

CALL TO ORDER

Mayor Marc Laul 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 Laul 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 -	Marc Laul	Thomas McKee	Ronald Milkowski
	Brian Wunder	Mike Schmidt	

Absent-

Also Present - Attorney Dick Cushing, Clerk Karen Sandorse and 21 members of the public.

PRESENTATION OF MINUTES

Minutes of the Regular Meeting of May 4, 2016

Motion by Mr. Schmidt, seconded by Mr. McKee and carried by favorable roll call vote, the Township Committee approved minutes of the regular meeting of May 4, 2016. AYES: Schmidt, Laul, McKee, Milkowski ABSTAIN: Wunder

Minutes of the Executive Session of May 4, 2016

Motion by Mr. McKee, seconded by Mr. Schmidt and carried by favorable roll call vote, the Township Committee approved minutes of the executive session of May 4, 2016. AYES: Schmidt, Laul, McKee, Milkowski ABSTAIN: Wunder

PRESENTATION OF VOLUNTEER APPRECIATION AWARDS

Mayor Laul stated that this is the second year in which the Lebanon Township Environmental Commission held a program to cleanup the roads in the Township. Ms. Deborah Szmajda, 6th Grade Science Teacher and Ms. Dawn Cappello, 7th Grade Science Teacher from Woodglen School worked with students and covered 50 miles of roadway in the community. In total, 250 residents participated in the program and collected more than 3,500 lbs. of trash. There were 60 students from Woodglen School who participated and collected 2,132 lbs. of trash on their own.

Other groups that participated in the cleanup were the Voorhees High School Environmental Club, Spruce Run Youth Group, Cub Scout Pack 92, Girl Scout Troops 80059 and 80374 and the Little Brook Nursing Home.

Mayor Laul stated that this evening the Township Committee will be honoring 11 students who were the top collectors in their grades. EOSC Chairman Adam Duckworth and Ms. Szmaida were present to assist Mayor Laul in honoring each student with a Volunteer Appreciation Award. The following students were recognized.

John Hanlon	Dylan Tatoris
Jayne Teal	Aley Sherrer
Patrick Pfunke	Joeseeph Avallone
Matthew Avallone	Faith Roll
Mackenzie Vreeland	Tom Roll
Angeline Thomas	

PUBLIC COMMENTS – limited to agenda items only.

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

There were no comments from the public.

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

ORDINANCES

Introduction

Ordinance No. 2016-05- Capital Improvement

Motion by Mr. McKee, seconded by Mr. Schmidt and carried by unanimous favorable roll call vote, the Township Committee approved Ordinance No. 2016-05 on first reading as entitled below.

TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
ORDINANCE NO. 2016-05

CAPITAL ORDINANCE OF THE TOWNSHIP OF LEBANON, IN THE COUNTY OF HUNTERDON, NEW JERSEY AUTHORIZING THE ROAD RESURFACING PROGRAM AND THE ACQUISITION OF A PICKUP TRUCK IN, BY AND FOR THE TOWNSHIP, APPROPRIATING THEREFOR THE SUM OF \$340,000 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP.

Public Hearing to be held on June 1, 2016

RESOLUTIONS

Resolution No. 41-2016 – Purchase of Generators (3)

Motion by Mr. Wunder, seconded by Mr. Schmidt and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No. 41-2016 as written below and designated OEM Coordinator Alan Goracy to oversee the grant with the Mayor following up.

**TOWNSHIP OF LEBANON
HUNTERDON COUNTY, NEW JERSEY
RESOLUTION NO. 41-2016
RESOLUTION AUTHORIZING PURCHASE OF
EMERGENCY SERVICES GENERATOR**

WHEREAS, the Township Office of Emergency Management has determined that the emergency services generator is vital to operations of the Township in times where storms or other causes prevent the delivery of normal electric service for emergency purposes; and

WHEREAS, the Township has been awarded a Federal Emergency Management Agency Hazard Litigation Grant (“Grant”) for a generator; and

WHEREAS, the Grant calls for a total project cost of \$92,800 with the Federal share being \$81,041 and the non-Federal share being \$11,759; and

WHEREAS, the Grant requires the Township to execute a “Grant/Sub-grantee Agreement;” and

WHEREAS, the Township has received a Grant from Warshauer Generator, LLC, a vendor who holds a State contract for supplying emergency generators, and accordingly, the Township need not bid for the acquisition of the generator; and

WHEREAS, a copy of the quotation from Warshauer Generator, LLC is attached hereto; and

WHEREAS, the Chief Financial Officer has certified that there are adequate funds available to pay the Township’s share of the acquisition of the generator.

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

1. It is hereby authorized that the Township purchase a Generac RD-30kW Generator in accordance with a quotation, dated March 7, 2016, from Warshauer Generator, LLC, pursuant to the State Contract;
2. The Mayor and Clerk are authorized to sign the Grantee/Sub-grantee Agreement (Sub-Grant Agreement-Hazard Mitigation Grant Program (CFDA #97.039)) for this project; and
3. The Mayor, Clerk, CFO and Emergency Management Coordinator, Alan Goracy, are hereto authorized to take such actions as are necessary to purchase and install the Generac RD-30kW Generator in accordance with the attached quotation from Warshauer Generator, LLC.

OLD BUSINESS

Winding Brook Lane and Pine Ridge Road - Residents Request

Mr. Ford Coles, President of the Road Association stated that the Association is looking for the Township to take over Winding Brook Lane and Pine Ridge Road. Mr. Coles stated that Winding Brook Lane is a through street and the lower end has already been taken over by the Township. Mr. Coles stated that the Association is looking for the Township to take over the roads because the property owners are spending a lot of money to maintain them. Mr. Coles noted that, in addition, the residents are paying the same amount of taxes that everyone else is paying. Mayor Laul stated that the Association had an engineer conduct a survey on the roads to compare with the Class II Road requirements of the Township. They have provided a copy of it to the Committee for their consideration. Mr. Milkowski stated that now that the survey has been received it may be a good idea to get an opinion from the Township Engineer on which direction he thinks the Committee should go. Mayor Laul stated that the DPW Manager may have some concerns also so the Committee should receive his thoughts on the matter. Mr. Coles informed the Committee that the road is used by others also and traffic is sometimes diverted through the road if there is an incident in the area. The Township Committee requested that the Clerk send the survey findings to the Township Engineer for his opinion to be provided for the next meeting.

NEW BUSINESS

Friends of Memorial Park – Park Basketball Courts

Friends of Memorial Park sent a letter to the Township Committee stating that Past Committeewoman Patricia Schriver wanted to have the basketball courts in the Park upgraded as they are heaved and have cracks. There is also a problem with water puddling when it rains because the water does not run off the courts properly. The Friends will be having the work done to correct the deficiencies and a 3” compacted 1-5 asphalt wearing course will be installed at their cost.

A few years ago Ms. Schriver had requested that the Township Committee reserve the Township’s Hunterdon County Open Space Funds for the basketball court repairs which the Committee agreed. As the work was never completed the Friends are now asking that the OSTF money be reserved for the Park’s use for future projects.

Mr. Milkowski stated that the money can only be banked for so long. If the Friends have a worthwhile project then the money can be used for that unless another project should come up. Mr. McKee stated that Friends just need to be made aware that there is a time limit on the use of the money.

Friends of Memorial Park – Maintenance of Gardens

Friends of Memorial Park sent a letter to the Township Committee to inform them that they would like to hire Oasis Lawn Care LLC for weeding, mulching, planting and other maintenance to the gardens at Memorial Park. If the Committee approves the proposal a Certificate of

Liability Insurance, naming the Township additionally insured will be requested prior to work commencing. The Friends will cover the cost of the work.

Mr. Milkowski stated that he would like a summary of what work was done and with the overall cost.

Motion by Mr. Milkowski, seconded by Mr. Schmidt and carried by unanimous favorable roll call vote, the Township Committee approved the Friends of Memorial Park request for Oasis Lawn Care LLC to conduct maintenance in the park with a Certificate of Liability required.

Youth Fishing Challenge at Hoffman's Crossing – June 11th 2016

Mr. McKee stated that at the Recreation Commission meeting there was a discussion on the Youth Fishing Challenge that will be held at the Hunterdon County Educational Services facility, 37 Hoffman's Crossing Road on June 11, 2016, 8:30 a.m. – 12:30 p.m. Mr. McKee asked Mr. Dennis R. Balodis of the HCES to attend the Committee meeting to inform all of the upcoming event. Mr. Balodis stated that the HCES purchased the property on April 21, 2015. They want to utilize the property for environmental education and activities for the entire community. The HCES has partnered with the Dept. of Community Affairs and the Division of Fish and Wildlife in hosting the Youth Fishing Challenge. The event is in coordination with Hooked on Fishing Not on Drugs. Mr. Balodis informed the Committee that the schools have been notified about the event and the municipal newsletter will have a notification in it also. The Fire Department/First Aid Squad will be conducting a standby and the Raritan Headwaters will be providing a demonstration on environmental water purity. The Lebanon Township Recreation Commission will also be providing refreshments. The competition is for individuals of 20 years and younger. The competition is statewide and the rankings will be largest fish, number of fish, etc. Prizes will be given and there is no fishing license needed that day. Mr. Balodis stated that the HCES is looking to make their facility a very viable education center, not only for students but for adults also. Mr. Balodis said that HCES wants to be a part of the Lebanon Township community, possibly partnering with Fire Department for their drills. Mr. Balodis noted that the event is a good way for the community to see the property. Mr. McKee said that he is hoping for a good partnership with the HCES in the future. Mr. Balodis stated that there will be an Apple Fest on October 15, 2016.

DPW Manager – Request to Seek Bids for Black Top

Motion by Mr. Wunder, seconded by Mr. Schmidt and carried by unanimous favorable roll call vote, the Township Committee authorized the DPW Manager to seek bids for the black top as requested in his May 16, 2016 correspondence.

Library Committee – Employee Position Modification

Held for executive session.

Application for Blue Light Permit – Fire Dept. Volunteer Paul Lagarenne

Motion by Mr. Milkowski, seconded by Mr. McKee and carried by unanimous favorable roll call vote, the Township Committee approved a Blue Light Permit for Fire Dept. Volunteer Paul Lagarenne.

Application for Blue Light Permit – Fire Dept. Volunteer Daniel Paolillo

Motion by Mr. Milkowski, seconded by Mr. Schmidt, and carried by unanimous favorable roll call vote, the Township Committee approved a Blue Light Permit for Fire Dept. Volunteer Daniel Paolillo.

DWI Holding Cells – John’s Law

Ordinance will be on the next meeting agenda.

PRESENTATION OF VOUCHERS

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

Motion by Mr. Milkowski, seconded by Mr. Schmidt and carried by unanimous favorable roll call vote, the Township Committee approved the May 18, 2016 bill list in amount of \$ 65,712.81.

CORRESPONDENCE

- a. Historian’s April 7, 2016 Meeting Minutes
- b. Library Committee’s April 13, 2016 Meeting Minutes
- c. Tax Collector’s Report for the Month of April 2016

Mr. Milkowski stated that the Committee has been provided with a copy of a letter from Fire Marshall Gray Apgar to the Fire Department. The letter commends the Fire Department for their efforts in a structure fire in Lebanon Township. Mr. Milkowski stated that he would like to send the letter to the other departments who also responded to the fire. The Committee agreed.

Mayor Laul stated that the Department of Public Works removed the boulder on Mt. Grove Road in preparation for the road to be paved. Mayor Laul stated that the DPW did an awesome job; the roadway is now open and clear. Mr. Wunder stated that the DPW did a fantastic job clearing the dead trees and debris away at the Library also.

PUBLIC COMMENTS

Motion by Mr. Wunder seconded by Mr. McKee and carried by unanimous favorable roll call vote, the Township Committee opened the public comment portion of the meeting at 7:45 p.m.

Mr. Adam Duckworth, LTEOSC Chairman, thanked the Committee for recognizing the students from Woodglen School for their efforts in the cleanup day. The kids were excited to come to the

meeting and to meet the Mayor and Committee members. It was very nice for them to be recognized. Mr. Duckworth stated that programs such as this help to build a sense of community. Mr. Duckworth thanked his wife Maria Naccarato for leading the program and noted that it was nice to build a relationship with Ms. Debra Szmaida, Woodglen Science Teacher. Mr. Duckworth said that the next program will be in progress shortly and will be noted in the upcoming newsletter. Mr. Duckworth stated that a Farm Passport will be included in the newsletter and encouraged all to take it to visit all of the Township's local farm stands. Have the passport stamped and you will have the opportunity to win \$50.00. Mayor Laul stated that he appreciates Mr. Duckworth's efforts.

Ms. Laurie Hoffman said that there has never been minutes from the Friends listed on the agenda and possibly once from the Park Committee. There are only Library and Historians minutes submitted. Ms. Hoffman stated that for several years the Committee has stated that all of the subcommittees are required to submit minutes but not all provide them.

Motion by Mr. Wunder, seconded by Mr. Schmidt and carried by unanimous favorable roll call vote, the Township Committee closed the public comment portion of the meeting at 7:50 p.m.

Resolution No. 42-2016 –Executive Session

Motion by Mr. Schmidt, seconded by Mr. McKee and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No. 42-2015 and convened in executive session at 7:52 p.m.

**TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION NO. 42-2016**

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: _____);

_____ 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: **Contract for a Particular Employee – Discussion on the Status of the Collective Bargaining Negotiations with the CWA**);

_____ A matter involving the purchase, 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: **Local School Shared Services and Another 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: _____ Union Contract _____ 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.;

_____ 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.

The Township Committee reconvened the Public Meeting at 8:42 p.m.

ADJOURNMENT

Having no further business to come before the Committee a motion was made by Mr. Milkowski seconded by Mr. McKee and carried by unanimous favorable roll call vote to adjourn the meeting at 8:43 p.m.

Respectfully submitted,

Karen J. Sandorse, RMC/CMC
Municipal Clerk

Approved: June 1, 2016

Marc Laul, Mayor