ensure that the application is properly filed; and

**BE IT FURTHER RESOLVED** that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust to be used solely for the purposes of recycling.

**Resolution No. 20-2011- Appointing a Fund Commissioner**

**STATE OF NEW JERSEY  
COUNTY OF HUNTERDON  
TOWNSHIP OF LEBANON  
RESOLUTION NO. 20-2012**

**STATEWIDE INSURANCE FUND  
RESOLUTION TO JOIN (RENEW) THE FUND**

WHEREAS, a number of local units have joined together to form the Statewide Insurance Fund (“FUND”), a joint insurance fund, as permitted by N.J.S.A. 40A:10-36, *et seq.*; and

WHEREAS, the Township of Lebanon (“LOCAL UNIT”) has complied with relevant law with regard to the acquisition of insurance; and

WHEREAS, the statutes and regulations governing the creation and operation of joint insurance funds contain elaborate restrictions and safeguards concerning the safe and efficient administration of such funds; and

WHEREAS, the LOCAL UNIT has determined that membership in the FUND is in the best interest of the LOCAL UNIT.

WHEREAS, the LOCAL UNIT agrees to be a member of the FUND for a period of three (3) years, effective from **January 1, 2012** terminating on **January 1, 2015** at 12:01 a.m. standard time; and

WHEREAS, the LOCAL UNIT has never defaulted on claims, if self-insured, and has not been canceled for non-payment of insurance premiums for two (2) years prior to the date of this Resolution.

NOW, THEREFORE, BE IT RESOLVED that the LOCAL UNIT does hereby agree to join the Statewide Insurance Fund; and

BE IT FURTHER RESOLVED that to the extent required by law, the Local Unit shall provide notice of the Indemnity and Trust Agreement to the Office of the State Comptroller; and

BE IT FURTHER RESOLVED that the LOCAL UNIT will be afforded the following coverage(s) as marked "Yes":

YES

NO

Workers' Compensation & Employer's Liability

**Liability, Property, Crime-Faithful Performance and Fidelity,  
Inland Marine, Boiler and Machinery, Comprehensive General  
Liability, Auto Liability, Auto Physical Damages  
and Professional Liability**

**Pollution Liability**

BE IT FURTHER RESOLVED that Patricia Schriver is hereby appointed as the LOCAL UNIT's Fund Commissioner and is authorized to execute the application for membership and the accompanying certification on behalf of the LOCAL UNIT; and

BE IT FURTHER RESOLVED that the LOCAL UNIT's Fund Commissioner is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying the membership in the FUND as required by the FUND's Bylaws and to deliver same to the Administrator of the FUND with the express reservation that said documents shall become effective only upon the LOCAL UNIT's admissions to the FUND following approval of the FUND by the New Jersey Department of Banking and Insurance.

## **ORDINANCES**

### **Introduction**

#### **ORDINANCE NO. 2011-01- CAP BANK**

*Motion by Mr. Milkowski, seconded by Mr. Morrison and carried by unanimous favorable roll call vote, the Township Committee approved Ordinance No. 2012-01 on first reading. (As entitled below).*

**ORDINANCE NO. 2011-01**

**CALENDAR YEAR 2011  
MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A: 4-45.14)**

Public Hearing will be held on January 18, 2012.

**APPOINTMENTS**

*Motion by Ms. Schriver, seconded by Mr. McKee, and carried by unanimous favorable roll call vote, the Township Committee approved the following appointments.*

**2012 APPOINTMENTS**

**DEPUTY CLERK:** Kimberly Jacobus  
**ASSISTANT ROAD SUPERVISOR:** Kevin Rivers  
**ACCOUNTS PAYABLE CLERK-** JoAnn Fascenelli  
**FIRE OFFICIAL:** Gary Apgar  
**SPECIAL POLICE CLASS II:** Alan Goracy  
**COAH LIAISON –** Gail Glashoff  
**POLICE MATRON:** Judy Dunlap  
**OFFICIAL ASSESSMENT SEARCHER:** Karen Sandorse  
**OFFICIAL TAX SEARCHER:** Mary Hyland  
**ISSUER OF SUBDIVISION CERTIFICATES:** Gail Glashoff  
**STATE HISTORIAN:** Vacant  
**POLICE MATRON:** Judy Dunlap  
**PERC WITNESS:** Howard Symonds  
**PERC WITNESS ALT:** Jess Symonds

**LIBRARY COMMISSION**

Art Gerlich  
Jan Gibas  
Barbara O'Rourke  
Eva Burrell  
Melanie Ryan  
Georgia Cudina  
Vacancy

**HISTORIANS**

William DeCoster  
Susan Donovan  
Victor Hoffman  
Carol Girgus  
Nina Savoia  
Andrew Smego

**AG ADVISORY COMMITTEE**

Adam Ambielli  
Al Nagie  
Gary Milkowski

**RECYCLING COORDINATOR**

JoAnn Fascenelli  
Jan Gibas, Assistant

**RECYCLING COMMISSION**

Jan Gibas  
Steve O'Reilly

**REPRESENTATIVE TO SWAC**

Vacancy

Eileen Lebida  
Tom Burrell  
Carol Baker

**PARK COMMITTEE**

Art Gerlich  
Collette Evanko  
Kimberly Jacobus  
Patricia Schriver  
Jen Matyas  
Jan Gibas  
Beth Fischer  
Wayne Maurer  
Kirk Petrik  
Eric Petrik  
Charles Fortenbacker

**BOARD OF ADJUSTMENT MEMBERS**

CLASS IV: Al Nagie, expires 12/15  
CLASS IV: Andy Kozlowski, expires 12/15  
CLASS IV-ALT II: Bill Machauer, expires 12/13

**PLANNING BOARD MEMBERS**

CLASS I: Mayor  
CLASS II: Art Gerlich, expires 12/12  
*CLASS III: Ron Milkowski, expires 12/12*  
CLASS IV: Doreen Bleck, expires 12/15  
CLASS IV -ALT I: Marc Laul, expires 12/12  
CLASS IV-ALT II: E.J. Skidmore, expires 12/13

*\*\*Class III is a Committee appointment*  
*\*\*Class II and Class IV is a Mayor appointment*

**2012 MAYORAL APPOINTMENTS**

**RECREATION COMMISSION**

Joseph Maurizio	5-year term, expires 12/16
Bridgett Como	Fill unexpired term, expires 12/12
Lori Swiston	Fill unexpired term, expires 12/15

**OPEN SPACE/ENVIRONMENTAL COMMITTEE**

Shelia McShane	3-year term, expires 12/14
Greg Cahill	3-year term, expires 12/14
Drew DePalma	3-year term, expires 12/14

**MUSCONETCONG RIVER MANAGEMENT COUNCIL**

Erik Henriksen – Liaison  
Nancy Lawler - Alternate

**RELOCATION ASSISTANCE OFFICER:** Brian Wunder  
**LIAISON TO STANDING COMMITTEES:** Thomas McKee  
**LIAISON TO PUBLIC WORKS:** Ronald Milkowski  
**LIAISON TO POLICE, FIRE & RESCUE:** Frank Morrison  
**LIAISON TO COAH & OPEN SPACE COORDINATOR:** Thomas McKee  
**LIAISON TO ADMINISTRATION & FINANCE:** Patricia Schriver  
**LIAISON TO GRANTS –** Patricia Schriver  
**LIAISON TO THE MUNICIPAL COURT OF NORTH HUNTERDON:** Brian Wunder  
**LIAISON TO THE HIGHLANDS –** Ron Milkowski  
**LIAISON TO LEGAL MATTERS –** Brian Wunder  
**LIAISON TO THE LOCAL SCHOOL DISTRICT-**Brian Wunder

**HAGEDORN LIAISON COMMITTEE:**

1 Member from Fire Department: Gary Milkowski  
Member from the Committee: Patricia Schriver  
Member from the Committee:

**TOWNSHIP CONTRACTS – AGREEMENTS**

*Motion by Mr. Milkowski, seconded by Mr. McKee and carried by unanimous favorable roll call vote, the Township Committee approved entering into contract for 30 days while reviewing the contracts:*

Zoning Officer – John Flemming  
Hunterdon Humane

*Motion by Ms. Schriver, seconded by Mr. Morrison and carried by unanimous favorable roll call vote, the Township Committee approved the following agreements.*

Newsletter – Design and Maintenance – Karen Newman  
Website – Design and Maintenance – Karen Newman

**NEW BUSINESS**

**TOWNSHIP DINNER**

The Township Committee would like to schedule the Township Dinner for the weekend of March 31 or April 14 at the Bloomsbury Fire House.

**PUBLIC COMMENTS**

*Motion by Ms. Schriver, seconded by Mr. Milkowski and carried by unanimous favorable roll call vote, the Township Committee opened the public comment portion of the meeting.*

Garry Peabody and Colleen Ingram, representatives from the North Hunterdon-Voorhees Board of Education spoke to the Committee about creating good communications between Lebanon Township and the North Hunterdon-Voorhees Board of Education. They are working on their budget and they are trying to keep it down as much as possible. In the last 5 years that Mr. Peabody has been with the Board, they have lost about a million dollars a year in the school budget and have maintained a lot of jobs. They eliminated three administrators in the last year and they just want to inform the Committee of what is going on.

Colleen Ingram stated that they want to highlight the good news for the town and the district and it is now being put on the website through both schools. It is part of the new strategic planning for better communication, the website is [www.nhvweb.net](http://www.nhvweb.net). Questions can be answered on the site by any of the board members and there is always good news listed on the website for the schools. There was good news regarding National Merit Scholar

LTCM  
REORGANIZATION MEETING  
01/04/2012  
PAGE 22

Commendations. The representative from Lebanon Township who earned a Commended Student ranking was Jake Szymczak

Nancy Darois told the Committee they were doing a good job, but thought that they may have been over the legal number of people in the meeting room, they have to watch. They have to follow the fire code for the number of people in a public meeting because they have cancelled meetings before.

*Motion by Ms. Schriver, seconded by Mr. Morrison and carried by unanimous favorable roll call vote, the Township Committee closed the public comment portion of the meeting.*

*Having no further business to come before the Committee, a motion was made by Ms. Schriver, seconded by Mr. Milkowski and carried by unanimous favorable roll call vote to adjourn the meeting at 7:48 p.m.*

Respectfully submitted,

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Karen J. Sandorse, RMC/CMC  
Municipal Clerk

Approved: January 18, 2012

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Brian Wunder, Mayor