

**Lebanon Township Committee
April 4, 2007**

Minutes of Regular Meeting

CALL TO ORDER

Deputy Mayor George Piazza 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 - Patricia Schriver Jay Weeks
 George Piazza Francis Monahan

Absent - Ed Post

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

JUNIOR POLICE ACADEMY

Mr. Monahan stated that at the last meeting, Mr. Anthony Casale inquired on the status of the Lebanon Township Junior Police Academy. Mr. Monahan informed him that at this time there is no plans for a future Academy. Mr. Monahan stated that he had to apologize to Mr. Casale because he read in last week's paper that the program will in fact be held this year. Mr. Monahan and Ms. Schriver stated that they were not aware that the Academy was going to continue.

PRESENTATION OF MINUTES

Mr. Monahan stated that at the March 7, 2007 meeting there were many comments and accusations made. He has not had the opportunity to review the tape and as his name was mentioned many times, he asked that the approval of the meeting minutes be held until the next meeting. Mr. Monahan noted that he is not saying that the minutes are inaccurate; he would just like time to listen to the tape. The Committee carried the approval of the minutes to the April 18, 2007 meeting.

Motion by Ms. Schriver, seconded by Mr. Monahan and carried by unanimous favorable roll call vote, the Township Committee approved the March 21, 2007 executive session minutes.

ORDINANCES -

Ordinance No. 2007- 06 Public Hearing

Motion by Mr. Monahan, seconded by Ms. Schriver and carried by unanimous favorable roll call vote, the public hearing for Ordinance No. 2007-06 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- 06 as written below.

ORDINANCE NO. 2007-06
TOWNSHIP OF LEBANON
COUNTY OF HUNTERDON
STATE OF NEW JERSEY

AN ORDINANCE AUTHORIZING THE ACCEPTANCE BY LEBANON TOWNSHIP OF
WINDY HEIGHTS ROAD, RARITAN RUN AND
PHEASANT COURT INTO THE PUBLIC ROADWAY SYSTEM,
PURSUANT TO N.J.S.A. 40:67-1

WHEREAS, the Township is authorized, by State law, to accept the dedication of any street and thereafter be responsible for improvements and maintenance thereon; and,

WHEREAS, the developer, Centex Homes, LLC, a New Jersey limited liability company, has offered, for dedication to the Township, the following streets known as “Windy Heights Road”, “Raritan Run” and “Pheasant Court”, which streets are described more particularly in the Descriptions attached as Exhibit A hereto, in connection with the development known as “Windy Heights Farm” as shown on a filed map titled “Final Plat for Windy Heights Farm In Lebanon Township, Hunterdon County, New Jersey”, and filed in the Hunterdon County Clerk’s Office on June 6, 2001, as Instrument No. 8318865; and,

WHEREAS, the Township Committee has determined that the public good is best served by the Township’s acceptance of the offer of Centex Homes, LLC for dedication of Windy Heights Road, Raritan Run and Pheasant Court.

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

The Township of Lebanon, pursuant to N.J.S.A. 40:67-1 is hereby authorized to accept and does accept the dedication of Windy Heights Road, Raritan Run and Pheasant Court by Centex Homes, L.L.C.

BE IT FURTHER ORDAINED that the roads so dedicated are as described in that certain Deed of Dedication from Centex Homes, L.L.C. to The Township of Lebanon, a Municipal Corporation of the State of New Jersey, dated January 13, 2006, and filed in the office of the Hunterdon County Clerk on February 2, 2006 in Deed Book 2146, Page 688 and also in the Descriptions attached hereto as Exhibit A.

BE IT FURTHER ORDAINED that:

1. All ordinances or portions of ordinances, which are inconsistent with this Ordinance, shall be repealed as to their inconsistencies only.

2. The various parts, sections, and clauses of this Ordinance are hereby declared to be

severable so that if any part, sentence, paragraph, section, or clause of this Ordinance is adjudged unconstitutional or invalidated by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

3. This Ordinance shall take effect immediately upon final passage and publication as required by law.

OLD BUSINESS

Appointment of DPW Assistant Supervisor

DPW Supervisor Paul Jones sent a letter to the Committee stating that he advertised and posted the position of Assistant Supervisor for the DPW. Mr. Jones stated that he received one request for consideration from Warren Gabriel. Mr. Jones recommended appointing Mr. Gabriel to the position and requested a salary adjustment to \$56,680.00.

Motion by Mr. Weeks, seconded by Ms. Schriver and carried by unanimous favorable roll call vote, the Township Committee approved the appointment of Mr. Warren Gabriel as Assistant DPW Supervisor at a salary of \$56,680.00 as per the CWA contract.

Appointment of Flood Plain Administrator

Mayor Post asked Mr. Warren Newman if he would consider accepting the position of Lebanon Township Flood Plain Administrator. Mr. Newman agreed to the appointment.

Mr. Piazza asked if the Committee should consider compensation. The Committee will look into it in the future.

Motion by Ms. Schriver, seconded by Mr. Monahan and carried by unanimous favorable roll call vote, the Township Committee appointed Mr. Warren Newman as Flood Plain Administrator for the 2007 year.

Municipal Building Generator

Mr. Piazza stated that he, Paul Jones and Warren Gabriel met with a vendor to look into specifications for the purchase of a generator for the municipal building. Mr. Gabriel stated that the quote has not been received to date, but is anticipate shortly. The vendor stated that there may be a possibility of obtaining a grant to help offset the purchase price. The generator may be suitable to power the municipal offices, fire department and rescue squad.

NEW BUSINESS

Approve Lebanon Township PTA Raffle Application for 05/06/2007

Motion by Mr. Monahan, seconded by Ms. Schriver and carried by unanimous favorable roll call vote, the Township Committee approved Lebanon Township PTA Raffle Application for 05/06/2007.

Approve 2007 TRC Environmental Corporation Agreement

Motion by Ms. Schriver, seconded by Mr. Monahan and carried by unanimous favorable roll call vote, the Township Committee approved the 2007 TRC Environmental Corporation Agreement.

Request from DPW Supervisor to Seek Applications for Summer Employees

Paul Jones, DPW Supervisor has requested to seek applications for two (2) summer employees. The cost of the employees is covered under the Clean Communities Grant. The employment period will run from, as soon as possible until Labor Day.

Motion by Mr. Weeks, seconded by Ms. Schriver and carried by unanimous favorable roll call vote, the Township Committee authorized the advertisement for (2) summer employees.

Local School Board Budget

Mr. Piazza stated that he attended a local school board meeting at which time the proposed 2007-2008 budget was presented. The Governor just signed a bill in which the 4% CAP is based on the taxes collected, not on the previous year's budget. This is a concern for the school board. This law also applies to the municipal budgets. This could cause problems with future budgets. Mr. Bernstein stated that the existing CAP law puts a CAP on the budget amount that you can raise through taxes which is under the CAP, verses what is outside of the CAP. No one is quite sure at this time what will fall outside the exemptions. Mr. Bernstein suggested that the Committee request an analysis from Greg DellaPia, the Township CFO, as to how he sees the law and the effects it may have on the township budget, prior to adoption, in case there may be a need to amend it.

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 April 4, 2007 bill list in the amount of \$53,802.24 The Treasurer is to review the Van Doren bill, prior to mailing, to verify amount and to see if remittance is delinquent.

CORRESPONDENCE

Tax Collector's Report for the Month of March 2007

Tax Collector's Report of Uncollectible Taxes for the 2005 Tax Year

PUBLIC COMMENTS

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

OEM Coordinator Warren Gabriel stated that he sent an email to Mayor Post informing him that the required Ics-402 Class is scheduled for April 11, 2007 at 5:00 p.m. The class will run for approximately 2 hours. There is a Board of Adjustment meeting that evening at 7:00 p.m. The Ics-402 Class will be held at 4:30 p.m.

Mr. Gabriel also stated that he attended another Flood Mitigation meeting. There is a questionnaire that will need to be mailed to the residents on Musconetcong River Road. A public meeting is required and will be held on May 18, 2007, at the regular Township Committee meeting. Mr. Gabriel is hoping to have someone from the ERVC present to explain the Plan and to answer any questions from the public or the Committee. Mr. Gabriel stated that the process has been moving along well. He will speak to the Flood Plain Administrator about taking over the project.

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. Mr. Weeks had left the meeting room.

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 7:28 p.m.

Respectfully submitted,

Karen J. Sandorse, RMC/CMC
Municipal Clerk

Approved

George Piazza, Deputy Mayor