

**CALL TO ORDER**

Mayor Jay Weeks 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 Jay Weeks asked everyone to stand for the flag salute.

**ROLL CALL**

Present - Jay Weeks Patricia Schriver  
Francis Morrison Brian Wunder

Absent George Piazza

Also Present - Attorney Eric Bernstein and Clerk Karen Sandorse and 5 members of the public.

**PRESENTATION OF MINUTES**

*Motion by Ms. Schriver, seconded by Mr. Morrison and carried by unanimous favorable roll call vote, the Township Committee approved minutes of regular meeting of February 17, 2010.*

*Motion by Ms. Schriver, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee approved minutes of the Executive Session of February 17, 2010.*

## **PROCLAMATION – Read Across America**

*Motion by Ms. Schriver, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee approved a Read Across America Proclamation as attached.*

## **ORDINANCES**

### **Introduction**

*Motion by Ms. Schriver, seconded by Mr. Morrison and carried by unanimous favorable roll call vote, the Township Committee approved Ordinance No. 2010-06 on first reading. (As entitled below).*

### **ORDINANCE NO. 2010-06**

TOWNSHIP OF LEBANON

COUNTY OF HUNTERDON

STATE OF NEW JERSEY

AN ORDINANCE TO

REVISE, AMEND AND SUPPLEMENT

THE CODE OF THE TOWNSHIP OF LEBANON

SECTION 400-46, ENTITLED "OFF-STREET PARKING",  
SPECIFICALLY SECTION 400-46B, ENTITLED "PARKING IN RESIDENTIAL ZONES"

**Public Hearing to be held on April 7, 2010.**

## **RESOLUTIONS**

**Resolution No. 30-2010 – Overpayment of Taxes**

*Motion by Ms. Schriver, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee adopted Resolution No. 30-2010. (as written below)*

TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 30-2010  
REFUND FOR OVERPAYMENT OF TAXES

WHEREAS there exists an overpayment of \$2,255.77 for first quarter 2010 taxes due to a duplicate payment for Block 53, lot 16.03, 25 Mt. Lebanon Road and,

WHEREAS this amount has been requested for refund by Paul and Patti Solimani,

THEREFORE BE IT RESOLVED, that the Treasurer be authorized to prepare and Mayor, Treasurer and Clerk be authorized to sign this refund check to Paul and Patti Solimani.

**Resolution No. 31-2010 – Deferral of School Taxes**

*Motion by Ms. Schriver, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee adopted Resolution No. 31-2010. (as written below)*

TOWNSHIP OF LEBANON  
COUNTY OF HUNTERDON  
STATE OF NEW JERSEY  
RESOLUTION NO. 31-2010  
REDEMPTION OF TAX SALE CERTIFICATE

WHEREAS the Tax Collector did sell a Tax Sale Certificate # 200901 on October 23, 2009 to US Bank-Cust / SASS Muni V dtr and,

WHEREAS the amount of \$25,121.93 has been collected from LPS Property Tax Solutions for Bernard Gaffney, owner of Block 41, Lot 2.04, 363 Vernoy Road, Lebanon Township, and

WHEREAS there had also been a premium paid at the Tax Sale by US Bank-Cust / SASS Muni V dtr in the amount of \$23,000.00 for this Tax Sale certificate #200901,

THEREFORE BE IT RESOLVED that the Treasurer be authorized to prepare and the Mayor, Treasurer and Clerk be authorized to sign a check in the amount of \$48,121.93 payable to US Bank-Cust / SASS Muni V dtr.

## **OLD BUSINESS**

### **Police Chief's Request to Purchase a 2010 Ford Explorer**

*Motion by Ms. Schriver, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee approved the Police Chief's request to purchase a 2010 Ford Explorer from Warnock Fleet at a cost of \$36,450.19.*

### **Recycling Ordinances**

Attorney Bernstein stated to the Committee that at the last meeting the Township Committee discussed the issue of recycling and the need to establish a new recycling ordinance in light of the fact that the Township will not be in the County program going forward. Attorney Bernstein informed the Committee that he provided them with two ordinances, one parrots the County's sample ordinance regarding recycling, the other is to eliminate Chapter 89 of the Code which presently has a recycling commission which will be not applicable once the ordinance is adopted. Attorney Bernstein requested that the Township Committee review the two ordinances, provide comments or concerns, and once acceptable, they can be placed on the March 17, 2010 agenda for introduction.

## **NEW BUSINESS**

### **Approve Highlands Water Use/Conservation Management Plan Grant Pilot Program**

*Motion by Ms. Schriver, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee moved to accept the Grant Agreement and to authorize the Mayor and Clerk to execute and to authorize the Township Officials to deal with such.*

### **Approved 2010 Voorhees Municipal Alliance Contract**

*Motion by Ms. Schriver, seconded by Mr. Wunder and carried by unanimous favorable roll call vote, the Township Committee approved the 2010 Voorhees Municipal Alliance Contract.*

### **Approve Blue Light Application – Max Guscott**

*Motion by Mr. Wunder, seconded by M. Schriver and carried by unanimous favorable roll call vote, the Township Committee approved a Blue Light Application for Max Guscott of the Lebanon Township Rescue Squad.*

### **336 Turkey Top Road – Township’s Interest in Purchasing the Property**

Mayor Weeks and Ms. Schriver would like to look into the property noted. Request to be held to the March 17, 2010 meeting.

### **CW Consulting Services, Inc. – Site Acquisition Services – AT & T Mobility**

Attorney Bernstein will make contact with Mr. Bailey from AT & T to discuss the proposal.

### **2010 Census**

Ms. Schriver stated that the Clerk received a notice from the Census Bureau regarding the census tabulation. Information will be mailed to the residents and Census forms need to be submitted by the end of April. The Bureau is asking the local governments to encourage the residents to submit their

forms as it is beneficial in receiving funding. The Clerk will ask the Police Chief to place the info on the Police sign as well as the high school and local schools.

## **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 March 1, 2010 bill list in the amount of \$1,897,921.12.*

## **CORRESPONDENCE**

- a. Lebanon Township Historians Minutes for the February 4, 2010 Meeting
- b. Tax Collector's Report for the Month of January 2010
- c. Hunterdon County Utilities Authority – **Important Recycling Meeting** – 03/05/10

## **PUBLIC COMMENTS**

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

Mr. Anthony Casale inquired on the intent of Ordinance No. 2010-06. Attorney Bernstein stated that the ordinance is only being revised by changing who will handle the enforcement.

Mr. Casale asked what the necessity is in the purchase of the Turkey Top Road property. Why is the Township interested. Ms. Schriver stated that the Township Committee was asked if they were interested in purchasing of it.

Mr. Casale questioned the status of the Cell Tower Contract. Mr. Casale stated that last year he had discussions with Ed Post regarding some discrepancies in the lead bidder lease vs. the sub-leases. There were changes that were made that Mr. Casale discussed with Mr. Post, however, there were additional references which were not changed relative to the same issue. The lease did not conform. Attorney

Bernstein stated that it went back and forth between the bidder and the sub-bidder, there were conversations with Mr. Post relative to his conversations with Mr. Casale. The final draft is ready for the Mayor's signature. Mr. Casale's comments were noted and the changes were made.

*Motion by Ms. Schriver, seconded by Mr. Morrison 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. Morrison and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No. 32-2010 and convened in executive session at 7:24 p.m. Action may be taken at the end of the meeting.*

### **TOWNSHIP OF LEBANON**

#### **RESOLUTION NO. 32-2010**

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:

Litigation – Hyland

Attorney Client Privilege - Rescue Squad

*Motion by Ms. Schriver, seconded by Mr. Morrison and carried by unanimous favorable roll call vote, the Township Committee reconvened the Regular Committee meeting at 8:00 p.m.*

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. Attorney Bernstein stated that there was an internal discussion with

representatives of the Rescue Squad. There was an update to the Committee relative to the Hyland Litigation. The Clerk will need to advertise for the budget meeting for March 11<sup>th</sup> and to note that action may be taken and that one or more executive sessions will be held.

*Motion by Ms. Schriver, seconded by Mr. Morrison and carried by unanimous favorable roll call vote, the Township Committee authorized the Clerk to advertise for a budget meeting to be held on March 11, 2010 at 5:00 p.m. and to note that action may be taken and that there may be one or more executive session.*

## **ADJOURN**

Having no further business to come before the Committee a motion was made by Ms. Schriver, seconded by Mayor Weeks and carried by unanimous favorable roll call vote to adjourn the meeting at 8:52 p.m.

Respectfully submitted,

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Karen J. Sandorse, RMC/CMC

Municipal Clerk

Approved: March 17, 2010

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Jay D. Weeks, Mayor