

**CALL TO ORDER**

Mayor Edward Post 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 Post asked everyone to stand for the flag salute.

**ROLL CALL**

Present - Ed Post                      Jay Weeks  
              George Piazza                Francis Monahan

Absent - Patricia Schriver

Also Present - Attorney Eric Bernstein and Clerk Karen Sandorse and 6 members of the public.

**PRESENTATION OF MINUTES**

*Motion by Mr. Monahan, seconded by Ms. Schriver and carried by unanimous favorable roll call vote, the Township Committee approved the October 3, 2007 regular meeting minutes.*

*Motion by Ms. Schriver, seconded by Mr. Piazza and carried by unanimous favorable roll call vote, the Township Committee approved the October 3, 2007 executive session minutes.*

**ORDINANCES**

**Ordinance No. 2007-13 – Introduction**

ORDINANCE NO. 2007-13  
TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
AN ORDINANCE TO  
REVISE, AMEND AND SUPPLEMENT  
THE CODE OF THE TOWNSHIP OF LEBANON

CHAPTER XVII, ENTITLED "LAND SUBDIVISION", SPECIFICALLY  
SECTION 17-7.4, ENTITLED "IMPROVEMENTS"

Mr. Piazza stated that he attended the Township Planning Board meeting the previous night and the Chairman, Gary MacQueen and the Planner, Mike Bolan, would like to review the ordinance prior to

adoption. Attorney Bernstein stated that ordinances come from the Township Committee, go to the Planning Board for review and comment, then back to the Township Committee for final adoption. Mr. Bernstein stated that the Planning Board has already reviewed the recommendations from the Fire Department and have sent their recommendations in writing to the Township Committee. The recommendations were considered at the time the present ordinance was drafted; however, not all comments were incorporated, as they effectively submarined the ordinance. The Committee will forward the ordinance onto the Planning Board after tonight's introduction and push back the adoption till December 5, 2007. Attorney Bernstein did note that if there are substantial changes, the ordinance may not be adopted until after the close of the 2007 year.

*Motion by Ms. Schriver, seconded by Mr. Monahan and carried by unanimous favorable roll call vote, the Township introduced Ordinance No. 2007-13. (as entitled below)*

Public Hearing to be held on December 5, 2007.

**RESOLUTIONS**

**Resolution No. 69-2007** – Award Contracts for 2008 Road Materials

*Motion by Mr. Piazza , seconded by Mr. Monahan and carried by unanimous favorable roll call vote, the Township Committee adopted Resolution No. 69-2007. (as written below)*

TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 69-2007  
RESOLUTION AWARDING A CONTRACT FOR  
2008 ROAD MATERIALS

WHEREAS, bids were received on October 16, 2007 for 2008 Road Materials, and  
WHEREAS, the Township Committee has reviewed the recommendations made by the  
Township Superintendent of Public Works on said bids.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of  
the Township of Lebanon, County of Hunterdon, State of New Jersey that the following  
contracts be awarded based on the recommendation of the Township Superintendent of Public  
Works.

<b>COMPANY</b>	<b>ITEM</b>	<b>PRICE</b>
Flemington Bituminous Corp.	Concrete Surface Mix I-5	\$ 44.50 ton
	Concrete Base Course Mix I-1	43.00 ton

Campbell Foundry	Type E Catch Basin	\$ 580.00 each
	Type A Catch Basin	303.00 each
	Corrugated Polyethylene Pipe – 15”	5.49 L.F.
	Corrugated Polyethylene Pipe – 18”	8.79 L.F.
	Corrugated Polyethylene Pipe – 24”	13.55 L.F.

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized and directed to execute the contracts for same.

**Resolution No. 70-2007 – Dutch Hill Road Overlay -2007**

*Motion by Mr. Monahan, seconded by Mr. Piazza and carried by unanimous favorable roll call vote, the Township Committee adopted Resolutions No. 70-2007. (as written below)*

**RESOLUTION NO. 70-2007  
NEW JERSEY DEPARTMENT OF TRANSPORTATION  
BUREAU OF LOCAL AID  
RECOMMENDATION OF AWARD  
STATE AID PROJECT**

**BE IT RESOLVED** that the Township Committee of the Township of Lebanon, Hunterdon County, New Jersey hereby recommends to the New Jersey Department of Transportation that the contract for

**DUTCH HILL ROAD OVERLAY – 2007 in the Township of Lebanon, Hunterdon County be awarded to:**

TILCON NEW YORK, INC.  
(VIA MORRIS COUNTY COOPERATIVE PRICING COUNCIL CONTRACT #6 –  
CATEGORY A)

the lowest bidder of 3 bids received by the Morris County Cooperative Pricing Council (MCCPC) for the period January 1, 2007 through December 31, 2007 under *Contract #6: Road Resurfacing, Category A: Superpave Hot Mix Asphalt*, subject to the approval of the Department.

Lebanon Township is a participating member of the MCCPC.

That the presiding officer of this body be and is hereby directed to sign for and on its behalf authorize the execution of the overlay work described in the Application/Agreement for Fiscal Year 2007 Municipal Aid Program in accordance with the MCCPC contract in the prescribed form for said construction.

**OLD BUSINESS**

### **Private Road Ordinance**

Mr. Piazza stated that at the Planning Board he brought up the request that was made earlier in the year by the Board of Adjustment to adopt an ordinance regarding zoning matters on private roads. Mr. Piazza was informed by the Board that you cannot enforce something on preexisting road and since there will be no more private roads in the Township, it is a moot point.

### **Teetertown Road Drainage Issue**

Mr. Piazza stated that he asked the Township Engineer, Steve Risse if he had been to Teetertown Road to access the drainage problems. Mr. Risse stated that he had and he met with the County representative. They were surprised at how well the DPW has kept the road considering the amount of water coming off the hill. They do not want to touch the road, would like to keep it as natural as possible. One suggestion was to put in a small retention pond to collect any debris before it reaches the private pond. The County is going to look into permits needed, etc. Steve Risse will be in contact with the County.

### **Lebanon Township School Board Meeting**

Mr. Piazza stated that he attended the school board meeting and reported that there was no teacher's contract agreement to date. The Administrator, Ruth Fanjoy informed Mr. Piazza that they are thinking about placing solar panels on the school buildings. She inquired as to if the Township would assist in the project costs.

### **North Hunterdon Municipal Court**

Mr. Piazza stated that he spoke to the North Hunterdon Court Administrator Robin Horne and was informed that all is going well with the Court. The landlord of the building has agreed to lower the rent and all of the members will remain the same with the exception of Clinton Township and Califon.

### **Nagie Closing**

Mayor Post stated that the municipality fronted the money on behalf of the County for the Nagie farm preservation project. The closing on the project is scheduled for October 25, 2007 and the Township will then be reimbursed over \$500,000.00 for the outlay.

### **Telephone Service**

Mayor Post stated that a few months ago the Committee made the decision to switch away from AT & T and Sprint to Cooperative Communications. The phone bills in January and February

were approximately \$2000.00 - \$2,500.00 a month. The bills have since gone down to approximately \$1,000.00 per month.

## **NEW BUSINESS**

### **Cancellation of Committee Meeting**

*Motion by seconded Ms. Schriver, seconded by Mr. Piazza and carried by unanimous favorable roll call vote the Township Committee canceled the November 21, 2007 Township meeting.*

## **PRESENTATION OF VOUCHERS**

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

*Motion by seconded Ms. Schriver, seconded by Mr. Monahan and carried by unanimous favorable roll call vote the Township Committee approved the October 17, 2007 bill list in the amount of \$2,681,002.31.*

## **CORRESPONDENCE**

### **Tax Collector's Report for the Month of September 2007**

#### **NJEITF**

Mayor Post stated that he has received correspondence from NJEITF stating that they did some refinancing on the Township's 2004 Loan and we will be saving \$51,614.00 over the life of the loan.

#### **Fire Company Ordinance**

Attorney Bernstein stated that he has drafted a proposed ordinance relating to background checks for new members. A copy was provided to the Fire Chief for Fire Company review. Introduction will hopefully take place on November 7, 2006 with adoption in December.

## **PUBLIC COMMENTS**

*Motion by Mr. Monahan, seconded by Mr. Piazza and carried by unanimous favorable roll call vote, the Township Committee opened the Public Comment portion of the meeting.*

No comments were made.

*Motion by Mr. Piazza, seconded by Mr. Monahan and carried by unanimous favorable roll call vote, the Township Committee closed the Public Comment portion of the meeting.*

## **EXECUTIVE SESSION**

*Motion by Ms. Schriver, seconded by Mr. Monahan and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No. 71-2007 and convened in executive session.*

### **TOWNSHIP OF LEBANON RESOLUTION NO. 71-2007**

BE IT RESOLVED by the Mayor and Township Committee of the Township of Lebanon, that in compliance with N.J.S.A. 10:4-12, this meeting will be closed to the Public to discuss the following matters:

Attorney Client Privilege – 29 Sharrer Road  
Lebanon Township Volunteer Fire Department

Contract Negotiations – PBA  
North Hunterdon Municipal Court

*Motion by Mr. Piazza, seconded by Mr. Weeks and carried by unanimous favorable roll call vote, the Township Committee reconvened the Regular Committee meeting at 8:03pm.*

Attorney Bernstein stated that all members of the Governing Body present at the commencement of the executive session were present at the recommencement of the open session as well as the Township Clerk and the Township Attorney. There was a brief discussion relative to ongoing negotiations involving the North Hunterdon Regional Municipal Court. There was a discussion of the possible commencement of negotiations with the PBA Local 188 for a new collective bargaining agreement. The Committee Liaison has been instructed to confer with the PBA President relative to the next step in the process. Discussion was held as to an upcoming ordinance under Attorney Client Privilege relative to the Lebanon Township Volunteer Fire Department. There was also discussion relative to the issue brought up the Township Construction Official relative to 29 Sharrer Road. The Committee has asked the Clerk to contact the Township Engineer for his input, so the Township Committee can take action, possibly at the November 7, 2007 meeting.

## **ADJOURN**

Having no further business to come before the Committee, a motion was made by Mr. Monahan, seconded by Ms. Schriver and carried by unanimous favorable roll call vote to adjourn the meeting at 8:04 p.m.

Respectfully submitted,

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Karen J. Sandorse, RMC/CMC  
Municipal Clerk

Approved

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Edward L. Post III, Mayor