

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 Schriver asked everyone to stand for the flag salute.

ROLL CALL

Present - Ed Post Patricia Schriver Jay Weeks
 George Piazza Francis Monahan

Absent

Also Present - Attorney Eric Bernstein and Clerk Karen Sandorse and 10 members of the public.

PRESENTATION OF MINUTES

Motion by Ms. Schriver seconded by Mr. Piazza and carried by favorable roll call vote, the Township Committee approved the January 3, 2007 regular meeting minutes. AYES: Piazza, Post, Schriver, Monahan ABSTAIN: Weeks

ORDINANCES

Public Hearing

Ordinance No. 2007- 01 - 2007 SALARIES

Motion by Mr. Piazza, seconded by Ms. Schriver and carried by unanimous favorable roll call vote, the public hearing for Ordinance No. 2007-01 was opened.

Hearing no comments from the public, the public hearing was closed on a motion by Ms. Schriver, seconded by Mr. Monahan and carried by unanimous favorable roll call vote.

Motion by Mr. Piazza, seconded by Ms. Schriver and carried by unanimous favorable roll call vote, the Township Committee adopted Ordinance No. 2007-01 as written below.

STATE OF NEW JERSEY
COUNTY OF HUNTERDON
TOWNSHIP OF LEBANON
ORDINANCE NO. 2007-01
2007 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 2007 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	4,000.00	6,000.00
Open Space Coordinator	4,000.00	6,000.00
Tax Assessor	30,000.00	43,000.00
Township Clerk	40,000.00	62,000.00
Deputy Clerk	30,000.00	44,000.00
Tax Collector	30,000.00	38,000.00
Chief Financial Officer	15,000.00	25,000.00
Treasurer	30,000.00	35,000.00
Planning Board Clerk	15,000.00	25,000.00
Zoning Official	11,000.00	13,000.00
Board of Adjustment Secretary	15,000.00	25,000.00
Police Office Manager	29,000.00	39,000.00
Road Supervisor	55,000.00	79,000.00
Asst. Road Supervisor	40,000.00	58,000.00
Chief Mechanic	29,000.00	56,000.00
Road Employee	27,000.00	51,000.00
Police Chief	86,000.00	104,000.00
Police Sergeant	66,000.00	83,000.00
Police Officer	32,000.00	78,000.00
Office of Emergency Management	2,000.00	5,000.00
Dog Census	2,000.00	4,000.00

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

Buildings and Grounds	12.00	14.00
Library Clerk	13.00	18.50
Assistant Library Clerk	9.00	15.00
Museum Curator	11.00	16.00

Assistant Museum Curator	9.00	14.00
Special Police Class II & Matrons	13.00	18.50
Dog Wardens	9.00	12.00
Mechanic Helper - over base pay	2.00	4.00
Fire Official	16.00	21.00
Perc Test Witness	100.00	125.00
Special Traffic Guards	25.00	38.00

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.

Public Hearing

Ordinance No. 2007-02 - ESTABLISHING A CAP BANK

Motion by Mr. Piazza, seconded by Ms. Schriver and carried by unanimous favorable roll call vote, the public hearing for Ordinance No. 2007-02 was opened.

Hearing no comments from the public, the public hearing was closed on a motion by Ms. Schriver, seconded by Mr. Monahan and carried by unanimous favorable roll call vote.

Motion by Ms. Schriver, seconded by Mr. Monahan and carried by unanimous favorable roll call vote, the Township Committee adopted Ordinance No. 2007-02 as written below.

STATE OF NEW JERSEY
COUNTY OF HUNTERDON
TOWNSHIP OF LEBANON
ORDINANCE NO. 2007-2
CALENDAR YEAR 2007

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO
ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township of Lebanon Committee of the Township of Lebanon in the County of Hunterdon finds it advisable and necessary to increase its CY2007 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township of Lebanon Committee hereby determines that a 1% increase in the budget for said year, amounting to \$34,107.31 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township of Lebanon Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township of Lebanon Committee of the Township of Lebanon, in the County of Hunterdon, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2007 budget year, the final appropriations of the Township of Lebanon shall, in accordance with this ordinance and N.J.S.A.40A: 4-45.14, be increased by 1%, amounting to \$34,107.31, and that the CY2007 municipal budget for the Township of Lebanon be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized herinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Introduction

Ordinance No. 2007-03- Amending Chapter XVIII (Zoning)

Motion by Mr. Monahan, seconded by Ms. Schriver and carried by unanimous favorable roll call vote, the Township introduced Ordinance No. 2007-03. (as entitled below)

TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON
ORDINANCE NO. 2007-03

AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCE OF THE
TOWNSHIP OF LEBANON, COUNTY OF HUNTERDON, STATE OF NEW JERSEY
AND MORE SPECIFICALLY CHAPER XVIII (ZONING)

Public Hearing to be held on March 7, 2007.

RESOLUTIONS

Resolution No. 21-2007

Motion by Ms. Schriver, seconded by Mr. Monahan and carried by unanimous favorable roll call vote, the Township Committee adopted Resolution No. 21-2007. (as written below)

TOWNSHIP OF LEBANON

COUNTY OF HUNTERDON
STATE OF NEW JERSEY
RESOLUTION NO. 21-2007

WHEREAS, various 2006 bills have been presented for payment this year, which bills were not covered by order number and/or recorded at the time of transfers between the 2006 Budget Appropriation Reserve in the last two months of 2006; and

WHEREAS, N.J.S.A. 40A:4-59 provides that all unexpended balances carried forward after the close of the year are available, until lapsed at the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances which are expected to be insufficient during the first three months of the succeeding year;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF LEBANON that the Chief Financial Officer be authorized to make the following transfers in the amount of \$5,131.09 be made between the 2006 Budget

Appropriation Reserves as follows:

<u>ACCOUNT #</u>	<u>ACCOUNT NAME</u>	<u>FROM</u>	<u>TO</u>
6-01-27-369-299			
6-01-30-440-299	Underground Tank o/e	-	3,446.95
6-01-23-220-286	Telephone	-	551.25
6-01-20-155-299	Group Employee Ins.	-	1,132.89
6-01-20-176-011	Legal o/e	3,131.09	
	Museum s/w	2,000.00	-
		<u>5,131.09</u>	<u>5,131.09</u>

Resolution No. 21a -2007

Motion by Mr. Piazza, seconded by Ms. Schriver and carried by unanimous favorable roll call vote, the Township Committee adopted Resolutions No. 21a-2007. (as written below)

Township of Lebanon
County of Hunterdon
State of New Jersey
Resolution 21a-2007

Whereas there has been a redemption of Tax Sale Certificate 200602 for Block 30 lot 47 assessed to Thomas A. Leonardis and,

Whereas the amount of \$12,414.09 has been paid to the Tax Collector by Affinity Title Agency,

Therefore Be It Resolved that the Treasurer be authorized to prepare and sign a check for \$29,414.09, which includes the \$17,000 premium paid for this certificate to Crusader Servicing Corporation, and

Therefore Be It Further Resolved that no further action on the part the Committee is needed for the processing of this check.

OLD BUSINESS

Deer Carcass Removal through Hunterdon County Agreement

The Municipal Clerk informed the Committee that Hunterdon County has a contract with Deer Carcass Removal LLC for removal services at a cost of \$42.00 each. The pricing is for the period of January 1, 2007 through June 30, 2007. The Vendor has extended the pricing to all municipalities in the County.

Reimbursement for Nagie Development Easement

Mayor Post stated that he met with the County Farmland Board and County Counsel DeSapio regarding the reimbursement for the Nagie Development Easement. Mayor Post was informed that the issue remains with the Title Company and an exemption they have in the title insurance that the State is objecting to. This is the only obstacle preventing the recovery of the funds the Township put up front for the Nagie Development Easement. I

NEW BUSINESS

Approve Social Affair Permit – Lebanon Township Elementary PTA - 05/06/2007

Motion by Mr. Monahan, seconded by Ms. Schriver and carried by unanimous favorable roll call vote, the Township Committee approved a Social Affair Permit for the Township Elementary PTA for an event which will take place on 05/06/2007.

Paul Jones Sr. Retirement Dinner

The Clerk stated that Assistant DPW Supervisor Paul Jones' retirement dinner will be held on February 23, 2007. Three of the Committee members will be on vacation during that time. Another date will be looked into.

Mr. Piazza stated that he understands that the Township has provided funds toward retirement dinners in the past.

Motion by Ms. Schriver, seconded by Mr. Piazza carried by favorable roll call vote, the Township Committee approved contributing a maximum of \$550.00 toward the retirement dinner's for Paul Jones Sr. and Officer Larry Campbell. AYES: Weeks, Piazza, Post, Schriver ABSTAIN: Monahan

Tracking Club – Request to Have Dogs in the Meeting Room 02/17/2007

Motion by Mr. Weeks, seconded by Ms. Schriver and carried by unanimous favorable roll call vote, the Township Committee approved the Tracking Club's use of the meeting room on February 17, 2007 for a massage therapy class.

Local School Board

Mr. Piazza stated that he attended the first local school board meeting. One of the Board Members is retiring and they are in process of interviewing for a replacement. Mr. Piazza also stated that Superintendent Burd asked for Mr. Piazza to sit as the liaison between the Township Committee and the School Board.

PRESENTATION OF VOUCHERS

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

Motion by Ms. Schriver, seconded by Mr. Monahan and carried by unanimous favorable roll call vote the Township Committee approved the January 17, 2007 bill list in the amount of \$193,155.59

CORRESPONDENCE

OEM Coordinator Correspondence - *Important*

OEM Coordinator Warren Gabriel, was present at the meeting and informed the Township Committee that relative to his January 16, 2007 memo he attended a County Emergency Management meeting on January 8, 2007. At that meeting they were advised that in order for the Township to be fully in compliance with the Federal Incident Management, the Mayor and Township Committee must attend an ICS-402 and Nims 700 class by the end of the 2007 year. Without the Township being fully in compliance, we may not be eligible for Federal Grants in the future.

Readington Township is in process of setting up a class; however, he was informed that if the Township Committee was unable to attend that class someone will provide the class in the Township at a different date and time. Mr. Gabriel is looking into holding the class here in the Township.

Tax Collector's Report for the month of December 2006

Tax Collector's Annual Report for 2006

Council on Affordable Housing – Farm Labor Housing

PUBLIC COMMENTS

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

Mr. Gabriel stated that the Flood Mitigation Plan is due to be submitted by Friday, January 26, 2007.

Ms. Diane Galvin, of 26 Spruce Run Road, inquired on why so many trees are being cut down in the Township. She said that they do not seem to be any problem with public utilities. Mr. Monahan informed Ms. Galvin that the Power & Light Company hired someone to cut down any trees that may jeopardize the power lines. Attorney George stated that due to certain trees being located in the right of way, there are statutory requirements permitting the trees removals.

Mr. Gabriel stated that the company hired by Power & Light completed their work on December 31, 2006 and that the larger trees removed must be approved by JCP & L prior to removal.

Attorney George stated that the work is out of the Township's control; however, we can ask JCP& L about future plans. The Clerk will inquire on proposed work to be done in the Township.

Library Chairman Art Gerlich informed the Committee that last year the Township Library circulated 29,686 books. This is a 19.2% increase from 2000. Mr. Gerlich stated that last year the Library Committee asked for Capital Money to replace the roof on the Library. The roof is now leaking like a sieve. They have tried to obtain contractors, but they are reluctant due to it being a wood roof, age and municipal work. Mr. Gerlich stated that there needs to be someone appointed to oversee the project, such as a full time employee who is here during the day. Mr. Gerlich said that he spoke to the Township Engineer on possible specifications. Hopefully, it will not be necessary to seek RFP's. It is most likely not practical to replace the wood with another wood roof as we would not get more than 25 years out of it. The new shingles would last 30 – 50 years. Discussion was held on the work that needs to be done.

Mr. Gerlich stated that the DPW Supervisor put in a request for the new roof and repairs under the 2007 Capital Budget. The Clerk will ask the CFO how the Township can move forward, to prevent further damage, by replacing the roof prior to the budget adoption.

Warren Gabriel stated that he will inform Paul Jones, DPW Supervisor, that his department is to oversee the project on behalf of the Township.

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

Cancellation of Township Committee Meeting

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

EXECUTIVE SESSION

Motion by Ms. Schriver, seconded by Mr. Monahan and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No.22 -2007 and convened in executive session at 7:50 p.m.

TOWNSHIP OF LEBANON RESOLUTION NO. 22-2007

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:

Possible Litigation
Personnel Issue

Motion by Ms. Schriver, seconded by Mr. Monahan and carried by unanimous favorable roll call vote, the Township Committee reconvened the Regular Committee meeting at 8:33p.m.

Attorney George stated that the Committee discussed the ongoing issue for request for records from the Township Rescue Squad.

ADJOURN

Having no further business to come before the Committee a motion was made by Ms. Schriver, seconded by Mr. Monahan and carried by unanimous favorable roll call vote to adjourn the meeting at 8:34 p.m.

Respectfully submitted,

Karen J. Sandorse, RMC/CMC
Municipal Clerk

Approved

Edward L. Post, Mayor