



City of Lambertville
Regularly Scheduled Session
Tuesday, July 19, 2016, 6:30 p.m.
Phillip L. Pittore Justice Center
25 South Union Street, Lambertville
MINUTES

STATEMENT OF COMPLIANCE.

Council President Stegman called the meeting to order at 6:30 p.m. and read the following statement of compliance with the Open Public Meetings Act into the record: This meeting is being held in compliance with the Open Public Meetings Act. The meeting schedule was advertised in the January 8, 2016 issue of the Times. The clerk provided the meeting notice to the Democrat and Times on Thursday, July 14, posted the meeting agenda on the bulletin board and website, and sent out the meeting notice to department heads, city attorney and city engineer and to the various members of the public on the list serve.

ROLL CALL.

Council President Stegman asked the Clerk for a roll call:

Present: Councilman Sanders, Councilwoman Warner, Council President Stegman.

Absent: Councilwoman Asaro – arrived at 7 pm; Mayor DelVecchio – called in at 7 pm.

CLOSED SESSION.

Council President Stegman asked for a motion to adopt the resolution to go into Closed Session to discuss contracts, acquisition of property, potential law suits and personnel.

PLEASE NOTE: *Mayor and Council will go into closed session at 6:30 p.m. and re-convene in open session at 7:00 p.m.*

RESOLUTION

“Authorizing a Closed Session at the July 19, 2016 Lambertville City Council Meeting to Discuss Contracts, Personnel, Acquisition of Property, Possible Litigation”

WHEREAS, the Council of the City of Lambertville is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that a closed session, not open to the public, may be held for certain specified purposes when authorized by N.J.S.A 10:4-12(b).

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Lambertville that a closed session shall be held on July 19, 2016, in the Phillip L. Pittore Justice Center, located at 25 South Union Street, Lambertville, to discuss the following matters: *Contracts, Personnel, Acquisition of Property, and Possible Litigation.*

BE IT FURTHER RESOLVED that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Lambertville Mayor and City Council.

ADOPTED:

City Council convened in closed session at 6:31 p.m. with a motion made by Councilman Sanders and seconded by Councilwoman Warner. An affirmative roll call vote was taken in favor of the motion by all members present. **MOTION CARRIED.**

City Council came out of closed session at 6:50 p.m. and re-convened in regular session at 7 pm with a motion made by Councilman Sanders and seconded by Councilwoman Warner. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

PLEDGE OF ALLEGIANCE.

Council President Stegman led the public in the Pledge of Allegiance.

MOMENT OF SILENCE.

Council President Stegman asked all to remain standing while the Clerk asked for a moment of silence in honor of those serving in the United States Armed Forces.

APPROVAL OF MINUTES.

Council President Stegman asked for a motion to approve the meeting minutes as listed on the agenda: June 21, 2016 Regularly Scheduled Session Minutes, June 21, 2016 Closed Session Minutes. Councilman Sanders made a motion to approve the minutes as submitted. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

ADMINISTRATIVE REPORTS.

Council President Stegman asked for a motion to approve the administrative reports listed on the agenda (Tax Collector – Cynthia McBride, Municipal Court Administrator – Patricia Wozniak, Construction Official – Ken Rogers, Zoning Officer – Dick McManus, Fire Inspector – Frank D’Amore, Police Director – Bruce Cocuzza, Annual Report for 2015, Public Works Director – Lester Myers, City Clerk – Cynthia L. Ege and Chief Financial Officer and Treasurer – Christie Ehret). Councilwoman Warner made a motion to approve the administrative reports as submitted. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present.

PROCLAMATIONS – none.

RESOLUTIONS – CONSENT AGENDA.

Consent Agenda: *The following resolutions on a consent agenda are considered routine and shall be enacted by one motion. Should any member of City Council seek separate discussion of any item, that item shall be removed and discussed separately.*

Resolution Number 96-2016: *A Resolution to Authorize the City Clerk to file the Raffle Application filed by the American Legion Toscani Post #120 for a Pull Tab Raffle beginning August 15, 2016 and ending August 14, 2017.*

City of Lambertville

RESOLUTION NUMBER 96-2016

A Resolution to Authorize the City Clerk to Submit the Raffle Application to LGCCC filed by the American Legion Toscani Post #120 INC for Pull Tabs Beginning August 15, 2016 and ending August 14, 2017

WHEREAS, the City Clerk received the application filed by the American Legion Toscani Post #120 for pull tabs on June 27, 2016; and

WHEREAS, a copy of the application was forwarded to the Police Department for their review and investigation on June 27, 2016; and

WHEREAS, the City Clerk has determined that the applicant is qualified and completed the Determinations Statement as prescribed by the State of New Jersey LGCCC.

NOW THEREFORE BE IT RESOLVED, by the governing body of the City of Lambertville, County of Hunterdon, State of New Jersey, that the City Clerk is authorized to forward the application filed by the American Legion Toscani Post #120 to the State of New Jersey Legalized Games of Chance Control Commission.

ADOPTED: July 19, 2016

Resolution Number 97-2016: A Resolution to Authorize the Mayor, City Attorney and/or City Clerk to Sign the Agreement with Chase Paymetech for the Processing of Credit Card Payments for Tax Collection on Edmund's Website With the Fees to Be Paid by the User.

City of Lambertville

RESOLUTION NUMBER 97-2016

A Resolution to Authorize the Mayor, City Attorney and/or City Clerk to Sign the Agreement with Chase Paymetech for Processing of Credit Card Payments for Tax Collection on Edmund's

NOW THEREFORE BE IT RESOLVED, by the governing body of the City of Lambertville, County of Hunterdon, State of New Jersey, that the Mayor, City Attorney and City Clerk to sign the agreement with Chase Paymetech for the processing of credit card payments for the collection of taxes with the user paying the fees associated with the transaction.

ADOPTED: July 19, 2016

Resolution Number 98-2016: A Resolution to Authorize the Refund of a Permit Fee for 2 Overlook Court, Block 1057, Lot 1.03 In the Amount of \$66.00.

City of Lambertville

RESOLUTION NUMBER 98-2016

A Resolution to Authorize the Refund of a Permit Fee Paid for 2 Overlook Court, Block 1057, Lot 1.03 In The Amount of \$66

NOW THEREFORE BE IT RESOLVED, by the governing body of the City of Lambertville, County of Hunterdon, State of New Jersey that the refund of a permit fee in the amount of \$66 received for 2 Overlook Court, block 1057, lot 1.03 is hereby authorized.

ADOPTED: July 19, 2016

Resolution Number 99-2016: A Resolution to Correct the Payee on Resolution Numbers 91-2016, 92-2016 and 93-2016.

City of Lambertville

RESOLUTION NUMBER 99-2016

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A Resolution to Authorize the Correction of the Payee on Resolution Numbers 91-2016, 92-2016 and 93-2016

NOW THEREFORE BE IT RESOLVED, by the governing body of the City of Lambertville, County of Hunterdon, State of New Jersey, that the payee on the following resolutions is hereby corrected to reflect the bank that made duplicate payments for the second quarter taxes:

Resolution Number 91-2016, Payee from Harry Georgeson to Wells Fargo;

Resolution Number 92-2016, Payee from Aladar Komjathy to Corelogic;

Resolution Number 93-2016, Payee from David B and Ruth E Sigafoos to Corelogic

ADOPTED: July 19, 2016

Resolution Number 100-2016: A Resolution to Authorize the Refund of Overpayment of Taxes for Block 1002.01, Lot 35, 274 Holcombe Way in the Amount of \$2,555.03 and Block 1025, Lot 5, 109 North Main Street to Corelogic Real Estate Tax Service.

City of Lambertville

RESOLUTION NUMBER 100-2016

A Resolution to Authorize the Refund of Overpayment on Taxes to Corelogic for Block 1002.01, Lot 35 in the Amount of \$2,555.02 and Block 1025, Lot 5 in the Amount of \$7,877.01

NOW THEREFORE BE IT RESOLVED, by the governing body of the City of Lambertville, County of Hunterdon, State of New Jersey that the following refunds of overpayment of second quarter taxes to Corelogic Real Estate Tax Service is hereby authorized as follows:

Block 1002.01, lot 35, 274 Holcombe Way in the Amount of \$2,555.03

Block 1025, lot 5, 109 North Main Street in the Amount of \$1,454.26

ADOPTED: July 19, 2016

Council President Stegman asked for a motion to adopt the resolutions listed on the consent agenda. Councilwoman Warner made a motion to adopt the resolutions listed on the consent agenda. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

BILLS LIST.

Council President Stegman asked for a motion to approve the bills listed on the bills list and the amended bills list. Councilwoman Warner made a motion to approve the bills lists for the evening. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

ORDINANCES – INTRODUCTION AND FIRST READING.

Ordinance Number 20-2016: An Ordinance to Amend Bond Ordinance Number 20-2016 to Fund Phase 1 Upgrade to the North Union and Cherry Street Park, Adding \$190,000.00.

Council President Stegman read the ordinance into the record by title. Mayor DelVecchio informed the members of the public present that this ordinance will

fund phase 1 upgrades to the North Union and Cherry Street Park, and this includes rain gardens. He stated that Councilman Sanders and he met with the residents of North Union Street to review the design and based on their input, changes were made. Council President and he also met with the residents of North Union Street to review the changes made.

This is a three phase project and phase one will address the bulk of the engineering needs, however there will be additional engineering for phases two and three. This ordinance amends Ordinance Number 20-2015 and adds \$190,000 to the bond ordinance to fund phase one of the project.

CITY OF LAMBERTVILLE, NEW JERSEY

ORDINANCE NO. 20-2016

AN ORDINANCE OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY, PROVIDING FOR PERMITTING AND CONSTRUCTION OF PHASE 1 OF NORTH UNION STREET PARK IMPROVEMENTS IN AND FOR THE CITY, APPROPRIATING \$190,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$180,500 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE CITY TO FINANCE THE SAME.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Lambertville, in the County of Hunterdon, New Jersey (the "City") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the \$190,000, including the sum of \$9,500 as the down payments for the improvements and purposes required by the Local Bond Law. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$180,500, pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purposes for which the bonds or notes are to be issued is final design and permitting and related approvals for the project and the construction of Phase I of the park and recreation amenities at an existing undeveloped lot located at the intersection of North Union and Cherry Streets, currently referred to as "North Union Street Park," as more fully set forth in the project summary on file in the Office of the City Clerk, and including all work and related materials necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes is as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes authorized herein is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The several improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of respective amounts or obligations for the several purposes and the respective reasonable life thereof within the limitations of the Local Bond Law, is 15.00 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$180,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$25,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvements or purposes.

(e) The City reasonably expects to commence the acquisition of the several improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the City further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 1 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof, including the State Grant, shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the City is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable real property within the City for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. The City Council hereby covenants on behalf of the City to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 10. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Mayor DelVecchio/Council President Stegman asked for a motion to introduce ordinance number 20-2016, a bond ordinance to fund phase 1 upgrades to the north union and cherry street park. Councilwoman Warner made a motion to introduce on first reading Ordinance Number 20-2016. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

The public hearing will be held on August 16, 2016.

ORDINANCES – SECOND READING AND FINAL ADOPTION.

Ordinance Number 21-2016: *An Ordinance to Amend Bond Ordinance Number 09-2014 Library Roof to Include Renovations and Improvements to All City Owned Properties.*

Council President Stegman read the ordinance into the record by title. Mayor DelVecchio explained that this ordinance will allow the city to use the balance in the ordinance to fund maintenance of public buildings and spaces. The ordinance was originally adopted to fund the roof at the Library. We have approximately \$30,000 left in the ordinance which will be used to fund the fence at public works and for all other projects at publicly owned properties.

City of Lambertville

ORDINANCE NUMBER 21-2016

AN ORDINANCE OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY, REAPPROPRIATING CERTAIN MONIES FROM PREVIOUSLY ADOPTED BOND AND CAPITAL ORDINANCES AND PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND RELATED EXPENSES IN AND FOR THE CITY AND APPROPRIATING \$36,092.30 THEREFOR.

BE IT ORDAINED BY THE CITY COMMITTEE OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The City of Lambertville has (i) previously adopted bond ordinance 09-2014 to fund replacement of the roof at the Lambertville Public Library (the "Bond Ordinance"), (ii) completed the

improvements set forth in the Bond Ordinance, and (iii) identified remaining balances of \$36,092.30 under the Bond Ordinance. Such sum is no longer needed for its intended purpose, and are hereby cancelled. Such sum is hereby returned to the City's General Capital account.

Section 2. From the City's General Capital Account, there is hereby appropriated the sum of \$36,092.30 for the capital repairs and improvements to City owned property and buildings, including but not limited to City Hall, the Phillip L. Pittore Justice Center and the City's Public Works facilities.

Section 3. The capital budget of the City is hereby amended to conform with the provisions of this amendatory bond ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing in full detail the amended capital budget and capital improvement program as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, are on file with the Clerk of the City and available for public inspection.

Section 4. Except as provided herein, the Bond Ordinance, as supplemented by this amendatory bond ordinance, remain finally adopted and otherwise remain in full force and effect.

Section 5. This amendatory bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by the Local Bond Law.

Council President Stegman opened the public hearing. ask for public questions or comments from the public.

There being no questions or comments, Council President Stegman asked for a motion to close the public hearing on ordinance number 21-2016. Councilman Sanders made a motion to close the public hearing on Ordinance Number 21-2016. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor DelVecchio/Council President Stegman asked for a motion to adopt ordinance number 21-2016 on second reading. Councilman Sanders made a motion to adopt Ordinance Number 21-2016 on second reading, granting final approval. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Ordinance Number 23-2016: An Ordinance to Amend Bond Ordinance Number 02-2016, An Ordinance of the City of Lambertville, in the County of Hunterdon, New Jersey, Providing for the Professional and Consulting fees Related to the City's COAH Status and Fair Share Housing Obligations, Appropriating \$35,000 in additional funds.

Council President Stegman read the ordinance into the record by title. Mayor DelVecchio informed the members of the public present that this is to replenish funds in the ordinance to cover consultation fees for the Council on Affordable Housing Obligations law suit. It will fund the Attorneys (Long Marmaro, Sheak & Korzun), the City Planner (Clarke Caton Hintz) and the work that Millennium Strategies completed on our fair share plan. It funds the Vacant Land Analysis which is being completed by the City Planner. When complete, the City will meet with Betsy McKenzie, the Court Appointed Master, for review prior to meeting with the representatives of COAH. Once the City is finished with our COAH hearing and the matter is settled, we will go back to working on the

Redevelopment Plan for the Wilson property/Old High School on Washington Road.

City of Lambertville

ORDINANCE NUMBER 23-2016

BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$40,000 FOR THE PROFESSIONAL AND CONSULTING FEES RELATED TO THE CITY'S COAH STATUS AND FAIR SHARE HOUSING OBLIGATIONS IN AND BY THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$38,000 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

BE IT ORDAINED BY THE CITY COUNCIL, OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3 of this bond ordinance has heretofore been authorized to be undertaken by the City of Lambertville, New Jersey as a general improvement. For the improvement or purpose described in Section 3, there is hereby appropriated the supplemental amount of \$40,000 including the sum of \$2,000 as the down payment for the improvements and purposes required by the Local Bond Law. Such appropriation being in addition to the \$30,000 appropriated therefore by ordinance 14-2015 of the City finally adopted July 21, 2015 and the \$35,000 appropriated therefore by bond ordinance 02-2016 of the City finally adopted January 28, 2016 (together, the "Prior Ordinances").

Section 2. In order to finance the additional cost of the improvement or purpose not covered by application of the additional down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$38,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for which the bonds or notes are to be issued providing for the fees for legal, planning and consulting services related to the City's declaratory judgment motion to affirm the City's compliance with its constitutional obligation to provide appropriate levels of affordable housing under the State of New Jersey's Mount Laurel court decisions, including but not limited to filing certain legal papers, participating in certain legal proceedings and updating the City's Master Plan through a statutory process, and including expenses incurred in the planning, design and bidding such services, and including all work and related materials necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is \$71,250, including the \$33,250 bonds or notes authorized by the Prior Ordinances and the \$38,000 bonds or notes authorized herein.

(c) The estimated cost of the improvement or purpose is \$110,000, including the \$70,000 appropriated by the Prior Ordinances and the \$40,000 appropriated herein.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the

date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The several improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of respective amounts or obligations for the several purposes and the respective reasonable life thereof within the limitations of the Local Bond Law, is 15.00 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$38,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$110,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20, consisting of \$70,000 appropriated for such purposes in the Prior Ordinances and the \$40,000 appropriated herein, are included in the estimated cost indicated herein for the improvements or purposes.

(e) The City reasonably expects to commence the acquisition of the several improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the City further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 1 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the City is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable real property within the City for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. The City Council hereby covenants on behalf of the City to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 10. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Council President Stegman open the public hearing and asked for public questions or comments.

Sandra Harris and Caren Franzini asked what site the Mayor was referring to in his comment. The City Clerk responded that it was the Old High School property located on Washington Street. Caren Franzini asked if the City was allowed to bond for professional services. The Clerk responded that it was written by the City's Bond Attorney.

Council President Stegman asked for a motion to close the public hearing on ordinance number 23-2016. Councilman Sanders made a motion to close the public hearing on Ordinance Number 23-2016. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor DelVecchio/Council President Stegman asked for a motion to adopt ordinance number 23-2016 on second reading. Councilman Sanders made a motion to adopt Ordinance Number 23-2016. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

CORRESPONDENCE.

Council President Stegman read the correspondence into the record.

PENNEAST PIPELINE: Letter from Sue Bengent, Judy Caroll Detrano and Alicia Milosz requesting to be placed on the **August 1st** meeting agenda to discuss the critical impacts the pipeline will have on Lambertville.

JCP&L: Annual Filing With Respect to the Non-Utility Generation Charge Clause of Its Filed Tariff, BPU Docket No. ER15080960.

NJ TRANSIT: NJT Statement on Union Negotiations.

STATE OF NJ, DIVISION OF STATE POLICE: Letter notifying the City that the State recommended for approval to FEMA the Swan Creek Mitigation Project.

Mayor DelVecchio informed the members of the public present that the City received news from the State of New Jersey that NJOEM approved the City's application to FEMA for the Swan Creek Flood Mitigation Project. We now need to wait for FEMA's response. Mayor DelVecchio also gave an update on the EIT Funding of the LMUA's application and stated that David Zimmer stated that the application is in the front of the line and they are working an internal meeting to review the application.

Caren Franzini and Tom Eagan asked if letters of support would be helpful in the application process. They will ask for letters from their neighbors. Mayor DelVecchio suggested that they write to Senator Book and to FEMA. Tom and Caren will collect the letters and see that the City Clerk receives copies to upload with our application.

THE MOUNT AMWELL PROJECT, INC.: Invitation for a seminar on Preserving and Protecting American Heroes Graves.

UNFINISHED/OLD BUSINESS.

Mayor DelVecchio gave a brief overview of the current projects.

The website should be up and running the middle of August, North Union and Cherry Street Park – the City just introduced funding for phase 1, Generator/back up power should be complete by the end of August, York Street Reconstruction is out for bid, Taping Meetings – quotes were received and we are scheduling a meeting to review the bid, Redevelopment Study & Plan is on hold for COAH, Bike Rack Grant requires a meeting and the fence at Public Works will soon be out to bid.

NEW BUSINESS.

ANNOUNCEMENTS.

Council President Stegman read the announcements into the record.

MONDAY, AUGUST 1, 2016 SPECIAL SESSION OF MAYOR AND COUNCIL: There will be a special session of Mayor and Council on Monday, August 1 to award or reject the bids received for the Upper York and Washington Street Reconstruction Project and to meet with concerned Citizens about the PennEast Pipeline.

MONDAY, SEPTEMBER 5, LABOR DAY: all city offices will be closed on Monday, September 5th for Labor Day. Third Can Food Waste will be picked up on Tuesday, September 6th.

FREE RABIES CLINIC will be held on Saturday, September 17 from 1 – 3 pm at the Union Fire House located at 230 North Main Street in the City.

HALLOWEEN PARADE will be held on Sunday, October 30, 2016 with step off at 3 pm at the corner of North Union and York Streets.

PUBLIC PARTICIPATION/PETITIONS OF CITIZENS AND PUBLIC DISCUSSION.

Council President Stegman asked for public questions or comments.

Caren Franzini thanked Mayor and Council for their support of the Swan Creek Flood Gates Project.

ADJOURNMENT.

Council President Stegman asked for a motion to adjourn the meeting. Councilwoman Warner made a motion to adjourn at 7:42 p.m. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Respectfully submitted,

City of Lambertville

Regularly Scheduled Session

Tuesday, July 19, 2016, 6:30 p.m.

Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville

Minutes

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Cynthia L. Ege, CMR, RMC, City Clerk



The July 19, 2016 Regularly Scheduled Session Minutes were approved at the August 16, 2016 Regularly Scheduled Session.