

CALL TO ORDER

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

FLAG SALUTE

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

ROLL CALL

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

Absent-

Also Present - Attorney Matt Lyons, Clerk Karen Sandorse and 7 members of the public.

PRESENTATION OF MINUTES

Minutes of the Regular and Executive Session Meetings of August 15, 2018

Motion by Mr. Laul, seconded by Ms. Koehler and carried by unanimous favorable roll call vote, the Township Committee approved minutes of the Regular and Executive Session meetings of August 15, 2018.

PUBLIC COMMENTS – for agenda items only.

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

APPOINTMENTS/OATHS OF OFFICE – Special Law Enforcement Officers – Class III

Appointments – Special Law Enforcement Officers – Class III

Motion by Mr. Laul, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee appointed Douglas G. Moyle and Gerard Clyne to the Lebanon Township Police Department, as Special Law Enforcement Officers – Class III, terms expiring June 30, 2019.

Oaths of Office

Mayor Mike Schmidt administered the Oath of Office to Douglas G. Moyle and Gerard Clyne as Special Law Enforcement Officers – Class III, term expiring June 30, 2019.

Hunterdon County 4-H Fair

Mayor Schmidt congratulated Lebanon Township resident Rebecca Merrikan for being named 4-H Ambassador for Hunterdon County for the 2018 year.

PROCLAMATIONS

National Suicide Prevention Awareness Month

Motion by Mr. Wunder seconded by Mr. McKee and carried by unanimous favorable roll call vote, the Township Committee approved the below written Proclamation.

NATIONAL SUICIDE PREVENTION AWARENESS MONTH

- WHEREAS, suicide continues to be a serious but preventable public health problem that can have lasting harmful effects on individuals, families, and communities; and
- WHEREAS, nationally, suicide is the ninth leading cause of death overall and the third leading cause of death among Americans aged 5 to 14 and the second leading cause of death among Americans aged 15 to 24; and
- WHEREAS, most recent data shows that in New Jersey suicide has decreased to 9.7 self-inflicted deaths per 100,000 people demonstrating that through education and public awareness, suicide rates can improve; and
- WHEREAS, the best way to minimize risk of suicide is to learn about risk factors, recognize warning signs and take them seriously, and know how to respond to possibly save a life; and
- WHEREAS, National Alliance on Mental Illness – Hunterdon Chapter (NAMI Hunterdon) is proud to partner with Hunterdon County Stigma Free Task Force to end the bigotry against people afflicted with mental illness; and
- WHEREAS, local suicide prevention efforts including Hunterdon’s Stigma Free Task Force work to raise awareness, eliminate stigma, promote suicide prevention as a public health issue and increase help-seeking behavior; and
- WHEREAS, effective prevention strategies are needed to promote awareness of suicide while also promoting prevention, resilience, and a commitment to social change; and

WHEREAS, NAMI Hunterdon invites all residents of Hunterdon County to become educated about suicide and participate in National Suicide Prevention Awareness Month; and

NOW, THEREFORE, the Township Committee of the Township of Lebanon, do hereby recognize September 2018 as NATIONAL SUICIDE PREVENTION AWARENESS MONTH throughout the Township of Lebanon.

AND BE IT FURTHER RESOLVED that the Township Committee of the Township of Lebanon call upon our citizens to take the CureStigma test today to see if they are affected by stigma at CureStigma.org and pledge to be stigma free.

Square Dance Month

Mayor Schmidt said that this Proclamation was brought to the Township by Anthony Casale who passed away last week. Mr. Casale was a very active member of the Community, with a great deal of knowledge, that he was always willing to share with the Township, to be helpful. Mr. Casale was a member of the Hunterdon County Republican Committee as well as a poll worker for Township elections.

Motion by Mr. Laul, seconded by Mr. McKee and carried by unanimous favorable roll call vote, the Township Committee approved the below written Proclamation.

Lebanon Township County of Hunterdon State of New Jersey

WHEREAS, square dancing evolved from the various national and folk dances brought to America by the first settlers and the immigrants that followed, and

WHEREAS, providing recreational opportunities for Americans, square dancing promotes social interaction between people of differing backgrounds; and

WHEREAS, composed of basic moves called and performed in varied combinations, square dancing advances physical activity, mental well-being, friendship, and goodwill among participants and spectators; and

WHEREAS, square dancing continues to appeal to people of all ages, walks of life, and backgrounds.

NOW, THEREFORE, I, Mike Schmidt, Mayor of Lebanon Township, do hereby proclaim September 2018 as SQUARE DANCE MONTH throughout Lebanon Township and encourage all to celebrate this truly American recreational activity and the dancers who are helping to preserve this tradition for future generations.

ORDINANCE

Public Hearing

Ordinance No. 2018-05 – Capital Ordinance

Motion by Mr. Wunder, seconded by Mr. Laul and carried by unanimous favorable roll call vote, the public hearing for Ordinance No. 2018-05 was opened.

There were no comments from the public.

Motion by Mr. Laul, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the public hearing for Ordinance No. 2018-05 was closed.

Motion by Mr. Laul, seconded by Ms. Koehler and carried by unanimous favorable roll call vote, the Township Committee adopted Ordinance No. 2018-05 as written below.

STATE OF NEW JERSEY
COUNTY OF HUNTERDON
TOWNSHIP OF LEBANON
ORDINANCE NO. 2018-05

CAPITAL ORDINANCE OF THE TOWNSHIP OF LEBANON, IN THE COUNTY OF HUNTERDON, NEW JERSEY AUTHORIZING VARIOUS PUBLIC IMPROVEMENTS AND ACQUISITIONS IN, BY AND FOR THE TOWNSHIP, APPROPRIATING THEREFOR THE SUM OF \$382,000 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP.

BE IT ORDAINED by the Township Committee of the Township of Lebanon, in the County of Hunterdon, New Jersey, as follows:

Section 1. The Township of Lebanon, in the County of Hunterdon, New Jersey (the "Township") is hereby authorized to undertake the following public improvements and acquisitions in, by and for the Township: (A) undertaking the Road Resurfacing Program at various locations; (B) undertaking the Chip Seal Program at various roads; (C) acquisition of the following for the use of the Department of Public Works - Streets and Roads: (i) a pickup truck with snow plow; (ii) a trailer; and (iii) a salt spreader; and (D) acquisition of self-contained breathing apparatus equipment for the use of the Fire Department. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$382,000 is hereby appropriated to the payment of the cost of the improvements authorized and described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be raised from the Capital Improvement Fund of the Township. The sum of \$382,000 is hereby appropriated from the Capital Improvement Fund of the Township to the payment of the cost of said purpose.

Section 3. Said improvements are lawful capital improvements of the Township having a period of usefulness of at least five (5) years. Said improvements shall be made as general improvements, no part of the cost of which shall be assessed against property specially benefitted.

Section 4. The capital budget is hereby amended to conform with the provisions of this capital ordinance to the

extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Township Clerk and is available for public inspection.

Section 5. This ordinance shall take effect at the time and in the manner provided by law.

Public Hearing

Ordinance No. 2018-06 – Salary Ordinance

Motion by Mr. Wunder, seconded by Mr. McKee and carried by unanimous favorable roll call vote, the public hearing for Ordinance No. 2018-06 was opened.

There were no comments from the public.

Motion by Mr. Laul, seconded by Mr. McKee and carried by unanimous favorable roll call vote, the public hearing for Ordinance No. 2018-06 was closed.

Motion by Mr. Laul, seconded by Ms. Koehler and carried by unanimous favorable roll call vote, the Township Committee adopted Ordinance No. 2018-06 as written below.

STATE OF NEW JERSEY
COUNTY OF HUNTERDON
TOWNSHIP OF LEBANON
ORDINANCE NO. 2018-06
SALARY ORDINANCE

BE IT ORDAINED BY THE Township Committee of the Township of Lebanon, Hunterdon County, New Jersey, that:

SECTION A: This Ordinance shall be known and may be referred to be its short title which is "The 2018 Salary Ordinance"

SECTION B: The annual salary of the following officers and employees of the Township of Lebanon shall be as set forth hereafter:

	SALARY	RANGES
Mayor	4,000.00	6,000.00
Committee	3,000.00	6,000.00
Open Space Coordinator	4,000.00	6,000.00
Tax Assessor	30,000.00	54,000.00
Township Clerk	40,000.00	95,000.00
Deputy Clerk	30,000.00	55,000.00
Tax Collector	30,000.00	50,000.00
Chief Financial Officer	2,000.00	35,000.00
Treasurer	30,000.00	35,000.00
Planning Board Clerk	15,000.00	30,000.00
Zoning Official	11,000.00	31,000.00

Board of Adjustment Secretary	15,000.00	30,000.00
Police Office Manager	29,000.00	52,000.00
Road Supervisor	55,000.00	95,000.00
Asst. Road Supervisor	40,000.00	71,000.00
Chief Mechanic	29,000.00	70,000.00
Road Employee	27,000.00	70,000.00
Police Chief	86,000.00	122,000.00
Police Sergeant	66,000.00	114,000.00
Police Officer	32,000.00	105,000.00
Office of Emergency Management	2,000.00	6,000.00
Dog Census	2,000.00	5,000.00

SECTION C: The hourly wage of the following employees of the Township of Lebanon shall be set forth hereafter:

Buildings and Grounds	12.00	15.00
Library Clerk	19.00	22.00
Assistant Library Clerk	9.00	15.00
Museum Curator	11.00	20.00
Assistant Museum Curator	9.00	17.00
Special Police Class II & Matrons	20.00	24.00
Dog Wardens	9.00	14.00
Mechanic Helper - over base pay	2.00	4.00
Fire Official	24.00	26.00
Perc Test Witness	100.00	125.00
Special Traffic Guards	25.00	38.00
Accounts Payable	20.00	23.00

SECTION D: The rate for mileage shall be the current federal limit.
 This ordinance shall take effect upon final passage and publication as provided by law.

Introduction

Ordinance No. 2018-07 – Amending Chapter 77, Police Department, Article I, Section 77-4

Motion by Ms. Koehler, seconded by Mr. McKee and carried by unanimous favorable roll call vote, the Township Committee approved Ordinance 2018-07, on first reading, as entitled below.

TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON
ORDINANCE NO. 2018-07
AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF LEBANON,
COUNTY OF HUNTERDON, STATE OF NEW JERSEY,
SPECIFICALLY CHAPTER 77, POLICE DEPARTMENT,
ARTICLE I, SECTION 77-4, RULES AND REGULATIONS

Public Hearing to be held on September 19, 2018

Introduction

Ordinance No. 2018-08 – Creating an Exchange Zone

Motion by Ms. Koehler, seconded by Mr. Laul and carried by unanimous favorable roll call vote, the Township Committee approved Ordinance 2018-08, on first reading, as entitled below.

TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON
ORDINANCE NO. 2018-08
AN ORDINANCE CREATING AN “EXCHANGE ZONE” FOR
INTERNET BASED TRANSACTIONS AT THE
LEBANON TOWNSHIP MUNICIPAL BUILDING

Public Hearing to be held on September 19, 2018

Introduction

Ordinance 2018-09 – Requiring Consent to Enter a Residence While Performing Township Duties

Discussion was held on the need to establish policy and guidelines for the employees to follow when conducting inspections. The procedures will need to be incorporated into bid specifications, when contracting for services, also.

Motion by Mr. Wunder, seconded by Ms. Koehler, and carried by unanimous favorable roll call vote, the Township Committee approved Ordinance 2018-09, on first reading, as entitled below.

TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON

ORDINANCE NO. 2018-09
AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF LEBANON,
COUNTY OF HUNTERDON, STATE OF NEW JERSEY,

TO REQUIRE CONSENT FOR A NON-LAW ENFORCEMENT EMPLOYEE OF THE
TOWNSHIP TO ENTER A RESIDENCE WHILE PERFORMING TOWNSHIP DUTIES

Public Hearing to be held on September 19, 2018

RESOLUTION

Resolution No. 62-2018 – Supervisor-Statutory Employee Salaries

Motion by Ms. Koehler, seconded by Mr. Laul and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No. 62-2018 as written below.

**TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON
SUPERVISOR-STATUTORY EMPLOYEE SALARIES
RESOLUTION NO. 62-2018**

RESOLVED, BY THE Township of Lebanon, County of Hunterdon, State of New Jersey fixing the Compensation and Salaries of certain officers and employees of the Township.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Lebanon that this Resolution be known as the 2018 Statutory/Supervisor Employee Salary Resolution and the annual salaries of the following officers and employees be set forth hereafter with retro pay for each year being authorized:

SECTION A:	<u>2014</u> <u>Salary</u>	2016 <u>Salary</u>	2017 <u>Salary</u>	2018 <u>Salary</u>
Township Clerk – Sandorse	82,622.40	83,861.94	85,203.73	86,737.40
Tax Collector – Hyland	46,029.60	46,720.09	47,467.62	48,322.03
Chief Financial Officer - Della Pia	2,439.84	29,277.17	29,745.60	30,281.03
Tax Assessor- Whitaker			32,000.00	32,000.00
Road Supervisor – Gabriel	86,755.92	88,057.24	89,466.15	91,076.55

OLD BUSINESS

Police Chief's Request to Rescind Approval to Lease/Purchase a 2019 Police Interceptor SUV through Beyer Ford

Motion by Mr. Laul, seconded by Mr. McKee and carried by unanimous favorable roll call vote, the Township Committee rescinded the August 1, 2018 approval to lease purchase a 2019 Police Interceptor SUV from Beyer Ford, in the amount of \$39,708.35, under Cranford Contract #47-CPCPS. Lebanon Township is not a member of the Cranford Coop.

Police Chief's Request to Purchase 2018 Police Interceptor Utility from Winner Ford

Motion by Mr. Laul, seconded by Ms. Koehler and carried by unanimous favorable roll call vote, the Township Committee approved the Police Chief's request to lease purchase a 2018 Police Interceptor Utility from Winner Ford, in the amount of \$39,909, under State Contract #88728.

NEW BUSINESS

Social Affair Permit – St. John Neumann Church – Event Date – November 30, 2018

Motion by Ms. Koehler, seconded by Mr. Laul and carried by unanimous favorable roll call vote, the Township Committee approved a Social Affair Permit application for St. John Neumann Church for an event to be held on 11/30/2018, subject to Ms. Koehler receiving clarification on the answer to Question No 13.

Police Chief's Request to Purchase a Solar Powered Radar Sign

Motion by Mr. Laul, seconded by Ms. Koehler and carried by unanimous favorable roll call vote, the Township Committee approved the Police Chief's request to purchase a Solar Powered Radar Sign from Traffic Safety Corp. at a cost of \$3096.00.

DPW Manager's Request to Advertise for Surplus Sale

The DPW Manager has requested to seek bids for the sale of the following equipment.

2010 Ford F-450 Mason Dump Truck (Damaged from tree falling on it)	Vin # 1FDAF4HR4AEB36080 Miles 74,796
2004 Dodge Durango (Does not run, needs fuel pump)	Vin # 1GNSK2E01CR174075 Miles 128,914
2005 Toro Z Turn Mower	Serial # 250000475 Hours 1948

Motion by Mr. Wunder, seconded by Ms. Koehler and carried by unanimous favorable roll call vote, the Township Committee authorized the sale of the equipment listed in Warren Gabriel's letter of August 31, 2018.

DPW Manager's Request for Release of Capital Funds

The DPW Manager has requested the release of Capital Funds for the following equipment.

The Mason Dump Truck	\$75,000.00
V Box Spreader (For the GMC Switch-go)	\$18,000.00
Air Tow Trailer	\$15,000.00

Motion by Mr. Wunder, seconded by Ms. Koehler and carried by unanimous favorable roll call vote, the Township Committee authorized the release of Capital Funds, as requested in Warren Gabriel's letter of August 31, 2018.

Squier's Point's Request to Use Township Seal for Christmas Ornament

Motion by Mr. Laul, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee approved Squier's Point's request to use the Township's Seal for the 2018 Christmas Ornaments which will be sold as a fundraiser in support of the Museum.

PRESENTATION OF VOUCHERS

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

Motion by Ms. Koehler, seconded by Mr. McKee and carried by unanimous favorable roll call vote, the Township Committee approved the September 5, 2018 bill list in amount of \$52,530.95.

CORRESPONDENCE

- a. Minutes of the July 8, 2018 Recreation Commission Meeting
- b. Historian's Memo – Walking Tour - October 7, 2018 – Rain Date October 14, 2018
- c. Tax Collector's Report for the Month of July 31, 2018

PUBLIC COMMENTS

Motion by Mr. Laul, seconded by Ms. Koehler and carried by unanimous favorable roll call vote, the Township Committee opened the public comment portion of the meeting at 8:17 p.m.

There were no comments from the Public.

Motion by Ms. Koehler, seconded by Mr. Laul and carried by unanimous favorable roll call vote, the Township Committee closed the public comment portion of the meeting at 8:17 p.m.

EXECUTIVE SESSION - Resolution No. 63 -2018

Motion by Mr. McKee, seconded by Mr. Laul and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No. 63-2018 and convened in executive session at 8:19 p.m. It is anticipated that no action will be taken when the public meeting reconvenes.

TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION NO. 63-2018
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:); **CWA Local 1040 – PBA 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

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: **Little Brook Road Association- OR** _____ the public disclosure of such information at this time would have a potentially negative impact on the municipality's

LTCM

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position with respect to the matter being discussed; therefore this information will be withheld until such time as the matter is concluded or the potential for negative impact no longer exists.);

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

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

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

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

Public Meeting reconvened at 9:45 p.m.

ADJOURNMENT

Having no further business to come before the Committee a motion was made by Mr. Laul, seconded by Mr. Wunder and carried by unanimous favorable roll call vote to adjourn the meeting at 9:45 p.m.

Respectfully submitted,

Karen J. Sandorse, RMC/CMC
Municipal Clerk

Approved: September 19, 2018

Mike Schmidt, Mayor