



**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, November 22, 2016, 6:30 p.m.**  
**Phillip L. Pittore Justice Center**  
**25 South Union Street, Lambertville**  
**MINUTES**

**STATEMENT OF COMPLIANCE.**

Mayor DelVecchio called the meeting to order at 6:33 p.m. and read a statement of compliance with the Open Public Meetings Act into the record, noting that the Clerk provided the required notice on Friday, November 18, 2016 to the Democrat, the Times, posted the agenda to the bulletin board at city hall, the website at [www.lambertvillenj.org](http://www.lambertvillenj.org), and noticed various people on the list serve, inclusive of department heads, city attorney and city engineer.

**ROLL CALL.**

Mrs. Ege called the roll as follows:

*Present:* Councilwoman Asaro, Councilman Sanders, Council President Stegman, Mayor DelVecchio.

*Absent:* Councilwoman Warner. Mayor DelVecchio noted that Councilwoman Warner's father is in the hospital.

**CLOSED SESSION.**

Mayor DelVecchio asked for a motion to approve the resolution to go into Closed Session to discuss contracts, acquisition of property, potential law suits and personnel.

**RESOLUTION**

*"Authorizing a Closed Session at the November 22, 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 November 22, 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: November 22, 2016

Mayor DelVecchio and City Council convened in closed session at 6:33 p.m. with a motion made by Council President Stegman and seconded by Mayor DelVecchio. An affirmative voice/roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor DelVecchio and City Council re-convened in regular session at 6:55 p.m. with a motion made by Councilman Sanders and seconded by Councilwoman Asaro. An affirmative voice/roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**ROLL CALL:** Councilwoman Asaro, Councilman Sanders, Councilwoman Warner, Council President Stegman, Mayor DelVecchio.

## **PLEDGE OF ALLEGIANCE.**

Mayor DelVecchio led the public in the Pledge of Allegiance.

## **MOMENT OF SILENCE.**

Mrs. Ege asked for a moment of silence in honor of those serving in the United States Armed Forces.

## **APPROVAL OF MINUTES.**

Mayor DelVecchio asked for a motion to approve the meeting minutes. Councilwoman Asaro made a motion to approve the following meeting minutes: October 18, 2016, Regularly Scheduled Session Minutes, October 18, 2016 Closed Session Minutes, and November 10, 2016 Special Session Minutes. Council President Stegman seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

## **ADMINISTRATIVE REPORTS.**

Mayor DelVecchio asked for a motion to approve the Administrative Reports. Council President Stegman made a motion to approve the following Administrative Reports: Tax Collector – Cynthia McBride, October Report, Tax Sale Report, Municipal Court Administrator – Patricia Wozniak, Construction Official – Ken Rogers, Zoning Officer – Dick McManus, Fire Inspector – Frank D’Amore, Police Director – Bruce Cocuzza, Public Works Director – Lester Myers, City Clerk – Cynthia L. Ege and Chief Financial Officer and Treasurer – Christie Ehret. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

## **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.*

Mayor DelVecchio read the resolutions listed on the consent agenda into the record and asked for a motion to approve the consent agenda.

Resolution Number 147-2016: A Resolution to Authorize the Payment to the LMUA for the 2015 Tax Sale in an Amount Not to Exceed \$2,075.32.

### **RESOLUTION 147-2015**

*A Resolution Authorizing the Payment to the LMUA for the 2015 Tax Sale in An Amount Not to Exceed \$2,075.32*

**NOW THEREFORE BE IT RESOLVED** by Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the refund to the LMUA for the 2015 Tax Sale in an Amount Not to Exceed \$2,075.32 is hereby authorized.

ADOPTED: November 22, 2016

Resolution Number 148-2016: A Resolution to Authorize the Purchase of a Dump Truck, Cab and Chassis with An Aluminum Dump Body, With Monotone Paint Off State Contract, Number 79123 from Bucks County International In An Amount Not to Exceed \$119,724, Funded through Bond Ordinance Number 10-2016.

**RESOLUTION 148-2015**

*A Resolution to Authorize the Purchase of a Dump Truck, Cab and Chassis with An Aluminum Dump Body, Monotone Paint off State Contract, Number 79123 from Bucks County International In An Amount Not to Exceed \$119,724, Funded Through Ordinance Number 10-2016*

**WHEREAS**, the Governing Body of the City of Lambertville adopted Bond Ordinance Number 10-2016 on April 19, 2016 to fund the purchase of a dump truck for the Public Works Department; and

**WHEREAS**, Bucks County International was awarded State of New Jersey Contract Number 79123.

**WHEREAS**, the Certified Municipal Finance Officer has certified that funds are available for this purchase.

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the purchase of the following equipment off State Contract, Number 79123 is hereby authorized in an amount not to exceed \$119,724:

- Line 1 Cab & Chassis, Section 3.4.1, \$73,955
- Line 2 Aluminum Dump Body, Section 3.4.2 & 3.4.3, \$45,540
- Line #11 Spec. Monotone Paint, Section 3.4.12, \$229

ADOPTED: November 22, 2016

*Note: COFA on file.*

Resolution Number 149-2016: A Resolution to Make Budget Transfers Between Appropriations in the 2016 General Fund Budget.

Resolution Number 149-2016

*A Resolution to Make Budget Transfers  
Between Appropriations in the 2016 General Fund Budget*

**WHEREAS**, certain 2016 Budget Appropriation balances are expected to be insufficient for the remainder of the year;

NOW THEREFORE BE IT RESOLVED by Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that in accordance with N.J.S.A. 40A:4-58, the Treasurer be and is hereby authorized to make transfers between appropriations in the 2016 Budget for the City of Lambertville as follows:

<u>ACCOU #</u>	<u>ACCOUNT TITLE</u>	<u>FROM</u>	<u>TO</u>
6-01-20-120-100	Clerk SW		\$ 286.00
6-01-20-130-100	Finance SW		\$ 347.00
6-01-20-130-200	Finance OE		\$ 750.00
6-01-20-145-100	Tax Collector SW	\$ 2,500.00	
6-01-20-145-200	Tax Collector OE		\$ 1,250.00
6-01-20-150-200	Tax Assessor OE	\$ 1,000.00	
6-01-20-151-228	Maintenance of Tax Map		\$ 2,306.00
6-01-20-155-200	Legal Services	\$ 4,000.00	
6-01-21-180-100	Planning Board SW		\$ 10.00
6-01-21-180-102	Planning Board OE		\$ 156.00
6-01-22-195-100	Construction SW		\$ 325.00
6-01-22-195-102	Construction OE	\$ 400.00	
6-01-22-196-102	Fire Inspection OE		\$ 125.00
6-01-23-210-290	Liability Insurance/Surety Bonds		\$ 842.00
6-01-25-240-100	Police SW	\$11,796.00	
6-01-25-240-200	Police OE		\$ 9,500.00
6-01-25-275-200	Municipal Prosecutor		\$ 1,500.00
6-01-25-290-100	DPW SW	\$ 4,000.00	
6-01-26-290-200	DPW OE		\$ 1,500.00
6-01-26-305-100	Solid Waste SW	\$ 1,000.00	
6-01-26-310-200	Building & Grounds		\$ 500.00
6-01-27-345-100	Public Assistance SW		\$ 148.00
6-01-27-345-200	Public Assistance OE		\$ 100.00
6-01-27-350-100	Historic Preservation SW		\$ 11.00
6-01-31-430-271	Electricity		\$ 3,000.00
6-01-31-435-271	Street Lighting	\$ 1,000.00	
6-01-31-440-276	Telephone		\$ 1,610.00
6-01-31-445-272	Water		\$ 1,430.00
6-01-31-460-274	Gasoline	\$ 1,000.00	
6-01-43-490-100	Court SW	\$ 1,000.00	
6-01-44-901-299	Capital Improvement Fund		\$ 2,000.00

\$27,696.00

\$27,696.00

ADOPTED: November 22-2016

Resolution Number 150-2016: A Resolution to Authorize Change Order Numbers 1, 2, 3, 4, and 5 for the City Hall Renovations Project in an Amount Not to Exceed 7,632.50 to Helios Construction, Inc.

**RESOLUTION 150-2016**

*A Resolution to Authorize the Change Orders for City Hall in An Amount Not to Exceed \$1,098.50 to Helios Construction, Inc.*

**WHEREAS**, The City of Lambertville Awarded a contract to Helios Construction for the renovations at City Hall on September 20, 2016 in an Amount Not to Exceed \$47,000, and

**WHEREAS**, the City would like to amend the contract to include the following:

1. Proposal Number 2, New Area Rug in front of the transaction counter at the Clerk's Office, \$275
2. Proposal Number 3, Remove shelving and provide wall mount storage in the Employee Bathroom on the first floor, \$400
3. Proposal Number 5, Removal of existing damaged floor electrical receptacle and install new floor receptacle, \$423.50

**WHEREAS**, the Certified Municipal Finance Officer has issued a certificate of funds available.

**NOW THEREFORE BE IT RESOLVED** by Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey change orders 1 through 4 are hereby authorized to Helios Construction, Inc. in an amount not to exceed \$1,098.50.

ADOPTED: November 22, 2016

*Note: COFA on file.*

Resolution Number 151-2016: A Resolution to Authorize the Refund of Escrow Funds to Beth Caruso for City Market, Block 1081, Lot17, 23 North Main Street in An Amount Not to Exceed \$550.14.

**RESOLUTION 151-2016**

*A Resolution to Authorize the Refund of Escrow to Beth Caruso for City Market, Block 1081, Lot1 in an Amount Not to Exceed \$550.14.*

**NOW THEREFORE BE IT RESOLVED** by Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey the refund of escrow to Beth Caruso for an application made to Planning/Zoning Board for City Market in an amount not to exceed \$550.14 is hereby authorized.

ADOPTED: November 22, 2016

Resolution Number 152-2016: A Resolution to Authorize the Refund of Escrow Funds to Beth Caruso for Caffè Galleria, Block 1035, Lot 7, 23 North Union Street in An Amount Not to Exceed \$10.21.

**RESOLUTION 152-2016**

*A Resolution to Authorize the Refund of Escrow to Beth Caruso for Caffè Galleria, Block 1035, Lot 7 in an Amount Not to Exceed \$10.21.*

**NOW THEREFORE BE IT RESOLVED** by Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey the refund of escrow to Beth Caruso for an application made to Planning/Zoning Board in an amount not to exceed \$10.21 is hereby authorized.

ADOPTED: November 22, 2016

Resolution Number 153-2016: A Resolution to Amend Resolution Number 129-2016, Authorizing Change Order Number 1 for the Purchase and Installation of the Fence at Public Works in an Amount Not to Exceed \$30,266.12.

**RESOLUTION NUMBER 153-2016**

*A Resolution to Amend Resolution Number 129-2016, Authorizing the Change order for the Purchase of And Installation of the Fence At Public Works In An Amount Not to Exceed \$33,794.53*

**WHEREAS**, on September 20, 2016, the Governing Body of the City of Lambertville adopted Resolution Number 129-2016 authorizing the purchase of supplies, materials and installation of the fence by employees of the new fence at Public Works; and

**WHEREAS**, the supplies required for the fence installation needs to be amended to include the following:

Niece Lumber, decreasing the amount from \$23,569.02 to \$19,059.35;

Finkles, in an amount not to exceed \$2,206.77;

AmeriStar in an amount not to exceed \$2,275.19

Hoover Fence Co in an amount not to exceed \$368.00

Seton Products in an amount not to exceed \$365.95

Grainger in an amount not to exceed \$494.27

Public Works Employees for the installation of the fence in an amount not to exceed \$7,894.37;

Plus the purchase of tools required for the installation in an amount not to exceed \$1,130.63.

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the City of Lambertville, County of Hunterdon, State of New Jersey that the following is hereby authorized in a total amount not to exceed \$33,794.53.

ADOPTED: November 22, 2016

*Note: COFA on file.*

Resolution Number 154-2016: A Resolution to Suspend the Street Sweeper Beginning Monday, December 12, 2016 and Resuming Monday, March 13, 2016.

**RESOLUTION 154-2015**

*A Resolution Authorizing the Suspension of the Street Sweeper December 12, 2016 and Resuming Monday, March 13, 2017*

**NOW THEREFORE BE IT RESOLVED** by Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the street sweeper is hereby suspended for the winter months beginning Monday, December 12, 2016 and will resume operation, weather permitting, Monday, March 13, 2017.

ADOPTED: November 22, 2016

Resolution Number 155-2016: A Resolution to Authorize the Redemption of a Tax Lien for Block 1049, Lot 1 for Patrick and Jeanne Foran in the Amount of \$10,818.55.

**RESOLUTION 155-2017**

*A Resolution Authorizing the Redemption of a Tax Lien for Block 1049, Lot 1 In the Amount of \$10,818.55*

**WHEREAS**, Tax Lien Certificate 16-00008 issued on Block 1049 Lot 1 was sold to FWDSL & ASSOCIATES, LP , 17 W Cliff St, Somerville, NJ 08876 on 11/07/2016 and

**WHEREAS**, payment has been received by the Tax Collector for redemption of the tax lien from Patrick & Jeanne Foran

**NOW THEREFORE BE IT RESOLVED** by Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the check is hereby authorized to FWDSL & ASSOCIATES, LP, 17 W Cliff St, Somerville, NJ 08876 for the redemption of tax lien certificate #16-00008 in the amount of: \$10,818.55

**BE IT FURTHER RESOLVED THAT** the City is holding a premium in the amount of \$34,900.00. Upon redemption this is due back to the lienholder.

2 checks for the lienholder –

Check 1= \$10,818.55

Check 2= for premium= \$34,900.00

ADOPTED: November 22, 2016

Resolution Number 156-2016: A Resolution to Authorize the Extension of the Contract with Frank D'Amore as the City's Fire Prevention Official Through December 31, 2016 at a Rate Not to Exceed \$1,063 Per Month.

**RESOLUTION NUMBER 156-2016**

*A Salary & Wage Resolution for the Bureau of Fire Prevention*

**NOW THEREFORE BE IT RESOLVED**, by the governing body of the City of Lambertville, County of Hunterdon, State of New Jersey, is extending the contract with Frank D'Amore as the Inspector for the Bureau of Fire Prevention through December 31, 2016 at a rate of \$1,063 per month.

**ADOPTED:** November 22, 2016

Resolution Number 157-2016: A Salary & Wage Resolution for the Third Quarter for the Shared Services Agreement with the Borough of Frenchtown.

**RESOLUTION NUMBER 157-2016**

*A Salary & Wage Resolution for the Third Quarter for the Shared Services Agreement with the Borough of Frenchtown.*

**NOW THEREFORE BE IT RESOLVED**, by the governing body of the City of Lambertville, County of Hunterdon, State of New Jersey, that the following salary & wage for the third quarter shared services agreement with the Borough of Frenchtown is hereby authorized:

Victor Timpanero, \$738.66

Tim Dieterman, \$450.00

Kenneth Rogers, \$3,228.57

**ADOPTED:** November 22, 2016

*Note: COFA on file.*

Resolution Number 158-2016: A Resolution to Authorize the Redemption of a Tax Lien from Wells Fargo for Block 1023, Lot 6, Roy Ewing, 20 Delevan Street In the Amount of \$562.41, Plus a Premium of \$9,500 to US Bank Cust BV002 Trust & CRDTORS.

**RESOLUTION 158-2016**

*A Resolution Authorizing the Redemption of a Tax Lien for Block 1023, Lot 6 In the Amount of \$562.41*

**WHEREAS**, Tax Lien Certificate 16-00004 issued on Block 1023 Lot 6 was sold to US BANK CUST BV002 TRST & CRDTRS, 50 South 16<sup>th</sup> St Suite 2050 , Philadelphia, PA 19102 on 11/14/2016 and

**WHEREAS**, payment has been received by the Tax Collector for redemption of the tax lien from Wells Fargo

**NOW THEREFORE BE IT RESOLVED** by Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the check is hereby authorized to US BANK CUST BV002 TRST & CRDTRS, 50 South 16<sup>th</sup> St, Suite 2050, Philadelphia, PA 19102 for redemption on certificate #16-00004 in the amount of: \$562.41

**BE IT FURTHER RESOLVED** that, the City is holding a premium in the amount of \$9,500.00. Upon redemption this is due back to the lienholder.

2 checks for the lienholder –

Check 1= \$562.41

Check 2= for premium= \$9,500.00

**ADOPTED:** November 22, 2016

*Resolution Number 159-2016: A Resolution to Authorize the Mayor and City Clerk to Execute the Agreement with the County of Hunterdon for the 2016/2017 Municipal Alliance Grant, Managed by the Township of West Amwell.*

**FORM 1B**

**WHEREAS**, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

**WHEREAS**, The City Council of the City of Lambertville, County of Hunterdon, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

**WHEREAS**, the City Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

**WHEREAS**, the City Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Hunterdon;

**NOW, THEREFORE, BE IT RESOLVED** by the City of Lambertville, County of Hunterdon, State of New Jersey hereby recognizes the following:

1. The City Council does hereby authorize submission of a strategic plan for the South Hunterdon Municipal Alliance grant for fiscal year 2018 in the amount of:

DEDR	\$16,108.00
Cash Match	\$4,027.00
In-Kind	\$12,081.00
2. The City Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED: \_\_\_\_\_  
David M. DelVecchio, Mayor

Resolution Number 160-2016: A Resolution to Authorize the Mayor, City Attorney and City Clerk to Sign the Discharge of Mortgage for 57 Brunswick Avenue in the Amount of \$2,200.

**RESOLUTION 160-2016**

*A Resolution Authorizing the Mayor and City Clerk to Sign the Discharge of Mortgage for 57 Brunswick Avenue In the Amount of \$2,200 for the Community Development Funding*

**NOW THEREFORE BE IT RESOLVED** by Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the Mayor and City Clerk are hereby authorized to sign the discharge of mortgage for 57 Brunswick Avenue in the amount of \$2,200, noting that the debt was satisfied on November 8, 2016.

**ADOPTED:** November 22, 2016

Resolution Number 161-2016: A Resolution to Reject the Bids Received for Professional Services for Special Attorney and Authorize the Clerk to Rebid for a Special Attorney.

**RESOLUTION NUMBER 161-2016**

*A Resolution to Reject the Bids Received for Professional Services for Special Attorney and Authorize the Clerk to Rebid for a Special Attorney.*

**NOW THEREFORE BE IT RESOLVED** that the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of NJ hereby rejects the bids received for Professional Services of a Special Attorney received on November 17, 2016.

**ADOPTED:** November 22, 2016

Resolution Number 162-2016: A Resolution to Authorize the Refund of Overpayment of Fourth Quarter Taxes to Corelogic Real Estate Tax Service for Block 1060 lot 13 in the Amount of \$1,637.01 and Block 1028, Lot 4 in the Amount of \$1,401.43.

**City of Lambertville**

**RESOLUTION NUMBER 162-2016**

*A Resolution to Authorize the Refund of Overpayments to Corelogic Real Estate Tax Service for Block 1028, Lot 4, 87 North Union Street in the Amount of \$1,401.43 and Block 1060 Lot 13, 84 Lincoln Avenue in the Amount of \$1,637.01.*

**WHEREAS**, the City of Lambertville received the following overpayments from Corelogic Real Estate Tax Service:

Block 1028, Lot 4 in the Amount of \$1,401.43 and  
Block 1060, Lot 13 in the Amount of \$1,637.01

**WHEREAS**, the Tax Collector has advised that the City needs to refund these overpayments.

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of NJ that the refund of overpayments to Corelogic Real Estate Tax Service in an amount not to exceed \$3,038.44 is hereby authorized.

**ADOPTED:** November 22, 2016

Resolution Number 163-2016: A Resolution to Award or Reject the Bids Received for the Renovations to the Police Station.

**City of Lambertville**  
**RESOLUTION NUMBER 163-2016**

*A Resolution to Award or Reject the Bids Received for the Renovations to the Police Station.*

**WHEREAS**, the City of Lambertville solicited for bids on two occasions for the renovations at the Police Station; and

**WHEREAS**, the first bid was advertised with City Hall Renovations on August 4, 2016 with the bid opening on September 1, 2016 and rejected on September 20, 2016 because the bids exceeded the funds budgeted; and

**WHEREAS**, on October 27, 2016 the City advertised for bids with the bid opening date of November 18, 2016, and

**WHEREAS**, the following four bids were received and read aloud in the Clerk's Office:

Helios Construction, Ocean, NJ: \$44,000.00  
TNS Construction, Stanhope, NJ: \$57,850.00  
Golden Crown Contractors, Inc., Yardville, NJ: \$57,000.00  
De Sapio Construction, Inc., Frenchtown, NJ: \$54,000.00

**WHEREAS**, the City Attorney has reviewed the bids received and has determined they are responsive and responsible; and

**WHEREAS**, the Certified Municipal Finance Officer has determined there are sufficient funds available in Ordinance Number 17-2016.

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of NJ that Helios Construction, Inc. of Ocean, NJ is awarded the bid for the renovations at the Police Station in an amount not to exceed \$44,000.00.

**BE IT FURTHER RESOLVED** that the Mayor, City Attorney and City Clerk are hereby authorized to execute a contract with Helios Construction, Inc.

**ADOPTED:** November 22, 2016

*Note: COFA on file.*

Council President Stegman made a motion to approve 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.**

Mayor DelVecchio asked for a motion to approve the Bills Lists. Council President Stegman made a motion to approve the Bills Lists 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.

## **ORDINANCES – INTRODUCTION AND FIRST READING.**

**Ordinance Number 28-2016:** *A 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, in the State of New Jersey and Authorizing the Issuance of \$37,500 Bonds or Notes of the City for Financing Part of the Appropriation.*

Mayor DelVecchio read Ordinance Number 28-2016 into the record by title. He informed the members of the public present that this ordinance will fund the City's law suit for COAH.

### ORDINANCE NUMBER 28-2016

BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$50,000 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 \$47,500 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 \$50,000 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 \$40,000 appropriated thereby by Bond Ordinance 23-2016, finally adopted July 19, 2016, the \$35,000 appropriated therefore by Bond Ordinance 02-2016 of the City finally adopted January 28, 2016, and the \$30,000 appropriated therefore by Ordinance 14-2015 of the City finally adopted July 21, 2015 (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 \$47,500 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 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 \$152,000, including the \$104,500 bonds or notes authorized by the Prior Ordinances

and the \$47,500 bonds or notes authorized herein.

(c) The estimated cost of the improvement or purpose is \$160,000, including the \$110,000 appropriated by the Prior Ordinances and the \$50,000 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 \$47,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$160,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20, consisting of \$110,000 appropriated for such purposes in the Prior Ordinances and the \$50,000 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.

*Note: COFA on file for down payment.*

Mayor DelVecchio asked for comments or questions from the public. He then asked for a motion to introduce on first reading Ordinance Number 28-2016. Council President Stegman made a motion to introduce on first reading Ordinance Number 28-2016. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor DelVecchio informed the members of the public present that the public hearing on Ordinance Number 28-2016 will be at the December 20, 2016 Regularly Scheduled Session.

## **ORDINANCES – SECOND READING AND FINAL ADOPTION.**

**Ordinance Number 27-2016: Bond Ordinance to Fund Swan Creek Flood Gates the LMUA Force Main Project through the EIT/Sandy Funding in the Amount of \$125,000.00.**

Mayor DelVecchio read the Ordinance into the record by title. He informed the members of the public present that this ordinance will fund the engineering and application process for the Swan Creek Flood Gates and the LMUA Force Main Project. The LMUA is taking the lead on this project. He informed the members of the public present that the LMUA was to meet with the permitting team at DEP on November 17<sup>th</sup> but the meeting was delayed to December 13 at the request of DEP.

### **ORDINANCE NO. 27-2016**

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**AN ORDINANCE OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY, PROVIDING FOR ENGINEERING SERVICES RELATED TO SWAN CREEK FLOOD CONTROL RESILIENCY PROJECT, APPROPRIATING \$125,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$118,750 IN**

**GENERAL IMPROVEMENT BONDS OR NOTES OF THE CITY TO  
FINANCE THE SAME.**

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**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 general improvements. For the improvements or purposes described in Section 3 hereof, there is hereby appropriated the \$125,000, including the sum of \$6,250 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 \$118,750, 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 are engineering services related to the Swan Creek Flood Control Resiliency Project as further detailed in a Proposal for Professional Services submitted by T&M Associates dated September 30, 2016, 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 \$118,750, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$125,000 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 opened the public hearing on Ordinance Number 27-2016 and asked for any questions or comments from the public.

Caren Franzini commented that the residents of South Union Street/Ferry Street area were present for support and to thank the Mayor and Council for continuing to work on securing funding for the Swan Creek Flood Gates. Mayor DelVecchio commented that the City will

schedule a meeting with Tom Horn the Executive Director of the LMUA after they meet with the permitting agencies.

Mayor DelVecchio asked for a motion to close the public hearing for Ordinance Number 27-2016. Council President Stegman made a motion to close the public hearing for Ordinance Number 27-2016. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor DelVecchio asked for a motion to adopt on second reading, granting final approval for Ordinance Number 27-2016. Councilwoman Asaro made a motion to adopt on second reading granting final approval for Ordinance Number 27-2016. Council President Stegman seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

### **CORRESPONDENCE.**

JCP&L: Notice of Verified Petition for Review and Approval of Increases in and Other Adjustments to Its Rates and Charges for Electric Services, BPU Docket Number ER16040383.

EVAN ASOUEGAN: Request to lower the speed limit on Route 29/South Main Street.

Mayor DelVecchio informed the members of the public present that the City has sent a letter to NJDOT requesting a reduction in the speed limit.

### **UNFINISHED/OLD BUSINESS.**

CLINTON STREET: The City Engineer has finished surveying the site and started engineering.

CRS: The application was filed and we are waiting for comments back from Garret Byma of ISO.

YORK STREET RECONSTRUCTION: The contractor has started mobilizing his equipment and we anticipate construction to begin any day.

TAPING MEETINGS: The City Clerk is in the process of soliciting for quotes for the pieces of equipment needed to upload to Comcast.

COAH : The City continues to work with the Court Master on our appeal to the Court for our COAH numbers.

PENNEAST PIPELINE: Mayor DelVecchio informed the members of the public present that the City held a public meeting on November 10 with the Citizens Against the Pipeline. If you are interested in obtaining information, you can visit the city's website at [www.lambertvillenj.org](http://www.lambertvillenj.org) or contact Sue Begent directly. Councilman Sanders commented that the letter from the Director for the Division of Rate Counsel, Stefanie Brand, was very strong. All who were interested in commenting or becoming an Intervenor were encouraged to do so by December 5.

NORTH UNION AND CHERRY STREET PARK: The City Engineer is working on Phase II.

PUBLIC WORKS FENCE: The fence is substantially complete. Public Works is installing the gate.

WEBSITE: The site will be ready to go live the middle of December.

### **NEW BUSINESS.**

None.

### **ANNOUNCEMENTS.**

Mayor DelVecchio read the announcements into the record.

ANNUAL TREE LIGHTING will be held on Sunday, November 27 at 5 pm. The festivities will begin at 4 pm with performances by the Downtown Players and the Lambertville Brass.

Following the lighting of the tree and a burst of fireworks, all are invited to the Phillip L. Pittore Justice Center to visit with Santa. A free screening of the holiday film “The Polar Express” will immediately follow at 6 p.m.

HOLIDAY SCHEDULE: All City Offices will be closed on the following dates

- i. November 24 and 25, 2016 for Thanksgiving. Garbage & Recycling pick-up will be on Friday, November 25, 2016.
- ii. December 26, 2016 for Christmas. Third Can Recycling pick-up will be on Tuesday, December 27, 2016.
- iii. January 2, 2017 for the New Year. Third Can Recycling pick-up will be on Tuesday, January 3, 2017.

CHANUKA 2016, “Lambertville Night of Lights,” will be celebrated on Tuesday, December 27 at 7 pm at City Square (corner of South Union and Bridge Street). This event is hosted by Rabi Kornfeld of Chabad of Hunterdon County. All are welcome to participate.

REORGANIZATION SCHEDULE: The Annual Reorganization Schedule for all City Boards and Commissions is as follows:

*Mayor and Council, Sunday, January 1, 2017 at 11 AM*  
*Planning Board, Wednesday, January 4, 2017, 7:00 PM*  
*Library Board, Tuesday, January 10, 2017, 7:00 PM at the Library, 6 Lily Street*  
*Historical Preservation, Tuesday, January 10, 2017, 7:30 PM*  
*Recreation Commission, Wednesday, January 11, 2017, 8 PM*  
*Shade Tree Commission, Thursday, January 12, 2017, 7:30 PM*  
*Mayor and Council, Regularly Scheduled Session, Tuesday, January 17, 2017, 6:30 PM*  
*Human Rights Council, Tuesday, January 24, 2017, 7 PM*  
*Environmental Commission, Wednesday, January 25, 2017, 7:00 PM*  
*Zoning Board of Adjustment, Thursday, January 26, 2017, 7:30 PM*

METERED PARKING STICKERS: The City will begin accepting applications for Parking on Tuesday, December 27, 2016.

DOG & CAT LICENSES: The City will begin accepting applications for Dog & Cat Licenses on Tuesday, January 3, 2017.

City of Lambertville

Regularly Scheduled Session

Tuesday, November 22, 2016, 6:30 p.m.

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

Minutes

Page 19

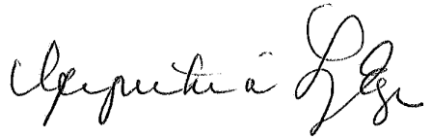
## **PUBLIC PARTICIPATION/PETITIONS OF CITIZENS AND PUBLIC DISCUSSION.**

None.

## **ADJOURNMENT.**

The meeting adjourned at 7:38 p.m. with a motion made by Councilman Sanders and seconded by Council President Stegman. An affirmative voice vote was taken in favor of the motion by all members present. MOTION CARRIED.

Respectfully submitted,



Cynthia L. Ege

CMR, RMC, City Clerk



*The November 22, 2016 session minutes were approved at the regularly scheduled session of the Governing Body held on Tuesday, December 20, 2016.*