

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 Tara St. Angelo, Clerk Karen Sandorse and 11 members of the public.

PRESENTATION OF MINUTES

Minutes of the Regular Meeting of February 17, 2016

Motion by Mr. McKee, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee approved minutes of the regular meeting of February 17, 2016.

PUBLIC COMMENTS – for agenda items only.

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

ORDINANCES

Ordinance No. 2016-03

Public Hearing

Motion by Mr. Wunder, seconded by Mr. Schmidt and carried by unanimous favorable roll call vote, the public hearing for Ordinance No. 2016-03 was opened.

There were no comments from the public.

Motion by Mr. Wunder, seconded by Mr. Schmidt and carried by unanimous favorable roll call vote, the public hearing for Ordinance No. 2016-03 was closed.

Mr. Schmidt stated that in the ordinance, under “Limit on Number and Duration of Coin Toss; Hours of Operation” he feels that the language should include that in the event of inclement weather; rain, high winds or lightening, the Coin Toss must cease immediately. Mr. Schmidt also suggested that it should be added that in the event of an accident or incident, the Coin Toss must be terminated immediately.

Mr. Schmidt stated that under “The Following Conditions Shall Be Placed”, Item B; it states that “Solicitation may not stop or impede vehicular traffic”. Mr. Schmidt noted that it also states that “Traffic must be stopped before solicitation can begin and cease when traffic resumes movement”. Mr. Schmidt asked Attorney St. Angelo how this could practically take place as the collection is supposed to take place at a stop sign. He is unsure how the process would work for people who are only at the stop sign for a very short period of time. Attorney St. Angelo stated that the language needs to be altered somewhat. The intent is that the Coin Toss will not substantially interrupt the flow of traffic; however, traffic will be stopped safely to insure that those who are conducting the Coin Toss are in no danger.

Mr. Milkowski stated that generally the vehicles pull off to the side of the road in a wide area to make their contribution. The Toss is usually held at an intersection and people pull off the road before it.

The Committee agreed that Mr. Schmidt’s comments should be included in the ordinance. Attorney St. Angelo will make suggested amendments to the ordinance and a copy will be sent to the Fire Department for their comments.

Motion by Mr. Milkowski, seconded by Mr. Schmidt and carried by favorable roll call vote, the Township Committee held the Public Hearing for Ordinance No. 2016-03 to the March 16, 2016 meeting. AYES: Schmidt, Laul, McKee, Milkowski NAYS: Wunder

RESOLUTIONS

Resolution No. 25-2016 – Discharge of Housing Rehabilitation Loan

Motion by Mr. Schmidt, seconded by Mr. McKee and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No. 25-2016 as written below.

TOWNSHIP OF LEBANON
HUNTERDON COUNTY, NEW JERSEY
RESOLUTION NO. 25-2016

RESOLUTION AUTHORIZING THE EXECUTION OF A DISCHARGE OF REPAYMENT
MORTGAGE AND A RELEASE OF HOUSING REHABILITATION LOAN AGREEMENT
BETWEEN ISABELLA L. HUPPENTHAL AND LEBANON TOWNSHIP

WHEREAS, the Township made a Housing Rehabilitation Loan to Isabella L. Huppenthal in the amount of \$8,750.00, to be used for rehabilitation of the premises in accordance with the requirements of the New Jersey Council on Affordable Housing requirements; and

WHEREAS, said loan was secured by a mortgage placed on the property;

WHEREAS,, the loan has been repaid;

WHEREAS,, it is appropriate that the mortgage be discharged.

Now therefore be it resolved by the mayor and committee of the Township of Lebanon, Hunterdon County New Jersey, that the Mayor and Clerk are authorized to execute documents entitled “Discharge or Repayment Mortgage” and “Release of Housing Rehabilitation Loan Agreement.”

PROCLAMATIONS

American Red Cross Month – March

Motion by Mr. Milkowski, seconded by Mr. Schmidt and carried by unanimous favorable roll call vote, the Township Committee approved the American Red Cross Month Proclamation as written below.

AMERICAN RED CROSS MONTH 2016

A Proclamation

In Lebanon Township, we have a long history of helping our neighbors in need. American Red Cross Month is a special time to recognize and thank our Everyday Heroes – those selfless Red Cross volunteers and donors who give of their time and resources to help community members. These heroes help families find shelter after a home fire. They give blood to help trauma victims and cancer patients. They deliver comfort items to military members in the hospital. They use their lifesaving skills to save someone from a heart attack, drowning, or choking. They enable children around the globe to be vaccinated from measles and rubella.

The American Red Cross depends on local heroes to deliver help and hope during a disaster. We applaud our heroes here in Lebanon Township who give of themselves to assist their neighbors when they need a helping hand.

Across the country and around the world, the American Red Cross responds to disasters big and small. In fact, every eight minutes the organization responds to a community disaster, providing shelter, food, emotional support and other necessities to those affected. It collects 40 percent of the nation's blood supply; provides 24-hour support to military members, veterans and their families; teaches millions lifesaving skills, such as lifeguarding and CPR; and through its Restoring Family Links program, connects family members separated by crisis, conflict, or migration.

We dedicate the month of March to all those who support the American Red Cross mission to prevent and alleviate human suffering in the face of emergencies. Our community depends on the American Red Cross, which relies on donations of time, money and blood to fulfill its humanitarian mission.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Committee of the Township of Lebanon, County of Hunterdon does hereby proclaim March 2016 as American Red Cross Month and encourages all Americans to support this organization and its noble humanitarian mission. IN WITNESS WHEREOF, I have hereunto set my hand this 2nd day of March, in the year of our Lord two thousand sixteen, and of the Township of Lebanon, County of Hunterdon, State of New Jersey.

National Poison Prevention Week – March 20-26 2016

Motion by Mr. Schmidt, seconded by Mr. Milkowski and carried by unanimous favorable roll call vote, the Township Committee approved the National Poison Prevention Week Proclamation as written below.

National Poison Prevention Week Proclamation

WHEREAS, Congress designated the third full week in March to be National Poison Prevention Week (NPPW) in 1961 and since then this week has helped to raise national awareness of the dangers of potentially poisonous medicines, household chemicals, and other substances; and WHEREAS, poison centers across the country will focus the public's attention on identifying poisoning hazards at home as well as learning ways to prevent poisoning emergencies; and WHEREAS, unintentional poisoning is the leading cause of unintentional injury death in New Jersey; and

WHEREAS, approximately half of all reported poison exposures involve children five (5) years old and younger; and

WHEREAS, the majority of poisoning deaths occur in adults aged 20 to 59; and

WHEREAS, every poisoning is preventable! From the youngest to the oldest, all people and even pets are at risk.

WHEREAS, poison experts urge parents and caregivers to keep "single-load liquid laundry packets" out of sight and reach of young children. These products can cause serious harm if ingested; and

WHEREAS, consumers must be aware that e-cigarette devices, hookah pipes and liquid nicotine may contain very high doses of nicotine in enticing colors, aromas, and flavors – increasing the

likelihood that small children and pets will be drawn to them. These products pose serious risk of poisoning; and

WHEREAS, the New Jersey Poison Information and Education System (NJPIES), a division of the Department of Emergency Medicine of the New Jersey Medical School of Rutgers, The State University of New Jersey, provides free, expert medical advice, drug information, and poison prevention education to NJ residents through the 800-222-1222 Poison Help Hotline; and

WHEREAS, all services are free, confidential, multilingual and available 24 hours a day, 7 days a week, 365 days a year even during bouts of Mother Nature; and

WHEREAS, poison centers save time and money by managing most cases at home, not requiring a visit to an emergency room; and

WHEREAS, NJ Poison Experts encourage all residents to program the Poison Help Line 800-222-1222 into home, office, and cell phones because a rapid response can make a difference in preventing serious injury and saving lives; and

NJPIES is involved with the state's efforts in homeland defense, counter-terrorism, emergency preparedness and response, and bio surveillance, and surveillance for clusters of poisonings and their sources (products, food and beverages, chemicals in the workplace and at home, environmental toxins, drugs and medicine, and animal and insect bites and stings; and

EAS, the use of poison center services saves residents both time and money. Most cases are managed in the convenience of the caller's home, requiring no hospital visit;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Committee of the Township of Lebanon, County of Hunterdon, State of New Jersey do hereby proclaim the week of March 20-26, 2016 as National Poison Prevention Week in New Jersey and encourage all citizens to pledge their commitment to ensuring the safety of themselves, their families, and their community.

OLD BUSINESS

LTEOS – Ponding at the Bunnvale Library – Princeton Hydro Proposal

Mr. Milkowski stated that he made a few calls and feels that the Township is too short on time to move forward with the grant application at this time and should reconsider the application again next year. Mr. Mikolajczyk stated that the 319(h) Grant is an annual program and can be applied for next year. Mr. Schmidt stated that in applying for the grant the Township is not applying with the solution to the problem, they are applying with the problem in mind and the grant is to work to develop the solution. The solution is developed in cooperation with the Township Committee. Mr. Schmidt questioned that if the grant is applied for, would the Township be more aware of a solution to the problem than they are now, based on the way the grant works. Mr. Mikolajczyk stated that when the grant is applied for there will be a general idea on how to address the problem but once the grant is approved and the specific site studies start then certain concepts will be focused on.

Mr. Schmidt asked Mr. Mikolajczyk if he has a general idea on how to address the issue at the Library. Mr. Mikolajczyk stated that their overall idea is to use bioswales which will follow the natural contour of the way the stormwater enters the property at this time. A rain garden is then envisioned for the actual ponding area.

Mr. Schmidt stated that he did go to view a rain garden at the Rutgers site and feels that it would add to the attraction of the property. It does not look like a water garden; it looks like an engineered garden.

Mr. Wunder asked if the County would need to be involved and approve the plan. Mr. Mikolajczyk stated that it is his understanding that as long as they do not encroach in the easements on the County Road the County would not need to be involved; however he would check to verify. Mr. Mikolajczyk noted that during the construction process if the disturbance area exceeds 5000 sq. ft. an Erosion and Sediment Control Permit will then need to be applied for through the County.

Mr. McKee asked where the proposed bioswales would be located on the property. Mr. Mikolajczyk stated that they would be located at the north end of the property. They are meant direct the water flow to a specific area as well as to increase the infiltration during the process. Mr. McKee asked if hard pipe may be used underground. Mr. Mikolajczyk stated that during the site specific soil testing, if they find that they are not able to obtain enough filtration for a certain inch rainstorm they may have to put in an overflow structure. The structure could be a pipe that sticks out of the ground and has a mushroom type cap. If the raingarden fills up to much there is then an emission route. Mr. McKee asked where the water would be routed. Mr. Mikolajczyk said that most likely they would attempt to cross the adjacent church property to the headwaters of the Willoughby Brook. This would only be done for certain volume rainstorms and it can be designed not to discharge until the storm is over. Mr. McKee stated that the County installed a swale to direct water off of County Route 513, onto the Library property. Mr. McKee asked if the plan will remove the swale. Mr. Mikolajczyk stated that they cannot remove the swale; however, they will calculate the amount of water that enters the area and then design the plan based on the calculated volume. The water coming off of the County Road will be considered a part of the stormwater runoff moving forward.

Mr. Milkowski asked Mr. Mikolajczyk what will happen if the church does not permit the water to cross their property. Mr. Mikolajczyk stated that he is not sure at this time. Mayor Laul stated that the water at the Library is shown to be traveling to the Raritan Watershed not the Willoughby Brook. Mr. Mikolajczyk stated that hypothetically it is but there is no water traveling under the road at any point. Mr. Mikolajczyk stated that fortunately the Willoughby Brook travels into the Spruce Run which flows into the South Branch of the Raritan River. It ends up in the same place in the end and it is all in the same watershed management area.

Mr. Wunder asked if it is anticipated that the elevation will be changed where the ponding is located. Mr. Mikolajczyk stated that a rain garden is typically excavated out to put in the infiltration layers. Then it would be mounded slightly to receive collection underneath. The method of a rain garden is to take a large amount of water initially and then permeate down.

Mr. Schmidt asked how much of the area would be covered by the rain garden. Mr. Mikolajczyk said that he does not know at this time because it will be determined with the design.

Mr. McKee asked what percentage of the total cost of the project should be in kind services. Mr. Mikolajczyk stated that there is no in kind match required. Mr. McKee stated that he understands that the grant approval weighs heavily on the volunteer in kind service. Mr. Mikolajczyk said

that he cannot give a specific number but he has seen grants of \$750,000 with an in kind contribution of \$25,000; possibly 5%.

Mr. McKee noted that with the grant process it could take until next year to get the project moving and if the Committee waits to apply until next year it could be two years before the problem is addressed.

Mr. McKee asked Mr. Mikolajczyk if he spoke to the DPW Manager regarding the DPW's role in the project. Mr. Mikolajczyk stated that he does not believe that the Public Work's Department will have to contribute a lot of time to the project. They will be needed for the initial site survey to conduct test pits and possibly for the construction of the rain garden. Mr. Mikolajczyk stated that he feels that there will be more EOS time in the planting and maintenance of the garden as well as helping out with the public education of the project and the administration portion of it.

Mr. McKee asked if Mr. Mikolajczyk will be putting the anticipated value of the project in the grant application. Mr. Mikolajczyk stated that he would be. Mr. McKee asked Mr. Mikolajczyk what would happen if they ran short on funds. Mr. Mikolajczyk informed Mr. McKee that he will budget conservatively and most times it costs less and you have left over funds. Mr. Mikolajczyk stated that if this were the case, the Township could appeal to DEP to use the money for similar projects in the Township.

Mr. Milkowski asked if the grant could cover the cost for the Township Engineer to review the project. Mr. Mikolajczyk stated that he will write it into the grant.

Mr. Schmidt asked Mr. Mikolajczyk what the ongoing responsibilities are for the Township, relative to the DEP, once the project is done. Mr. Mikolajczyk stated that once the grant is closed out the Township will have to maintain the rain garden. From his understanding there is no obligation for the Township to report to the DEP once the grant is closed.

Motion by Mr. Schmidt, seconded by Mr. McKee and carried by favorable roll call vote, the Township Committee adopted resolution No. 26-2016 as written below. AYES: Schmidt, Laul, McKee NAYS: Wunder, Milkowski

TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION NO. 26-2016
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

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lebanon, in the County of Hunterdon, on this 17th day of February, 2016 the following contract is awarded.

Chris L. Mikolajczyk, CLM of Princeton Hydro for Professional Environmental Consulting Services for 2016.

LOSAP Letter – Dormant Accounts

Mayor Laul stated that he received some feedback from Mr. Schmidt on the proposed LOSAP letter that will be sent to all dormant account holders once approved by the Committee. Mayor Laul stated that he will be making the modifications and asked the Committee for their approval to send the letter out.

Mayor Laul stated that Mr. Milkowski informed him that there are a few names on the list that were Fire Department members so he may be able to clear up their accounts without the need to send the letter.

*Motion by Mr. McKee, seconded by Mr. Schmidt and carried by favorable roll call vote, the Township Committee approved the LOSAP letter drafted by Mayor Laul and authorized it to be mailed to the participants whom have dormant accounts. AYES: Schmidt, Laul, McKee
ABSTAIN: Wunder, Milkowski*

DPW Garage Floor

Mr. Milkowski asked Mr. Wunder if he heard back from anyone regarding the issues with the DPW building concrete floor. Mr. Wunder stated that he only heard back from the contractor for the seal coating. Mr. Wunder said that he spoke to the mechanic and they discussed what is proposed for the two sections of the mechanics bay floor. The mechanic suggested putting in two round grates as opposed to one long one. Mr. Milkowski said that Engineer Steve Risse provided many different grate options in his letter. Mr. Milkowski stated that he received a price of \$2000 - \$3000 from the Township Engineer for him to prepare the documents/drawings in order to put the project out to bid. Mr. Milkowski stated that a year ago he received a verbal estimate from the engineer for \$48,000 to fix the issues with the floor.

Mr. Wunder will speak to the DPW Manager and the mechanic to request that they be in attendance at the March 16, 2016 meeting. The Committee decided that they would like to wait until the next meeting to authorize the engineer move forward.

Generators - Fire Department and Squad Buildings –

Mayor Laul stated that on Tuesday he met with Warshauer Generator, LLC, who holds the state contract to install generators in connection with the OEM Grant that the Township has obtained. Mayor Laul said that he expects a proposal from Warshauer by next Wednesday so the proposal can be listed on the March 16, 2016 meeting agenda for the Committee's consideration.

Library Monitoring Wells

Mr. Milkowski stated that he spoke to Quest Environmental and the monitoring wells at the Library are still active wells. The wells are being used for the cleanup process for the service station across the street. Mr. Milkowski stated that the Township is supposed to be provided with information from the most recent testing cycle.

NEW BUSINESS

Raffle License Application No. 01-16 – Amendment

Motion by Mr. Wunder, seconded by Mr. Schmidt and carried by favorable roll call vote, the Township Committee approved an amendment to Raffle License Application No. 01-16 for the Voorhees High School PTSO Inc. The amendment is to increase the cost of the ticket from \$2.00 to \$5.00 and to change the date of the drawing to May 16, 2016.

PRESENTATION OF VOUCHERS

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

Motion by Mr. Schmidt, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee approved the March 2, 2016 bill list in amount of \$ 60,226.37.

CORRESPONDENCE

- a. Lebanon Township Girl Scout Troop 81-134 – Thank You Letter
- b. Lebanon Township Library Committee – January 13, 2016 Meeting Minutes

PUBLIC COMMENTS

Motion by Mr. Wunder, seconded by Mr. Milkowski and carried by unanimous favorable roll call vote, the Township Committee opened the public comment portion of the meeting at 7:58 p.m.

Mr. Bernie Cryan stated that the majority of the meeting was taken up by the “mud puddle” at the library. Mr. Cryan told the Committee that what they omitted from their discussion was what the actual problem is with it. Mr. Cryan noted that if the concern is only ascetics then he has an issue with the Committee authorizing \$250,000 of NJ Taxpayers money toward it because someone does not like how it looks when they drive by.

Mr. Gary Milkowski asked the Committee members, who voted for applying for the DEP Grant, if they checked to see if the library property is wetlands. Mr. Milkowski stated that if it is not wetlands then the Township Engineer can have the grass swales installed and fill it with top soil.

This can be accomplished with much less money than the grant proposal. Mr. Ron Milkowski stated that they did have a proposal from Jeff Tareila Environmental Consulting for \$350.00 to determine if it is wetlands but there is no sense in moving forward on it at this time. Mr. Wunder stated that his concern is that once the water fills the garden where does it go from there?

Motion by Mr. McKee, seconded by Mr. Schmidt and carried by unanimous favorable roll call vote, the Township Committee closed the public comment portion of the meeting at 8:01 p.m.

ADJOURNMENT

Having no further business to come before the Committee a motion was made by Mr. McKee, seconded by Mr. Milkowski and carried by unanimous favorable roll call vote to adjourn the meeting at 8:01 p.m.

Respectfully submitted,

Karen J. Sandorse, RMC/CMC
Municipal Clerk

Approved: March 16, 2016

Marc Laul, Mayor