

## REORGANIZATION MEETING

Lebanon Township Committee

January 5, 2011

### 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 30, 2010, 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.

### ROLL CALL

Present - Patricia Schriver    George Piazza    Francis Morrison  
                 Brian Wunder        Ronald Milkowski

Absent - None

Attorney Municipal Clerk Karen Sandorse and 22 members of the public were also present.

### OATH OF OFFICE

Attorney Richard Cushing administered the Oath of Office to Committeemen Francis Morrison.

Attorney Richard Cushing administered the Oath of Office to Committeemen Ronald Milkowski.

### NONIMATION AND APPOINTMENT OF MAYOR

The Clerk opened the floor for a nomination for the 2011 Lebanon Township Mayor.

*Nomination to appoint George Piazza as the 2011 Mayor was made by Ms. Schriver, seconded by Mr. Milkowski. Hearing no further comments, nominations were closed. Motion carried by unanimous favorable roll call vote.*

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

### ELECTION OF DEPUTY MAYOR

*Nomination to appoint Patricia Schriver as the 2011 Deputy Mayor was made by Mr. Piazza, seconded by Mr. Milkowski. Motion carried by unanimous favorable roll call vote.*

Attorney Cushing administered the Oath of Office to Ms. Schriver.

### **MAYORAL STATEMENT**

Mayor Piazza stated that this is the fourth time that he has been appointed Mayor for Lebanon Township. He stated that it is an honor and a privilege. Mayor Piazza avowed that he is going to try to make the taxpayers of Lebanon Township proud of their Mayor as he will work hard to make the right decisions. Mayor Piazza said that he has a good team behind him and that they are on a good course. Mayor Piazza thanked Past Committeeman Jay Weeks for all of the years that he served the Township. He was a leader and a good Committeeman and he will be missed. Mayor Piazza congratulated Mr. Milkowski for his position on the Township Committee, and congratulated Mr. Morrison on the start of his second term. Mayor Piazza thanked Ms. Schriver for taking on the role of Deputy Mayor and welcomed Mr. Wunder back for the second year of his term.

### **COMMITTEE COMMENTS**

Mr. Morrison stated that he would like to see continuity with the Committee members and for all of them to work in the right direction.

Ms. Schriver stated that 2011 is going to be a super year. The Committee has had their ups and downs in 2010, however, she feels that they are over the hump and things will begin to move ahead smoothly.

Mr. Milkowski stated that he echoes Ms. Schriver's comments and feels that it has been a tough time but he believes that the future looks brighter.

Mr. Wunder stated Happy New Year to all and requested that the Committee work hard together.

### **ASSEMBLYMAN ERIC PETERSON**

Assemblyman Eric Peterson was present at the meeting to congratulate Mr. Milkowski on becoming a member of the Township Committee. He stated that he feels that Mr. Milkowski will be a great addition to the Township Committee because the dedication which Mr. Milkowski has already shown to the Township represents how he will work with the Township Committee. Assemblyman Peterson noted that the State, County and Local levels are in difficult financial times however, Hunterdon County and Warren County are going to survive because these counties and municipalities have always been fiscally responsible. Assemblyman Peterson commented that although it is not easy to do budgets at a time like this, Hunterdon and Warren County municipalities have great public servants who sit on their Committees and they will weather this and come out stronger municipalities and county organizations. Assemblyman Peterson thanked the Township Committee for their service to the people of Lebanon Township and noted that it is because of people like the Committee Members that make the 23<sup>rd</sup> Legislative District of Hunterdon County a great place to live. Assemblyman Peterson wished everyone and happy and prosperous 2011.

**PUBLIC COMMENTS – for agenda items only.**

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

**RESOLUTIONS**

*Motion by Ms. Schriver, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee adopted the Resolutions No. 01-2011 to Resolution No. 04-2011 as written below.*

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

**RESOLUTION NO. 01-2011  
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 2011 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 2011:

1. Richard P. Cushing of Gebhardt & Kiefer is hereby appointed Lebanon Township Municipal Attorney for the year 2011.
2. Eric M Bernstein of Eric M. Bernstein & Associates is hereby appointed Lebanon Township Special Counsel for the year 2011.
3. Stephen Risse of Bayer-Risse Engineering is hereby appointed Lebanon Township

- Engineer for the year 2011.
4. Sanford N. Groendyke is hereby appointed the Lebanon Township Insurance Agent for the year 2011.
  5. Michael P. Bolan, is hereby appointed the Lebanon Township Professional Planner for the year 2011.
  6. Keith T. Chambers of Chambers Architecture, as Special Architect for the Township Garage Project during the 2011 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 12, 2011 issue of the Hunterdon Review.

**Resolution No. 02-2011- Professional Services/Auditor**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 02-2011**

**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 2011; 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. 03-2011- Professional Services**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 03-2011  
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 2011 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 5th day of January, 2011 as follows:

1. Martin Allen, is hereby appointed as Tax Appeal Attorney for the Township of Lebanon for the year 2011.
2. Thomas Mading is hereby appointed as Lebanon Township Public Defender for the year 2011.
3. Thomas Yager and Associates is hereby appointed Licensed Surveyors for the 2011 year.
4. Steve Rogut of Rogut McCarthy Troy, LLC, is hereby appointed as Bond Counsel for the Township of Lebanon for the year 2011.
5. Robert A. Ballard Jr., is hereby appointed Lebanon Township Prosecuting Attorney for the year 2011.

6. Katherine Errickson is hereby appointed Lebanon Township Assistant Prosecuting Attorney for the 2011 year.

**Resolution No. 04-2011-Appointing a Risk Management Consultant**

**TOWNSHIP OF LEBANON  
RESOLUTION 04-2011  
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 **2011** in the form attached hereto.

**Resolution No. 05-2011- Temporary Municipal Budget**

*Motion by Ms. Schriver, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee adopted the Resolutions No. 05-2011 to Resolution No. 22-2011 as written below.*

**Township of Lebanon  
County of Hunterdon  
Resolution No. 05-2010  
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 2011, in accordance with NJSA 40A:4-19, which consists of 26.25% of the 2010 Municipal Budget of \$4,644,123.00 which totals \$1,219,082.00 .

**Resolution No. 06-2011- Annual Notice Schedule**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 06-2011  
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 2011 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. 19, Feb. 2 & 16, March 2 & 16, April 6 & 20, May 4 & 18, June 1 & 15, July 6 & 20, August 3 & 17, Sept. 7 & 21, Oct. 5 & 19, Nov. 2 & 16 and Dec. 7 & 21.**
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 2011 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. 07-2011- Designation of Official Newspaper**

**RESOLUTION NO. 07-2011  
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. 08-2011- Payment of Taxes**

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

**RESOLUTION NO. 08-2011  
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, 2011, May 1, 2011, August 1, 2011 and November 1, 2011 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 12, 2011 issue of the Hunterdon Review.

**Resolution No. 09-2011- Authorization to Cancel Property Tax Credits and Delinquencies**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 09-2011  
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. 10-2011- Authorization to File Corrective Appeals**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 10-2011**

**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. 11-2011- Authorization to Sign Documents**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 11-2011  
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. 12-2011  
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. 13-2011  
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. 14-2011  
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:

PNC Bank  
Peapack-Gladstone  
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
- 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 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. 15-2011  
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. 16-2011- Authorization of Redemption**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 16-2011  
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. 17-2011  
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 2011; 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 2011.

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

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 18-2011**

**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 2011; 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 2011 at a Salary established in the Budget of the Municipal Court of North Hunterdon for the year 2011.

**Resolution No. 19-2011- Tonnage Grant Application**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 19-2011**

**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. 20-2011**

WHEREAS, the Township of Lebanon (hereinafter "Local Unit") is a member of 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 Fund's Bylaws require participating members to appoint a Fund Commissioner; NOW, THEREFORE, BE IT RESOLVED by the governing body of the Township of Lebanon that Patricia Schriver is hereby appointed as the Fund Commissioner for the Local Unit; and BE IT FURTHER RESOLVED that Warren Gabriel is hereby appointed as the Alternate Fund Commissioner for the Local Unit; and BE IT FURTHER RESOLVED that the Local Unit's Fund Commissioner is authorized and directed to execute all such documents as required by the Fund.

**Resolution No. 21-2011- Amending the Capital Budget**

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
A RESOLUTION 21-2011  
AMENDING THE CAPITAL BUDGET**

WHEREAS, the Township of Lebanon desires to constitute the 2011 Capital Budget of said municipality by inserting therein Various Capital Projects:

*Fire and Rescue Squad Ambulance*

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lebanon as follows:

**Section 1.** The 2011 Capital Budget of the Township of Lebanon is hereby constituted by the adoption of a schedule to read as follows:

**PROJECT NO. 1  
CAPITAL BUDGET OF THE  
TOWNSHIP OF LEBANON, COUNTY OF HUNTERDON,  
NEW JERSEY**

**Projects Scheduled for 2011  
Method of Financing**



<u>PROJECT</u>	<u>ESTIMATED COST</u>	<u>CAPITAL</u>		<u>CAPITAL SURPLUS</u>	<u>GENERAL BONDS</u>
		<u>BUDGET APPROP.</u>	<u>IMPROVEMENT FUND</u>		
As Stated Above	\$175,000.00		\$10,200.00	NONE	\$164,800.00

**Section 2.** The Clerk is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services, Department of Community Affairs, State of New Jersey, within three days after the adoption of this project to be included in the 2011 Permanent Capital Budget as adopted.

**Resolution No. 22-2011- Member Participation in a Cooperative Pricing System**

**TOWNSHIP OF LEBANON  
 COUNTY OF HUNTERDON  
 STATE OF NEW JERSEY  
 RESOLUTION NO. 22-2011**

**RESOLUTION FOR MEMBER PARTICIPATION  
 IN A COOPERATIVE PRICING SYSTEM A RESOLUTION AUTHORIZING TO ENTER INTO  
 A COOPERATIVE PRICING AGREEMENT**

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Middlesex Regional Educational Services Commission, hereinafter referred to as the "Lead Agency " has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on January 5, 2011, the governing body of the Township of Lebanon, County of Hunterdon, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

**TITLE**

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Township of Lebanon.

**AUTHORITY**

Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Township Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

**CONTRACTING UNIT**

The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

## ORDINANCES

### Introduction

*Motion by Ms. Schriver, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee approved Ordinance No. 2011-01 on first reading. (As entitled below).*

**STATE OF NEW JERSEY  
COUNTY OF HUNTERDON  
TOWNSHIP OF LEBANON  
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 19, 2011.

### Introduction

*Motion by Mr. Wunder, seconded by Ms. Schriver, and carried by unanimous favorable roll call vote, the Township Committee approved Ordinance No. 2010-02 on first reading. (As entitled below).*

**TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
ORDINANCE NO. 2011-02**

**BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW AMBULANCE IN, BY  
AND FOR THE TOWNSHIP OF LEBANON, IN THE COUNTY OF HUNTERDON, STATE OF  
NEW JERSEY, TO APPROPRIATE THE SUM OF \$175,000 TO PAY THE COST THEREOF,  
TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE  
SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND  
ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

Public Hearing will be held on January 19, 2011.

## APPOINTMENTS

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

### 2011 APPOINTMENTS

#### ANNUAL 1-YEAR APPOINTMENTS

**DEPUTY CLERK:** Kimberly Jacobus

**ASSISTANT ROAD SUPERVISOR:** Kevin Rivers

**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

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

**LIBRARY COMMISSION**

Art Gerlich  
Vacancy (1)  
Jan Gibas  
Barbara O'Rourke  
Eva Burrell

Melanie Ryan  
Georgia Cudina

**HISTORIANS**

Vacancy (2)  
Susan Donavan  
Victor Hoffman  
John Dempsey  
Carol Girgus  
Nina Savoia  
William DeCoster  
Andrew Smego

**PARK COMMITTEE**

Art Gerlich  
Collette Evanko  
Kimberly Jacobus  
Patricia Schriver  
Vacancy  
Jan Gibas  
Beth Fischer  
Wayne Maurer

**AG ADVISORY COMMITTEE**

Adam Ambielli  
Al Nagie  
Gary Milkowski  
Vacancy- Secretary

**RECYCLING COORDINATOR**

JoAnn Fascenelli  
Jan Gibas, Assistant

**RECYCLING COMMISSION**

Jan Gibas  
Steve O'Reilly

**REPRESENTATIVE TO SWAC**

Vacancy

**BOARD OF ADJUSTMENT MEMBERS**

ALT. I: Joseph Maurizio 2-year term, exp. 12/12  
ALT. II William Machauer, 1-year term, exp. 12/11

**PLANNING BOARD MEMBERS**

CLASS I: Mayor – George Piazza  
CLASS II: Art Gerlich, expires 12/11  
CLASS III: Comm. Ron Milkowski, expires 12/11  
CLASS IV: Josh Rich, 4-years, expires 12/14

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

Kirk Petrik  
Eric Petrik  
Charles Fortenbacker

## 2011 MAYORAL APPOINTMENTS

### RECREATION COMMISSION

Andrew Li 5-year term, expires 12/15

### OPEN SPACE/ENVIRONMENTAL COMMITTEE

Warren Newman 3-year term, expires 12/13  
Ron Ascenzo 3-year term, expires 12/13  
Erik Henriksen 2-year term, expires 12/12

### MUSCONETCONG RIVER MANAGEMENT COUNCIL

Erik Henriksen – Liaison  
Nancy Lawler - Alternate

**RELOCATION ASSISTANCE OFFICER:** George Piazza  
**LIAISON TO STANDING COMMITTEES:** Francis Morrison  
**LIAISON TO PUBLIC WORKS:** Ronald Milkowski  
**LIAISON TO POLICE, FIRE & RESCUE:** Brian Wunder  
**LIAISON TO COAH & OPEN SPACE COORDINATOR:** Francis Morrison  
**LIAISON TO ADMINISTRATION & FINANCE:** Patricia Schriver  
**LIAISON TO NORTH HUNTERDON COURT:** George Piazza

### 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 Ms. Schriver, seconded by Mr. Piazza and carried by unanimous favorable roll call vote, the Township Committee approved the following agreements and authorized the Mayor and Clerk to sign.*

Zoning Officer – John Fleming  
Newsletter – Design and Maintenance – Karen Newman  
Website – Design and Maintenance – Karen Newman  
Hunterdon Humane

## SCHEDULE BUDGET MEETING

Mayor Piazza stated that he spoke to the CFO and was informed that this will not be a good year for budgeting. Health coverage is looking at a 15% increase for employees along with increases in the

pension plan. The CFO suggested that the department budgets be frozen at the 2010 figures. Capital Budget requests will be considered on an individual basis.

### **SCHEDULE SPECIAL MEETING**

*Motion by Ms. Schriver, seconded by Mr. Piazza and carried by unanimous favorable roll call vote, the Township Committee scheduled a special meeting to be held on January 12, 2011 at 6:00 p.m. An executive session will take place.*

### **TOWNSHIP DINNER**

The Township Committee requested that the Deputy Clerk contact Bloomsbury Fire House to see if it possible to schedule the Township Dinner for a weekend in March 2011.

### **PRESENTATION OF VOUCHERS**

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

*Motion by Ms. Schriver, seconded by Mr. Morrison and carried by unanimous favorable roll call vote, the Township Committee approved the January 5, 2011 bill list in the amount of \$ 2,703,293.36.*

### **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.*

Ms. Nancy Darois inquired on the status of the Township Garage Project. The DPW Supervisor stated that they are waiting for the demolition permits and then they can begin the project.

Mr. Anthony Casale asked if the cost of \$2700.00 for the new microphones and speakers for the meeting room, was being divided by the Clerk, Planning Board and the Board of Adjustment. Ms. Schriver stated that it will be divided by the three.

Ms. Eileen Swan thanked the Township Committee for serving the Township and in particular thanked Mr. Milkowski for starting out his new career as Township Committeeman.

*Motion by Ms. Schriver, seconded by Mr. Milkowski 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 7:26 p.m.*

LTCM  
REORGANIZATION MEETING  
01/05/2011  
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Respectfully submitted,

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Karen J. Sandorse, RMC/CMC  
Municipal Clerk

Approved: February 2, 2011

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George Piazza, Mayor