

CALL TO ORDER

Mayor Thomas McKee 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 McKee 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 - Thomas McKee Ronald Milkowski Bernard Cryan Marc Laul

Absent- Brian Wunder

Also Present - Attorney Dick Cushing, Clerk Karen Sandorse and 14 members of the public.

PRESENTATION OF MINUTES

Minutes of the Regular Meeting of September 16, 2015

Motion by Mr. Laul, seconded by Mr. Cryan and carried by unanimous favorable roll call vote, the Township Committee approved minutes of the regular meeting of September 16, 2015.

Minutes of the Executive Session Meeting of September 16, 2015

Motion by Mr. Milkowski, seconded by Mr. Cryan and carried by unanimous favorable roll call vote, the Township Committee approved the minutes of the executive session meeting of September 16, 2015.

PUBLIC COMMENTS – for agenda items only.

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

RESOLUTIONS

Resolution No. 69 -2015 – Authorizing Execution/PBA 386 Collective Bargaining Agreement

Motion by Mr. Laul, seconded by Mr. Milkowski and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No. 69-2015 as written below.

**TOWNSHIP OF LEBANON
HUNTERDON COUNTY, NEW JERSEY
RESOLUTION NO. 69-2015
RESOLUTION AUTHORIZING THE EXECUTION OF A COLLECTIVE BARGAINING
AGREEMENT BETWEEN
THE TOWNSHIP OF LEBANON AND PBA LOCAL 386**

WHEREAS the Township of Lebanon (the “Township”) and PBA Local 386, Lebanon Township Unit (the “Union”) have engaged in collective bargaining pursuant to N.J.S.A. 34:13A-1 et. seq.; and

WHEREAS, the Township and the Union have negotiated the terms of a Collective Bargaining Agreement, a copy of which is attached to this Resolution; and

WHEREAS, the Township desires to enter into a Collective Bargaining Agreement with the Union for the years 2015 – 2018; and

WHEREAS, the Mayor and Committee have reviewed the Collective Bargaining Agreement and find that it is in the best interests of the Township to enter into the Collective Bargaining Agreement.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Lebanon, County of Hunterdon, New Jersey, that the Mayor be and is hereby authorized to execute on behalf of the Township the Collective Bargaining Agreement with PBA Local 386, Lebanon Township Unit that is attached hereto.

Resolution No. 70- 2015 – Plenary Retail Consumption License – Special Condition

Motion by Mr. Laul, seconded by Mr. Cryan and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No. 70-2015 as written below.

**TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION NO. 70-2015
PLENARY RETAIL CONSUMPTION LICENSE
SPECIAL CONDITION**

WHEREAS, the below listed Plenary Retail Consumption Licensee has submitted an application to the State of New Jersey Division of ABC; and

WHEREAS, the applicant is qualified to be licensed according to all statutory, regulatory and local government ABC Laws and regulations; and

WHEREAS, on August 5, 2015 the Township Committee of the Township of Lebanon, granted a renewal for the 2015-2016 year; and

WHEREAS, the license has been inactive since September 28, 2006 and the licensee has petitioned the Director of the Division of ABC for a Special Ruling pursuant to the provisions of N.J.S.A. 33:1-12.39; and

WHEREAS, as the licensee is requesting relief for the 2015-16 (seventh), 2016-17 (eighth) and 2017-18 (ninth) license terms a Special Condition must be placed upon the license stating the no further renewals of this license shall be granted unless the license is being actively used at an approved site on or before June 30, 2018, except if good cause for reconsideration is shown.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Lebanon, in the County of Hunterdon, State of New Jersey, that a Special Condition is placed upon License No. 1019-22-007-001; LEDYARD B. SCHUYLER, JR - RIVER STYX INN –374 Vernoy Road, establishing that no further renewals of this license shall be granted unless the license is being actively used at an approved site on or before June 30, 2018, except if good cause for reconsideration is shown.

Resolution No. 71-2015 - Award Rock Salt Bid

Motion by Mr. Cryan, seconded by Mr. Laul and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No.71-2015 as written below.

TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION NO. 71-2015
RESOLUTION AWARDING A CONTRACT FOR
ROCK SALT

WHEREAS, the Board of Chosen Freeholders awarded a master contract to International Salt, Inc. (Rock Salt) on September 15, 2015 to provide rock salt for the County and members of the Cooperative Pricing System for Ice Control Materials Bid No. 2015- 23 for the 15/16 season, and

WHEREAS, the Township Committee has requested to participate in the Cooperative Pricing System for Snow and Ice Control Materials with the anticipation of purchasing 2000 tons of Rock Salt, and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lebanon, County of Hunterdon, State of New Jersey that the following contract be awarded for a contract period of September 16, 2015 to September 15, 2016.

COMPANY	ITEM	PRICE
Atlantic Salt	Rock Salt	\$ 69.28 per ton

OLD BUSINESS

Electronic Recycling

Mr. Laul stated that the Electronic Recycling event was a great success.

Museum Restroom Facility

Mr. Laul stated that he talked to the Historians and they have spoken to the Clerk on how to move forward with the new restroom for the Museum.

NEW BUSINESS

Voorhees High School – Proposed Turf Field

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

Ms. Maren Smagala, District Communication Coordinator for the North Hunterdon-Voorhees Regional High School District, stated that the Township Clerk notified the Board that concerns have been raised by residents with regard to the plan for a new turf field at Voorhees High School. The project is included in the upcoming referendum which will be on the ballot in November. Ms. Smagala also noted that she spoke to Mr. Laul who informed her of some of the apprehensions the residents have.

Ms. Smagala informed the Committee that the District's architect was not able to make it to the meeting; however, he provided answers to the questions Mr. Laul raised.

Ms. Smagala commented the following items:

- **What type of materials will be used in the construction of the field?** The specifics as to the materials that will be used will be determined during the design phase. In general; however, the new field cross section will consist of a layer of filtered fabric, 4 – 6 inches of clean stone, 2 inches of clean finish stone and carpet on top. Materials of sand or rubber or a mix of both will be in filled.
- **Will chemicals from the new field leach into the soil?** The architect noted that there are no known chemicals or contaminants from a turf field and the NJDEP has approved the use of turf fields throughout the state.
- **Is there a treatment process for the water that would soak through the turf before it soaks into the ground?** In the perspective of stormwater management, the new field would be a major development and the water runoff would need to be managed/treated to comply with the Township's and the DEP's stormwater control requirements. The District will need to be sure that the stormwater leaves the site at a lower rate than it does now

and that the runoff is treated to meet water quality requirements. The runoff will also need to be recharged back into the ground as an aquifer. The full details of how and where the issue will be addressed on site will be determined during the design phase of the project.

- **Can someone play on artificial turf when the temperatures are above 95 degrees?** The architect is not aware of any prohibition of someone playing on the turf field when the temperature rises above 95 degrees. The field can be watered down to provide temporary relief from the heat.
- **Does the artificial turf need to be treated to prevent bacterial growth?** No, the turf does not need to be treated. If blood or vomit were to get on the turf it would be cleaned according to the manufacturer's recommendations. The school's maintenance staff will receive training on how to clean the field from the manufacturer. The fields are otherwise self-cleaning through rain.

Ms. Smagala stated the Board members, Mr. Francis Goger and Mr. John Melick are present to answer questions also.

Mr. Milkowski asked what the life expectancy is for the field. Ms. Smagala stated that the warranty for the field is for 10 years; however, the North Hunterdon field is now 10 years old and the district has been told that they will get a few more years of use out of it. It may last up to 15 years. Mr. Milkowski asked if the cost to replace the field is to replace the entire field or is it only for the top layer. Ms. Smagala stated that the replacement involves only the top layer of turf.

Mr. Cryan asked what the cost is for the annual maintenance of the field and what the cost analysis is for a traditional field as opposed to the artificial turf. Ms. Smagala did not have that information with her.

Mr. Laul stated that individuals tried to raise the money for a turf field but there did not seem to be interest in the project. Mr. Laul questioned why the Board believes that there is a need for the field. Ms. Smagala said that there have been many residents/parents who have come to Board meetings asking for a new turf field. Voorhees does not have a lot of fields. There is one field that is used for lacrosse and soccer and three levels of boys and girls use it. The turf field would be a multipurpose field that will be used by all sports teams. The field will not be just for football. It will be lined for soccer, lacrosse, field hockey and football.

Mr. John Bernath of 8 County Woods Drive stated that he has environmental concerns with the turf field. Mr. Bernath noted that his property is adjacent to the school and actually touches the field. Mr. Bernath stated that he has been aware, since he moved into his home, that the school wanted a new field. He spoke to the then athletic director in 2010 to inform him of his concerns. Mr. Bernath asked what the effect will be on the taxes if the referendum is approved. Ms. Smagala stated that the debt service tax will go down due to paying off the 2001 referendum next year and the payments for the new referendum will be less than the 2001 debt because the amount being borrowed is less. With the passage of the referendum the cost to Lebanon Township residents will be \$6.98 per \$100,000 per assessed property value. Mr. Bernath stated his concern

with noise in the neighborhood. At this time the noise is fine but he is worried that once the field is installed it will increase tenfold with all of the different kinds of sports using it. Mr. Bernath stated that there will be a huge increase in activity and asked for an agreement to curtail the problem. Mr. Bernath stated that his other concern is the materials on the field. There are many articles that say that there is a problem with using ground up tires. Mr. Bernath stated that the chemicals will leach into the ground water and there are drinking water wells in the Township. Mr. Bernath also noted that there are other reports of health issues with the players. Mr. Bernath asked if there is any recourse to wells being contaminated. The School well is a concern also.

Mr. Laul noted that the field will be in the 12 years radius from the High Bridge well that is on Buffalo Hollow Road. It is a concern that it will not be known for 12 years if the field did damage to the well.

Ms. Astrid Wehof of 10 County Woods Drive stated that her major concern is the environmental impact the field may have. Ms. Wehof stated that the turf field has an extreme potential to have an environmental impact on aquatic life, not humans. There is a pond behind the school that has a stream that travels into the Ken Lockwood Gorge. The turf fields have high levels of zinc which is not bad for people but is a large problem for the aquatic system. Ms. Wehof stated that she loves sports and goes to all of the games. The noise does not bother her at all but she is very concerned about the environment. Once the field is in place it is there for life as extreme soil remediation would have to be done to bring the soil back to life for a regular field. Ms. Wehof questioned that if the turf field kills the soil that badly, how can it be good?

Ms. Nancy Lawler asked about a discrepancy in what Ms. Smagala stated and what she found online. Ms. Lawler stated that the artificial turf does need to be cleaned. The turf collects bacteria and needs to be washed. Ms. Lawler stated that there is a large difference in the infills that are made and the Board needs to be concerned, the community needs to be involved. Ms. Lawler stated that she feels that the public process is being circumvented. Ms. Lawler stated that the product decomposes and sections may need to be replaced or repaired. Ms. Lawler asked what the cost may be for repairs. Ms. Lawler stated that she does not feel that the school has an understanding of the cost to recycle the material and questioned which community will be accepting it. Ms. Lawler noted that temperature issue comes up often. The average difference in a grass field and an artificial turf is about 37 degrees in the summer. Ms. Lawler stated that grass will not normally burn an individual but the artificial field will, which can be a liability. Ms. Lawler also noted that she is concerned about fibers breaking off and possibly causing issues with asthma and other respiratory issue.

School Board Member, Mr. John Melick, stated that the 10 year field limit and the concern with bacteria growth may work with ultra violet rays from the sun. In California they have longer days and stronger ultra violet rays, so their fields probably only last the 10 years. In New Jersey the days are shorter so the fields may last longer. Mr. Melick stated that this has been a long process. North Hunterdon has had a turf field for 10 years but Voorhees has a great need for one because it has a 1/3 less area for sporting activities with the same number of sporting teams at each school. Due to the demand for the fields at Voorhees the fields are overused and they do not have the time to recover in the spring. The fields are used late into the fall and as early as possible in the spring.

The Board has received numerous complaints from parents about safety. Mr. Melick stated that the Principal actually asked for two turf fields. The Board decided to go with one field to take the pressure off the fields. As an alternative, the kids are practicing in parking lots, in the gym, across the street in Voorhees State Park and even out of town. Mr. Melick stated that the Board has tried encouraging the different organizations at the school to fundraise for the funds; however, they have been unsuccessful. Mr. Melick stated that the Board is relying on their professionals to work with the NJDEP, the NJDOE and other government agencies to insure that the safest materials on the market are used for the field. Mr. Melick noted that the design phase will begin once the referendum is passed.

Mr. Fran Goger, Chairman of Buildings and Grounds for the Voorhees Board, stated that due to Voorhees High School sitting above the gorge river system, he is confident that the technical engineers who are working with the stormwater people and the NJDEP will be paying close attention to the water quality management in the area. The school will be concerned with the quality of the water also as the school's drinking water comes from a well. The school will be incisive in their diligence to be sure that the drainage from the turf field meets the required standards. Mr. Goger stated that he is not aware of any ill effects from the stormwater runoff from the North Hunterdon Field nor is he aware of any injuries that have taken place. Over the past ten years no one has come to the Board with a report of a serious injury being had as a result of the field.

Mr. Goger stated that he was on the Board when the North Hunterdon field was installed. The Board requested an annual cost analysis from the maintenance department for the cost to cut the grass, to fertilize and to seed. The Board was provided with a figure of \$50,000.00 for just Singley Field. Mr. Goger noted that the Board, realizing that the turf field will wear out, put \$50,000.00 a year in Capital Reserve for the maintenance of the turf field. Mr. Goger said that this does not mean that the money is necessarily going to be used for the turf field as it can be used for any capital project.

Mr. Goger stated that a referendum is a sensitive topic. Previous referendums have been defeated because people did not want it to affect their tax bills. However, funds may have been needed for essential items such as replacing a roof on the building or replacing a boiler. Once the referendum is defeated the Board must find the money in the budget to pay for the costly item. Mr. Goger stated that if the money was spread over a longer period of time, 15 or 20 years, the tax effect would be much less on the homeowner.

Ms. Debbie Goodsite stated that one of her main concerns is the environment. Ms. Goodsite provided a verbal list of materials that are found in tires or chrome rubber. Ms. Goodsite noted that her background is in photo research and questions what will happen when the particles from the field get into individuals lungs or into the skin. Ms. Goodsite provided the Committee with pictures of instances where the rubber adhered to skin and clothing. The rubber does not stay on the field it goes home with the individual's.

Ms. Stacy Timpson of 2 County Woods Drive stated that her main concern is the runoff of the water. She is troubled that the Board representatives stated that things will be decided later. Ms. Timpson noted that she is concerned that someone is watching over the backs of the

professionals when things are being decided. She is sure that the school wants to protect the students and the community. Ms. Timpson stated that when the school paved the parking lot it changed the way the stormwater flowed and it flooded her basement. Ms. Timpson questioned which direction the water from the field will be directed. Ms. Smagala stated that an underground retention basin will need to be installed. There are two possible locations for it to be located; however, that has not been decided at this time. Ms. Timpson feels that the Board wants the community to vote on the referendum without providing the particulars of the project.

Mr. Melick stated that the high cost for the field includes the cost of the borrowing the money to the cost for the professionals. The cost for the design is exorbitant, so until the referendum is approved they cannot undertake the design. If there is a fatal flaw in the design then it needs to be corrected or it will not happen. Ms. Timson asked who will oversee the school in the process. Mr. Cushing stated that the Township has limited oversight with school activities. The NJDOE is the agency that will be overseeing the project.

Ms. Timson stated that she feels that priorities should be put on bathrooms and technology and a new turf field should be considered a bonus. She is also concerned about the boys and girls having equal play time.

Mr. Walt Wehof of 10 County Woods Drive asked if the project needs approval from NJDEP Fish and Wildlife as the Ken Lockwood Gorge is a wildlife management area. Mr. Wehof noted that the river is a fishing gem of New Jersey and people drive for miles to trout fish there. Many species of fish need really clean water to live. Mr. Wehof stated that if the river is jeopardized due to the field he feels that it is a big disservice to New Jersey, the environment and the sports fishermen. Ms. Smagala will look into Mr. Wehof's concerns.

Mr. Warren Newman of 115 Voorhees Road questioned the Board members and Ms. Smagala on what numerous people wanting the turf field means in terms of numbers. Mr. Goger stated that Voorhees was built at a location where there was not enough land. North Hunterdon has 50% more land that Voorhees does. One field needs to be shared by many sports teams. The field is overused and cannot regenerate. If there is a rainy season the lower field becomes a mud pit. Mr. Goger stated that over the years the maintenance department has used chemicals and fertilizers to reactivate the fields which can also be an environmental concern. Mr. Goger questions if the water runoff has been monitored and noted that there is no retention pond for the fields. Mr. Goger noted that whatever is planned in the design phase of the project to contain the water, treat the water and monitor the water, is 100% better than what is being done at this time. There is now only a pipe that runs the water down the hill. Ms. Smagala stated that in the 8 years that she has worked for the District there have been individuals at the meetings regularly in support of the turf field. Mr. Melick stated that it is not only the football team that wants the new field. They have a place to play; it is the other teams that really want and need the new field.

Mr. Newman asked if there has been any consideration in purchasing property to build new fields. Ms. Smagala stated that 15 years ago a referendum was defeated to purchase land. Mr. Newman stated that what was done 15 years ago does not equate to the present. Mr. Melick stated that busing the students off of school property has a cost associated with it as well as supervision.

Mr. Goger stated that with property values being what they are he is not sure if the Board would be interested in purchasing land at this time.

Mr. Newman asked what the process will be for public input during the design phase; will input be accepted from the public? Mr. Goger stated that there is a Board meeting monthly which is a great time to address the Board. Mr. Goger said that most likely questions will be directed to the administration though. Also, as documents are created for the project the public can request copies from the administration. If the referendum passes, Mr. Goger suggested that the public stay in contact with the administration who can direct them to obtain the information that they need. Mr. Goger noted that after the referendum there will be public awareness meetings to update the public and for the public to hear comments from the architects.

Mr. Newman asked if there will there be a requirement to apply to the Highlands Council for the approval of the project. Mr. Goger stated that he would imagine that the Board would have to apply to the Council. The school will also be conducting major improvements to the water system that will require input from the State and the Council likewise.

Mr. Newman stated that he has never seen really good attempts at field maintenance as there is no field irrigation. Mr. Melick stated that the Board has charged the buildings and grounds crew to do all that they could to improve some of the issues raised by parents about the inadequate playing conditions. The Board has been informed that everything is being done that can be done. Mr. Melick stated that once the season is complete the crew aerates, seeds and fertilizes the fields when necessary. They cannot irrigate as that would require a new well based on the poor water system the school has. There is now a drinking water system problem at the school that will cost approximately \$750,000.00 to rehabilitate. Mr. Goger stated that if the fields were to be irrigated it would put stress on the drinking water at the school which the Board does not want to do. Mr. Newman questioned if there has ever been research done on a separate water source for drinking water and irrigation.

Mr. Laul stated that the concern with the professionals providing accurate information is that they have failed many times in the past. The project has the potential to impact the environment and he has fears with the professionals possibly failing the residents again.

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

Cancel November 18, 2015 Township Committee Meeting

Motion by Mr. Cryan, seconded by Mr. Laul and carried by unanimous favorable roll call vote, the Township Committee canceled the November 18, 2015 Committee meeting.

PRESENTATION OF VOUCHERS

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

Motion by Mr. Laul, seconded by Mr. Cryan and carried by unanimous favorable roll call vote, the Township Committee approved the October 7, 2015 bill list in the total amount of \$308,430.23.

CORRESPONDENCE

- a. Tax Collector's Report for the Month of September 2015
- b. Comcast – Acceptance of Municipal Consent Ordinance
- c. Letter of Commendation- DPW Manager and DPW Staff

PUBLIC COMMENTS

Motion by Mr. Cryan, seconded by Mr. Laul and carried by unanimous favorable roll call vote, the Township Committee opened the public comment portion of the meeting at 8:34 p.m.

Ms. Nancy Lawler stated that she received a call from a Glen Gardner resident informing her that there is a proposal before the Glen Gardner Planning Board regarding the expansion or replacing of a scale house at the Eastern Concrete Quarry. The concern is that after the NJ Natural Land Trust informed Eastern Concrete that they would not consider a land swap it appears that the life of the quarry is being extended. Mr. Cryan asked if the scale house is being moved into Lebanon Township. It is not; therefore, Mr. Cryan state that it is a Glen Gardner matter.

Motion by Mr. Cryan, seconded by Mr. Laul and carried by unanimous favorable roll call vote, the Township Committee closed the public comment portion of the meeting at 8:37 p.m.

Resolution No. 71 -2015 –Executive Session

Motion by Mr. Laul, seconded by Mr. Cryan and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No. 72-2015 and convened in executive session at 8:38 p.m.

**TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION NO. 72-2015
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: _____);

_____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: Affordable Housing. ___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.);

___X___ 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: ___X___ 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.

Reconvened of the Public Session at 9:38 p.m.

ADJOURNMENT

Having no further business to come before the Committee a motion was made by Mr. Milkowski seconded by Mr. Cryan and carried by unanimous favorable roll call vote to adjourn the meeting at 9:38 p.m.

Motion by Mr. Laul, seconded by Mr. Cryan and carried by unanimous favorable roll call vote, the Township Committee Motion to reconvened the meeting at 9:39 p.m.

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

Mr. Warren Newman informed the Committee that the Quarry in Glen Gardner is going before the Glen Gardner's Planning Board to discuss expanding their scale house. Mr. Cryan stated that he is not sure why they are doing this but it effects Glen Gardner not Lebanon Township. The Township does not know why the Quarry is planning what they are. Mr. Newman stated that he just wanted to be sure that the Committee was aware.

Motion by Mr. Milkowski, seconded by Mr. Cryan 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 Mr. Cryan, seconded by Mr. Milkowski and carried by unanimous favorable roll call vote to adjourn the meeting at 9:42 p.m.

Respectfully submitted,

Karen J. Sandorse, RMC/CMC
Municipal Clerk

Approved: October 21, 2015

Thomas McKee, Mayor