

**Lebanon Township Committee  
May 20, 2009**

**Minutes of Regular Meeting**

**CALL TO ORDER**

Mayor Patricia Schriver 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 - Patricia Schriver Jay Weeks  
George Piazza Ed Post Francis Morrison

Absent-

Also Present - Attorney Eric Bernstein and Clerk Karen Sandorse and 14 members of the public.

**PRESENTATION OF MINUTES**

*Motion by Mr. Piazza, seconded by Mr. Post and carried by unanimous favorable roll call vote, the Township Committee approved minutes of the Regular Meeting of April 15, 2009.*

*Motion by Mr. Post, seconded by Mr. Morrison and carried by unanimous favorable roll call vote, the Township Committee approved minutes of the Executive Session of April 15, 2009.*

*Motion by Mr. Post, seconded by Mr. Piazza and carried by unanimous favorable roll call vote, the Township Committee approved minutes of the Regular Meeting of May 6, 2009.*

**RESOLUTIONS**

**Resolution No. 48-2009 – Fireworks Permit – A & B Stainless**

*Motion by Mr. Piazza, seconded by Mr. Morrison and carried by unanimous favorable roll call vote, the Township Committee adopted Resolution No 48-2009. (as written below)*

RESOLUTION NO. 48-2009  
RESOLUTION GRANTING FIREWORKS  
PERMIT TO A&B STAINLESS VALVE  
AND FITTING COMPANY

WHEREAS, A&B Stainless Valve and Fitting Company has applied for a permit for public display of fireworks to be held on July 3, 2009 at 9:00 p.m.; and

WHEREAS, the Lebanon Township Fire Code Official has reviewed the application, investigated the area where the display will take place and recommends that the permit be granted; and

WHEREAS, the necessary bond and surety has been posted.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Lebanon, in the County of Hunterdon and State of New Jersey that a fireworks permit be granted to A&B Stainless Valve and Fitting Company for the activity described in its application.

BE IT FURTHER RESOLVED, that the Township Fire Official file copies of this Resolution and any other pertinent document with the appropriate New Jersey agency.

## **OLD BUSINESS**

### **Hunterdon County Utilities Authority – Shared Services Proposal**

Mayor Schriver stated there is now going to be enforced recycling throughout New Jersey. This has been on the books since 1995 or 1996; however, it was never enforced. At this time, the State is mandating that there be compulsory recycling throughout the State. Hunterdon County has sent correspondence to the Township Committee stating that they are looking into having a County Recycling Coordinator, who will manage recycling plans for any municipality that is interested in a shared service program. Mayor Schriver stated that she spoke to Steve O'Reilly, the Township's SWAK Coordinator and he said that fifteen municipalities have joined the program and that there are a few that have not signed on yet. Steve is asking that the Township Committee consider that proposal as the Township will have to hire its own Recycling Coordinator to run the Township's recycling program. The program must combine education and enforcement. The Township will need to set their own fees whether they join with the County or not, and if the Committee does choose to join the County there will be an additional fee to be under their recycling umbrella. The Coordinator will also be responsible for the submission of recycling tonnage reports. Mayor Schriver stated that she feels that the most important aspect is the enforcement and the levying of fines to residential and commercial businesses that do not abide by the Recycling Plan. Mayor Schriver stated that Steve O'Reilly sees this as a potentially difficult job and feels that we would be better off joining the County program and have them deal with the enforcement and education of the Township's recycling.

*Motion by Mr. Post, seconded by Mr. Piazza and carried by unanimous favorable roll call vote, the Township Committee authorized the Clerk to advise the County as to their interest in participating the County Shared Service Recycling Program conditioned upon the final costs associated with such.*

### **TRC Environmental Corp. – John Potenza – Draft Remedial Action Report**

Held until the June 3, 2009 meeting.

### **DPW Garage Project Overview**

Mr. Post stated that there has been two work sessions of the sub-committee appointed by the Mayor to reassess the preliminary DPW Garage Plans. Much to everyone's satisfaction there was a great deal of progress made. The original plan started off with a 23,000 sq. ft. footprint and then it was brought down to a 17,000 sq. ft. alternate. After the first meeting, an alternative design was suggested and agreed to in concept and that brought the sq. footage down to an 11,254 alternative. This would be two building as opposed to the original one. The question was how to reuse the site, if possible, during the time of remediation. The method was to locate a maintenance and office building the size of the salt barn, which is 4,000 sq. ft. and then a storage garage for the heavy equipment, which would be on the same footprint as is today at 7,200 sq. ft. Keith Chambers came back with the drawings, this past Saturday, and also offered a single building version. The single building has a 14,000 sq. ft. footprint, which is substantially larger than the original structure. The analysis now is to see if they can get the relative costs, between the two scenarios, to determine if the cost might be less or equivalent to do the one building vs. the excavation and building in two different locations on the site. Once the next steps with the DEP and the Highlands are understood, and receive conditional approvals on such, some site borings will be performed to help to determine if these two locations are the appropriate locations.

The next step is to wait to hear from the DEP to obtain a Wetlands Transition Permit. Mr. Post stated that to spend money on the construction documents, without the conditional approvals from the State, doesn't really make sense. They want to make certain that they can proceed with the site plans that they have. Then the decision needs to be made as to the number of buildings based on cost and value. The sub-committee will meet again once the approvals are received.

### **Architect Keith Chambers – Reimbursement**

Mr. Piazza questioned the means in which Architect Keith Chamber's compensation is to be paid and the funds to cover such. The Clerk will speak to the Treasurer to certify funds.

### **Request to Appoint Summer Employees**

*Motion by Mr. Piazza, seconded by Mr. Post and carried by favorable roll call vote, the Township Committee appointed Gary Hood and Chris Bisbee as Summer Employees. AYES: Piazza, Post, Schriver, Morrison ABSTAIN: Weeks*

## **NEW BUSINESS**

### **Glenn Roofing Company Request for Release of 10% Retainage – Library Roof**

*Motion by Mr. Post, seconded by Mr. Piazza and carried by unanimous favorable roll call vote, the Township Committee authorized the release of the 10% Retainage for the Library Roof Replacement, in the amount of \$2,747.50.*

### **Police Chief's Request to Purchase Live Scan Maintenance Agreement**

*Motion by Mr. Piazza, seconded by Mr. Post and carried by unanimous favorable roll call vote, the Township Committee approved the Police Chief's request to purchase a maintenance agreement for the Police Department Live Scan.*

## **PRESENTATION OF VOUCHERS**

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

*Motion by Mr. Post, seconded by Mr. Morrison and carried by unanimous favorable roll call vote, the Township Committee approved the May 20, 2009 bill list in the amount of \$78,684.53.*

## **CORRESPONDENCE**

Tax Collector's Report for the Month of April 2009

## **PUBLIC COMMENTS**

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

Fire Chief Jay Harkins and Fireman Steve Freeborn were present. Jay provided the Committee with a letter requesting the purchase of a new tanker truck one year prior to the prearranged schedule set forth by the Township and stated that the Fire Department has agreed to assist the Township in meeting the financial obligation, for the first year, by providing \$35,000.00 toward the purchase. This would enable the Fire Department to purchase the truck one year ahead of schedule. Jay stated that the Fire Department would like to move forward with the purchase at

this time. Mayor Schriver stated that the Township Committee had requested a copy of the Fire Department 2008 Audit and has not received it to date. Mayor Schriver stated that in past years the Township Committee has been provided with a financial statement, however, this year, one was not submitted by the Fire Department. This is a requirement of both the Fire Department and the Rescue Squad. Copies of the Homeland Security Grants, applied for by the Fire Department in 2008 and 2009, must be provided to the Clerk as well.

Attorney Bernstein stated that his office provided the Fire Department with an opinion letter on the draft specifications provided by the Department.

*Motion by Mr. Post, seconded by Mr. Piazza and carried by unanimous favorable roll call vote, the Township Committee closed the public comment portion of the meeting.*

### **EXECUTIVE SESSION**

*Motion by Mr. Post, seconded by Mr. Piazza and carried by unanimous favorable roll call vote, the Township Committee approved Resolution No. 49-2009 and convened in executive session at 7:52 p.m.*

#### **TOWNSHIP OF LEBANON RESOLUTION NO. 49-2009**

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  
Personnel – Retirement

*Motion by Mr. Piazza, seconded by Mr. Post and carried by unanimous favorable roll call vote, the Township Committee reconvened the Regular Committee meeting at 8:33 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. There was a discussion under Attorney Client Privilege relative to environmental issues. Tim Kinsella of Birdsall Services Group, Tom Groendyke, the Township's Insurance Broker and Warren Gabriel, the Township DPW Assistant Supervisor, were present for the discussion. No formal action needs to be taken. Advice was given to the Committee for their consideration. There were personnel issues discussed, relative to zoning and DPW. The Committee will be requesting the presence of the Zoning Officer and the DPW Supervisor at a meeting, sometime in the near future. There was also discussion relative to the Fire Truck purchases. The Committee is waiting for information from the Attorney relative to the lease agreement. The Committee is reviewing its options relative to the Pumper Tanker. No formal action needs to be taken at this time.

## **ADJOURN**

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

Respectfully submitted,

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Karen J. Sandorse, RMC/CMC  
Municipal Clerk

Approved: June 3, 2009

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Patricia Schriver, Mayor