

CALL TO ORDER

Mayor Mike Schmidt called the meeting to order at 7:00 p.m. and stated that in compliance with the "Open Public Meeting Act" this is a Regular Meeting of the Township Committee as published in the Hunterdon Review, the agenda has been posted at the Municipal Building and distributed to the Hunterdon Review, Courier News, the Express Times, the Hunterdon County Democrat and the Star Ledger.

FLAG SALUTE

Mayor Schmidt asked everyone to please stand for the Flag Salute and for a moment of silence in honor of our Servicemen and Women.

ROLL CALL

Present -	Mike Schmidt	Thomas McKee	Brian Wunder
	Marc Laul	Beverly Koehler	

Absent-

Also Present - Attorney Matt Lyons, Clerk Karen Sandorse and 5 members of the public.

PRESENTATION OF MINUTES

Minutes of the Regular Meeting of February 6, 2019

Motion by Mr. Laul, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee approved minutes of the Regular meeting of February 6, 2019.

Minutes of the Executive Session of February 6, 2019 #1 – Tabled to Executive Session

Minutes of the Executive Session of February 6, 2019 #2 - Tabled to next meeting.

PUBLIC COMMENTS – for agenda items only.

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

No Comments from the Public.

Motion by Mr. Laul, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee closed the public comment portion of the meeting.

RESOLUTIONS

Resolution No. 29-2019 – Engagement of a Municipal Court Judge

Motion by Ms. Koehler, seconded by Mr. McKee and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No. 29-2019 as written below.

**TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION NO. 29-2019
RESOLUTION AUTHORIZING THE ENGAGEMENT
OF A MUNICIPAL COURT JUDGE**

WHEREAS, the Township of Lebanon has entered into a Shared Services Agreement for a Shared Municipal Court between the Township of Lebanon and the Township of Tewksbury; and

WHEREAS, the Municipal Court requires the services of a Municipal Court Judge for a three year term, January 1, 2019 to December 31, 2021; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Lebanon, Hunterdon County, New Jersey, hereby ratifies the Appointment of Edward Martin as the Municipal Court Judge.

Resolution No. 30-2019 – Transfers

Motion by Mr. Laul, seconded by Mr. McKee and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No. 30-2019 as attached.

**TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION NO. 30-2019
TRANSFERS**

Resolution N0. 31-2019 – Return Overpayment of Taxes

Motion by Mr. Laul, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No. 31-2019 as written below.

**TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION NO. 31-2019
RETURN OVERPAYMENT TAXES**

WHEREAS there has been an overpayment of first quarter 2019 taxes for Block 18, lot 40, 173 Mt Grove Road, assessed to Lauren and Holly McCallum-Young, and,

WHEREAS this overpayment in the amount of \$1,518.52 has been requested for return by Quicken Loans for the owners, Lauren and Holly McCallum-Young,

THEREFORE BE IT RESOLVED that a check be signed by the Mayor, Clerk and Treasurer and this check be mailed to:

Lauren and Holly McCallum-Young
173 Mount Grove Road
Califon, NJ 07830

OLD BUSINESS

Volunteer Appreciation Event – Schedule Date

Mr. Laul provided the Committee with dates that the Park Pavilion is available for the Volunteer Appreciation Event.

Motion by Ms. Koehler, seconded by Mr. Laul and carried by unanimous favorable roll call vote, the Township Committee scheduled the Volunteer Appreciation Event to be held on May 18, 2019 with Max's Market and Eatery and other local vendors providing the food and services.

NEW BUSINESS

New Police Vehicle Purchase

Mayor Schmidt said that two police vehicles have been damaged in accidents. The Police Chief located an available car at Winner Ford, which was on the February 20, 2019 agenda for Committee approval. The February 20th meeting was canceled due to inclement weather. The Chief and his team spoke with the Mayor and CFO on February 21, 2019 and asked if it was possible to expedite the purchase of the car as it was currently available and they would have to wait 20 weeks, or more, for another car to be ready. Mayor Schmidt noted that the Qualified Purchasing Agent, with certification of funds from the CFO, is qualified to make purchases for the Township. It would have been a violation of the Sunshine Laws to survey the Committee on the purchasing of the car, outside of a public meeting, and it was not deemed a highly emergent matter, which would have enabled the calling of an Emergency Meeting. After discussions with the Mayor, Township Attorney, CFO, QPA and Clerk the decision was made to authorize the QPA to purchase the vehicle on February 22, 2019.

Mayor Schmidt noted that in the past the Township has leased the vehicles, but due to the flexibility in the budget, the SUV was able to be purchased outright waiving the need to pay the 6.5% interest charges.

Motion by Mr. Laul, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee affirmed the purchase of a 2019 Ford Interceptor SUV, at \$39,924.00, from Winner Ford.

Qualified Purchasing Agent's Purchasing Procedures

The Committee discussed when and how the QPA can make purchases. Mayor Schmidt said that the Township can write an ordinance that modifies the authority of the QPA, or through a resolution, establish the policy that needs to take place prior to the purchase request being submitted to the QPA.

The Committee authorized the Township Attorney to prepare a resolution, for the next meeting, establishing that the CFO will need a memorandum from the Mayor and Liaison authorizing a purchase prior to certifying funds to the QPA. The Purchase Request Form should be generated by the Department Head.

Plans for Pat Schriver Memorial Stage

Mr. Erik Petrik stated that the Pat Schriver Memorial Committee has secured an architect to prepare the drawings for the Stage project. Mr. Ezio Columbro worked with Ms. Schriver when he drafted the plans for the concession stand and he has very generously agreed to work with the Memorial Committee on the Stage, also.

Mr. Petrik informed the Committee that the Memorial group met in November and are thinking about putting the stage where the volleyball courts are and moving the volleyball courts in front of the concession stand, in the field, away from the septic system. It is proposed that the Stage will be 300 sq. ft. and the building will be somewhat larger.

Mr. Petrik noted that the project will be costly but, thanks to the Ambielli's, they do have funds to begin the project. The group would now like to know what the next steps will be once the plans are drawn. Mr. Petrik said that it is hard to obtain volunteers and funds when there is no plan in place. They need to know that there are reasonable funds available for the project.

Mayor Schmidt stated that moving forward it will need to formally be noted what the role is of the Memorial Park Committee and the Friends of Memorial Park as certain rules apply for each group. When the two groups are ready with a proposed plan that would be a good check point to obtain Township Committee approval. Then it will be determined which group will handle which aspect of the project. The Committee will need to know, before breaking ground, that there are adequate funds to complete the project.

Historian's Request to Appoint a New Member

At the request of the Township Historians, Mayor Schmidt appointed David Overaker to the Historian Committee.

Motion by Mr. Laul, seconded by Ms. Koehler and carried by unanimous favorable roll call vote, the Township Committee supported the Mayor's appointment of David Overaker to the Historians Committee.

Boy Scout Troop 92 Request for Use of Municipal Storage Shed

Mr. Darin McDowell, of Boy Scout Troop #92, is requesting to utilize one of the four sheds behind Fire Station 2. Two of the sheds are used by the Recreation Committee, one is for the Police Department and one is used for miscellaneous signs and equipment. Mayor Schmidt informed the Committee that the shed located by the football field was moved from behind the Fire Station so there is a vacant pad in that location. Mayor Schmidt suggested permitting the Boy Scouts to place a shed, acquired by the Boy Scouts, on the vacant gravel pad behind the Fire Department.

Mr. McKee made a motion for the Township Committee to authorized Boy Scout Troop #92's to place a, Boy Scout owned, shed on the gravel pad behind Fire Station No. 2, subject to an agreement being entered into with the Township, indemnification and insurance certification. There was no second to motion made. Motion failed.

Recreation Sheds

Mayor Schmidt said that one of the recreation sheds is deteriorating, the roof is beyond repair, caving in. Mr. Wunder will look into pricing to replace the shed and will bring a proposal back to Committee for the next meeting.

Purchase of Employee Identification Tag Machine

The Township Committee has determined that identification cards will be beneficial for the employees, volunteers and solicitors to have.

Motion by Mr. Laul, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee approved the purchase of a Fargo DTC 1250 Tag printer, with a camera, at a cost of \$1600, through Amazon.

PRESENTATION OF VOUCHERS

Committee Members provided a description of vouchers exceeding \$1000.00.

Motion by Mr. Wunder, seconded by Mr. Laul and carried by unanimous favorable roll call vote, the Township Committee approved the February 20, 2019 and the March 6, 2019 bill list in the total amount of \$2,847,320.09, with the Updyke Lumber check, in the amount of \$21,611.00, being held until the Municipal Office Doors are delivered.

CORRESPONDENCE

- a. Tax Collector's Report for the Month of January 2019
- b. Recreation Commission January 3, 2019 Meeting Minutes
- c. LT EOSC January 7, 2019 Meeting Minutes

PUBLIC COMMENTS

Motion by Mr. Laul, seconded by Ms. Koehler and carried by unanimous favorable roll call vote, the Township Committee opened the Public Comment portion of the meeting at 8:01 p.m.

Mr. Charlie Fortenbacher thanked Ms. Koehler and DPW Manager Warren Gabriel for their efforts in the new street light being installed on Sliker Road near St. Nicholas Village.

Motion by Mr. Laul, seconded by Ms. Koehler and carried by unanimous favorable roll call vote, the Township Committee closed the public comment portion of the meeting at 8:03 p.m.

EXECUTIVE SESSION - Resolution No. 32-2019

Motion by Ms. Koehler, seconded by Mr. Laul and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No. 32-2019 and convened in executive session at 8:05 p.m. It is anticipated that action will be taken.

TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION NO. 32-2019
RESOLUTION AUTHORIZING EXECUTIVE SESSION

WHEREAS, the Open Public Meetings Act; *N.J.S.A. 10:4-6 et seq.*, declares it to be the public policy of the State to insure the right of citizens to have adequate advance notice of and the right to attend meetings of public bodies at which business affecting the public is discussed or acted upon; and

WHEREAS, the Open Public Meetings Act also recognizes exceptions to the right of the public to attend portions of such meetings; and

WHEREAS, the Mayor and Committee find it necessary to conduct an executive session closed to the public as permitted by the *N.J.S.A. 40:4-12*; and

WHEREAS, the Mayor and Committee will reconvene in public session at the conclusion of the executive session;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Lebanon, County of Hunterdon, State of New Jersey that they will conduct an executive session to discuss

the following topic(s) as permitted by *N.J.S.A. 40:4-12*:

A matter which Federal Law, State Statute or Rule of Court requires be kept confidential or excluded from discussion in public (Provision relied upon: **02/06/19 Executive Session Minutes** _____);

_____ A matter where the release of information would impair a right to receive funds from the federal government;

_____ A matter whose disclosure would constitute an unwarranted invasion of individual privacy;

A collective bargaining agreement, or the terms and conditions thereof (Specify contract:); **CWA Contract Negotiations**

_____ A matter involving the purpose, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed; Real Estate Acquisitions –

_____ Tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection;

_____ Investigations of violations or possible violations of the law;

Pending or anticipated litigation or contract negotiation in which the public body is or may become a party; (The general nature of the litigation or contract negotiations is) **Potential Shared Services with Tewksbury Township**

_____ Professional Service Contracts – The public disclosure of such information at this time would have a potentially negative impact on the municipality's position in the litigation or negotiation; therefore this information will be withheld until such time as the matter is concluded or the potential for negative impact no longer exists.

_____ Matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his or her ethical duties as a lawyer; (The general nature of the matter is: OR _____ the public disclosure of such information at this time would have a potentially negative impact on the municipality's position with respect to the matter being discussed; therefore, this information will be withheld until such time as the matter is concluded or the potential for negative impact no longer exists.);

Matters involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective or current public officer or employee of the public body, where all individual employees or appointees whose rights could be adversely affected have not requested in writing that the matter(s) be discussed at a public meeting; (The employee(s) and/or general nature of discussion is: the public disclosure of such information at this time would violate the employee(s) privacy rights; therefore this information will be withheld until such time as the matter is concluded or the threat to privacy rights no longer exists. **Personnel Policy Matter, Zoning Officer hours, Assistant Library Clerk Position**

_____ Deliberation occurring after a public hearing that may result in the imposition of a specific civil penalty or loss of a license or permit;

BE IT FURTHER RESOLVED that the Mayor and Committee hereby declare that their discussion of the subject(s) identified above may be made public at a time when the Township Attorney advises them that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the Township or any other entity with respect to said discussion.

BE IT FURTHER RESOLVED that the Mayor and Committee, for the reasons set forth above, hereby declare that the public is excluded from the portion of the meeting during which the above discussion shall take place.

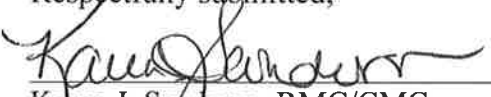
Public Meeting reconvened at 9:15 p.m.

Motion by Mr. Laul, seconded by Mr. McKee and carried by unanimous favorable roll call vote, the Township Committee approved the 02/06/2019 Executive Session minutes with an amendment under "Tewksbury Township-Shared Services".

ADJOURNMENT


Having no further business to come before the Committee a motion was made by Mr. Wunder seconded by Mr. McKee, and carried by unanimous favorable roll call vote to adjourn the meeting at 9:17 p.m.

Respectfully submitted,



Karen J. Sandorse, RMC/CMC
Municipal Clerk

Approved: March 20, 2019



Mike Schmidt, Mayor