



**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center**  
**25 South Union Street, Lambertville**  
**MINUTES**

**STATEMENT OF COMPLIANCE.**

Mayor DelVecchio called the meeting order at 6:30 p.m. and read the following statement of compliance into the record: The February 21, 2017 Session was advertised in the January 9<sup>th</sup> edition of the times, noticed was provided on February 17, 2017 to the Times, Democrat, on the Bulletin Board at City Hall, on the City's website at [www.lambertvillenj.org](http://www.lambertvillenj.org), to department heads, City Attorney, City Engineer and to various people on the list serve.

**ROLL CALL.**

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

*Absent:* None.

**NEW HIRE:**

Justin McKeown, the new hire for the public works department, was present and was introduced to the Governing Body.

**CLOSED SESSION.**

*Resolution to Go Into Closed Session to discuss contracts, acquisition of property, potential law suits and personnel.*

**RESOLUTION**

*“Authorizing a Closed Session at the February 21, 2017 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 February 21, 2017, 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: February 21, 2017

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 Councilwoman Asaro. An

## **City of Lambertville**

### **Regularly Scheduled Session**

**Tuesday, February 21, 2017, 6:30 p.m.**

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

### **MINUTES**

**Page 2**

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 6:47 p.m. with a motion made by Council President Stegman and seconded by Councilwoman Warner. An affirmative voice/roll call vote was taken in favor of the motion by all members present.  
MOTION CARRIED.

### **PLEDGE OF ALLEGIANCE.**

Mayor DelVecchio led the public in the Pledge of Allegiance.

### **MOMENT OF SILENCE.**

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

Mayor DelVecchio informed the members of the public present that two long-time friends passed away.

Carin Franzini who for nearly two decades led the agency charged with spearheading economic development in New Jersey, died on January 25, 2017. Carin was in charge of the largest state-wide footprint and knew and worked well with everyone in government.

James Fox, a long-time Lambertville resident who was a dear friend and caring neighbor to so many of us passed away. Jamie was one of the most respected people in New Jersey politics.

They will both be missed greatly.

### **APPROVAL OF MINUTES.**

Mayor DelVecchio asked for a motion to approve the following minutes: January 17, 2017 Regular Session Minutes and January 17, 2017 Closed Session Minutes. Councilwoman Warner 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.**

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

### **PROCLAMATIONS.**

First Presbyterian Church Celebrating 60 Years of Roller Skating.

## **City of Lambertville**

### **Regularly Scheduled Session**

**Tuesday, February 21, 2017, 6:30 p.m.**

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

### **MINUTES**

#### **Page 3**

Mayor DelVecchio asked the representatives from the First Presbyterian Church to join him at the dais. The Mayor and members of Council took turns reading the proclamation into the record.

#### ***Proclamation***

**WHEREAS**, the First Presbyterian Church, located at 31 North Union Street in the City, also known as the Community Church of Lambertville, has a rich outreach history in our community; and

**WHEREAS**, in 1956 after the gym was built, Rev. Dr. J. Clyde Henry and the Church Elders wanted to provide indoor activities during cold weather for the younger crowd and Dr. Henry used this time to allow the kids to have a free and safe place to skate as long as they followed his rules; and were well behaved through the children's sermon held midway through the night; and

**WHEREAS**, the skating program is just one of the many outreach programs sponsored by Rev. Dr. Henry, Rev. Bill Thompson, Rev. Hugh Arnett, Rev. Daryl Wilson, Rev. Phil Olsen and now Rev. Dr. Peter W. Gregory and the Church Elders and being managed by Mr. Donald (Cooie) Pidcock; and

**WHEREAS**, the February calendar of the First Presbyterian Church offers a Women's Bible Study, Skating, Friday Night Hang, Choir Ensemble, Praise Band, AA, and Boy Scouts.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council, that the First Presbyterian Church is hereby congratulated on their success with sixty years of outreach programs for the youth of our community.

**BE IT FURTHER RESOLVED** that Friday, February 24<sup>th</sup> is hereby proclaimed as First Presbyterian Church Day in honor of sixty years of roller skating at the gym!

**ADOPTED:** February 21, 2017

David M. DelVecchio, Mayor

Mayor DelVecchio recognized the First Presbyterian Church for their outreach programs and congratulated them on their sixty years of success with the roller skating program.

Members of the First Presbyterian Church included: Patricia Buchanan, Dr. Gregory, Jill Galloway and Desire and Cooie Pidcock.

Mayor DelVecchio stated that he appreciated the Church letting the gym be used for basketball and skating. Councilman Sanders commented that he spent a lot of time in the gymnasium for basketball. He asked if they are still accepting donations of roller blades. Dr. Gregory confirmed that donations are welcome.

Mayor DelVecchio asked for a motion to adopt the proclamation. Council President Stegman made a motion to adopt the proclamation recognizing the First Presbyterian Church for sixty years of success with the roller skating program. Councilwoman Warner seconded the motion. An Affirmative roll call vote was taken in favor of the motion by all members present. **MOTION CARRIED.**

### **RESOLUTIONS.**

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.*

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 4**

RESOLUTION NUMBER 33-2017: *A Resolution to Authorize the Extension of the Contract with John Morgan Thomas to Serve as Landscape Architect for the City of Lambertville, Awarded Through the Fair and Open Process, for the Completion of the Paperwork Associated with the TAP Grant, At a Rate Not to Exceed \$31,123.60.*

City of Lambertville

**RESOLUTION 33-2017**

*A Resolution to Authorize the Extension of the Contract with John Morgan Thomas Landscape Architects, P.C., Awarded Through the Fair and Open Process, For the TAP Bicycle and Pedestrian Safety Grant, In An Amount Not to Exceed \$31,123.60*

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 extension of the contract with John Morgan Thomas, Landscape Architects, PC awarded on October 20, 2015 through the Fair and Open Process to assist the City with the TAP Grant in an amount not to exceed \$31,123.60 is hereby authorized.

ADOPTED: January 17, 2017

RESOLUTION NUMBER 40-2017: *A Resolution to Authorize the Refund of First Quarter 2017 Taxes to Corelogic Real Estate Tax Service for Duplicate Payments for Block 1053, Lot 1.03 in the Amount of \$1,562.28 and Block 1024, Lot 11 in the Amount of \$2,336.17.*

City of Lambertville

**RESOLUTION NUMBER 40-2017**

*A Resolution to Authorize the Refund of Over Payments to Corelogic for the First Quarter of 2017 to Block 1053, Lot 1.03 in the Amount of \$1,562.28 and Block 1024, Lot 11 in the Amount of \$2,336.17.*

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that the refund to Corelogic for overpayments made in the first quarter of 2017 for the following properties is hereby authorized:

Block 1053, Lot 1.03 in the Amount of \$1,562.28 and

Block 1024, Lot 11 in the Amount of \$2,336.17

ADOPTED: February 21, 2017

RESOLUTION NUMBER 41-2017: *A Resolution to Approve the Submittal of A Grant Application and Execute the Contract with the NJDOT for the Clinton Street, Phase II Project.*

City of Lambertville

**RESOLUTION NUMBER 41-2017**

*A Resolution to Approve the Submittal of the Grant Application and Execution of the Grant Contract with the New Jersey Department of Transportation for the MA-2017-Clinton Street-Phase 2- Project*

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 5**

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that the City of Lambertville formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2017-Clinton Street-Phase 2 - 00645 to the New Jersey Department of Transportation on behalf of the City of Lambertville.

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk are hereby authorized to sign the grant agreement on behalf of the City of Lambertville and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

**ADOPTED:** February 21, 2017

Certified as a true copy of the Resolution adopted by the Mayor and Council on this 21<sup>st</sup> day of February, 2017.

Cynthia L. Ege  
CMR, RMC, City Clerk

My signature and the City Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

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Cynthia L. Ege, City Clerk David M. DelVecchio, Mayor

**RESOLUTION NUMBER 42-2017: A Resolution Authorizing the Redemption of a Tax Lien for Block 1002, Lot 65 in the Amount of \$6,524.37 to FWDSL & Associates, LP, Plus a Premium of \$14,500.**

**City of Lambertville**

**RESOLUTION NUMBER 42-2017**

*A Resolution Authorizing the Redemption of a Tax Lien for Block 1002, Lot 65 in the Amount of \$6,524.37, Plus a Premium of \$14,500*

**WHEREAS**, Tax Lien Certificate 16-00002 issued on Block 1002, Lot 65 was sold to FWDSL and Associates, LP, 17 W. Cliff Street, Somerville, NJ 08876 on October 20, 2016; and

**WHEREAS**, payment has been received by the Tax Collector for redemption of the tax lien from the property owner.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that check for the redemption of tax lien certificate 16-00002 in the amount of \$6,524.37 is hereby authorized.

**BE IT FURTHER RESOLVED** that the check for premium in the amount of \$14,500, due back to the lien holder upon redemption, is hereby authorized.

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 6**

**ADOPTED:** February 21, 2017

Mayor DelVecchio asked for a motion to adopt the resolutions on the consent agenda. Councilwoman Warner made a motion to approve the resolutions listed on the consent agenda. Council President Stegman 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 List(s). Council President Stegman made a motion to approve the Bills List for the evening. Councilwoman Warner 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 06-2017:** *An Ordinance to Amend the Lambertville City Code, 2014, Chapter IV, Section 4-3.1, Notice to Remove; Time Allowed.*

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public present that this will help to facilitate a response from the City to property owners who are not in compliance with section 4-3.1 of Chapter IV of the Lambertville City Code, 2014. Mayor DelVecchio informed the members of the public present that this ordinance is in line with the Administrative Code and provides for a quicker response because it doesn't need to wait for the action of the Governing Body.

**City of Lambertville**  
**ORDINANCE NUMBER 06-2017**

*An Ordinance to Amend the Lambertville General Code, 2014, Chapter IV titled Police Regulations, Section 4-3 Removal of Brush, Weeds, Trash and Debris, Section4-3.1, Notice to Remove; Time Allowed.*

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 Lambertville General Code, 2014, Chapter IV titled Police Regulations, Section 4-3 Removal of Brush, Weeds, Trash and Debris, Section4-3.1, Notice to Remove; Time Allowed is hereby amended to read as follows:

Whenever the Mayor shall find it necessary and expedient for the preservation of public health, safety, general welfare or to eliminate a fire hazard, the Mayor shall direct the City Clerk to notice the property owner or tenant of lands lying within the limits of the City to remove from their lands brush, weeds, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, trash, or debris within ten (10) days after notice in writing to remove the same is sent.

FIRST READING AND INTRODUCTION: February 21, 2017

SECOND READING AND PUBLIC HEARING: March 21, 2017

Mayor DelVecchio asked for questions or comments from the public.

There being no comments from the public, Mayor DelVecchio asked for a motion to introduce on first reading Ordinance Number 06-2017. Councilwoman Warner made a motion to introduce on first reading Ordinance Number 06-2017. Councilwoman Asaro seconded the motion. An

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 7**

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 that the public hearing is scheduled for March 21, 2017.

**ORDINANCE NUMBER 07-2017:** *An Ordinance to Amend the Lambertville City Code, 2014, Chapter VII, Traffic, Section 4.7 Parking Restricted for Use by Handicapped Persons, Adding a Handicapped Parking Space in Front of 97 North Union Street.*

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public present that this ordinance is to create a handicapped parking space in front of 97 North Union Street. He asked the Police Director and Public Works Director if they had an opportunity to look at the site. Police Director Cocuzza and Public Works Director Myers indicated they visited the site.

**City of Lambertville**

**ORDINANCE NUMBER 07-2017**

*An Ordinance to Amend the General Code of the City of Lambertville, Chapter VII, Traffic, Section 4.7 Parking Restricted for Use by Handicapped Persons, Adding a Handicapped Parking Space in Front of 10 Clinton Street.*

SECTION 4.7 PARKING RESTRICTED FOR USE BY HANDICAPPED PERSONS is hereby amended to include the following:

<i>Name of Street</i>	<i>Sides</i>	<i>Location</i>
North Union	East	97 North Union Street

INTRODUCTION AND FIRST READING: February 21, 2017

ADOPTION AND SECOND READING: March 21, 2017

Mayor DelVecchio asked for questions or comments from the public.

There being no questions or comments from the public, Mayor DelVecchio asked for a motion to introduce on first reading Ordinance Number 07-2017. Councilman Sanders made a motion to introduce on first reading Ordinance Number 07-2017. 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 informed the members of the public present that the public hearing is scheduled for March 21, 2017.

**ORDINANCE NUMBER 08-2017:** *A Bond Ordinance to Fund the TAP Federal Grant for the Installation of Bicycle Friendly Signage and Bike Racks in the City of Lambertville in An Amount Not to Exceed \$197,629.78.*

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 8**

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public present that the City was the recipient of a TAP grant, a federal grant administered by the State of NJ DOT in the amount of \$150,000 to install bike racks and signage throughout the downtown area of the City. This ordinance will fund the Architects time and the purchase and installation of bike racks and signage. The City also authorized the contract with the Landscape Architect who will also monitor the progress of the installation of the bike racks, signage and other materials.

*City of Lambertville*  
**NEW JERSEY**  
**ORDINANCE NO. 08-2017**

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**AN ORDINANCE OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY, PROVIDING FOR IMPROVEMENTS TO CITY PROPERTY TO FACILITATE BICYCLE TRANSPORTATION IN AND FOR THE CITY, APPROPRIATING \$197,630 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$197,630 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 \$197,630, including a grant of \$150,000 to be received by the City on a reimbursement basis from the New Jersey Department of Transportation (the "State Grant"). Pursuant to N.J.S.A. 40A:2-11(c), no down payment is required because the project set forth in Section 3 is being funded in part by the State Grant.

**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 \$197,630, 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 improvements to City Property to facilitate bicycle transportation within the City, including but not limited to the acquisition and installation of centralized bicycle parking and maintenance equipment behind the Justice Complex and related amenities as outlined in the application for the State Grant, on file in the Office of the City Clerk, and including all work and related materials necessary therefor or incidental thereto.

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 9**

(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 \$197,630, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$50,000 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,

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 10**

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 asked for a motion to introduce Ordinance Number 08-2017. Councilman Sanders made a motion to introduce Ordinance Number 08-2017, a bond ordinance to fund the TAP Grant. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**ORDINANCE NUMBER 09-2017:** *A Bond Ordinance to Fund Equipment Repair for Public Works In An Amount Not to Exceed \$35,000.*

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public present that this is a bond ordinance to fund equipment repair for the Public Works Department vehicles in an amount not to exceed \$35,000.

City of Lambertville

NEW JERSEY

ORDINANCE NO. 09-2017

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**AN ORDINANCE OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY, PROVIDING FOR REFURBISHING AND REPAIR OF HEAVY EQUIPMENT AND VEHICLES IN AND FOR THE CITY, APPROPRIATING \$35,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF**

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 11**

**\$33,250 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 \$35,000, including the sum of \$1,750 as the down payment 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 \$33,250, 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 is the refurbishment and repair of heavy equipment and vehicles to extend useful life for additional 5+ years, 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 \$33,250 authorized herein.

(c) The estimated cost of the improvements or purposes authorized herein is \$35,000.

**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:

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 12**

(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 5.00 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 \$33,250, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$1,500 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 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 DeVecchio asked for a motion to introduce on first reading Ordinance Number 09-2017. Councilman Sanders made a motion to introduce the multi-purpose bond ordinance.

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 13**

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 informed the members of the public present that the public hearing is scheduled for March 21, 2017.

**ORDINANCE NUMBER 10-2017:** *An Ordinance to Supplement Bond Ordinance Number 28-2016 to Fund the City's COAH Response in an Amount Not to Exceed \$40,000.00.*

Mayor DelVecchio read the ordinance into the record by title. He informed the members of Council present that this ordinance will add additional funds to the ordinance to pay for the City's lawsuit with COAH.

**City of Lambertville**

**ORDINANCE NUMBER 10-2017**

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 \$40,000 appropriated thereby by Bond Ordinance 28-2016, finally adopted November 21, 2016; 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, 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 \$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 planning and legal strategies necessary to confirm 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

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 14**

purpose is \$180,500, including the \$142,500 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 \$185,000, including the \$145,000 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 \$150,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20, consisting of \$145,000 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

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 15**

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.

Mayor DelVecchio asked for a motion to introduce on first reading Ordinance Number 10-2017. Councilman Sanders made a motion to introduce on first reading Ordinance Number 10-2017. 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 informed the members of the public present that the public hearing is scheduled for March 21, 2017.

**ORDINANCE NUMBER 11-2017:** *A Bond Ordinance to Supplement Bond Ordinance Number 25-2016 to Fund the Ordinance Preparation and Rezoning of the Redevelopment Area in An Amount Not to Exceed \$41,000.*

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public present that this ordinance will supplement funding for the ordinance for the redevelopment area which is connected to COAH lawsuit.

City of Lambertville

ORDINANCE NUMBER 11-2017

BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$41,000 FOR THE PROFESSIONAL AND CONSULTING FEES RELATED TO THE CONNAUGHT HILL REDEVELOPMENT EFFORTS IN AND BY THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$38,950 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 16**

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 \$41,000 including the sum of \$2,050 as the down payment for the improvements and purposes required by the Local Bond Law. Such appropriation being in addition to the \$45,000 appropriated thereby by Bond Ordinance 25-2015, finally adopted September 15, 2015 (the "Prior Ordinance").

**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 \$38,950 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 is to fund professional services to effectuate redevelopment in established redevelopment areas, including but not limited to providing for the development of concept plans of various densities and incorporation of the preferred concept into a redevelopment plan, and associated changes to City Land Use records and controls, 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 improvement or purpose is \$82,450, including the \$42,500 bonds or notes authorized by the Prior Ordinance and the \$38,950 bonds or notes authorized herein.

(c) The estimated cost of the improvement or purpose is \$86,000, including the \$45,000 appropriated by the Prior Ordinance and the \$41,000 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

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 17**

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 \$38,950, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$86,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20, consisting of \$45,000 appropriated for such purposes in the Prior Ordinance and the \$41,000 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.

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 18**

Mayor DelVecchio asked for questions or comments from the public.

There being no questions or comments, Mayor DelVecchio asked for a motion to introduce on first reading, Ordinance Number 11-2017. Councilman Sanders made a motion to introduce on first reading Ordinance Number 11-2017. 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 is scheduled for March 21, 2017.

**ORDINANCES – PUBLIC HEARING AND SECOND READING.**

**ORDINANCE NUMBER 02-2017:** *An Ordinance to Amend the Lambertville City Code, 2014, Chapter XI, Fire Prevention, Amending Fees (last amended in 2012).*

Mayor DelVecchio read Ordinance Number 02-2017 into the record by title. He informed the members of the public present that this ordinance amends the fees and language of Chapter XI, Fire Prevention which was last amended in 2012.

City of Lambertville

**ORDINANCE NUMBER 02-2017**

*An Ordinance to Amend Chapter XI, Fire Prevention, Increasing Fees and Updating Language*

BE IT ORDAINED by the Mayor and Council of the City of Lambertville, County of Hunterdon, State of New Jersey, that the Lambertville City Code, 2014, Chapter XI, Fire Prevention be amended as follows:

11-1.6 NON-LIFE HAZARD USES.

In addition to the regulations required by the Uniform Fire Code, the following non-life hazard uses shall register with the Bureau of Fire Prevention and pay annual fees as set forth in the Uniform Fire Code, N.J.S.A. 52:72D-192 et. seq

- a. Where a building or structure has more than one use which may include a business use as defined herein, then each separate use shall be subject to the appropriate fees and registration as set forth in this chapter.
- b. Where two or more of the same use or different uses exist in the same building or premises, each use shall be considered as separate and distinct and shall be subject to the appropriate fees and registration as set forth in this chapter.
- c. Mercantile uses, as defined in the latest edition of the BOCA Basic National Building Code, shall be subject to the above fees and registration as set forth in this chapter.
- d. Storage buildings, as defined in the latest edition of the BOCA National Building Code, shall be subject to the fees and registration as set forth in this chapter.
- e. Factory and industry uses, as defined in the latest edition of the BOCA Basic National Building Code, shall all be subject to the fees and registration as set forth in this chapter.

UCC CODE TYPE

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 19**

Business Use Group		Current Fee	New Fee
	B-1 under 2500 square feet	\$50	No change
	B-2 2500-4999 square feet	\$75	\$100
	B-3 5000-9999 square feet	\$100	\$125
	B-4 10,000 and over sq. ft.	\$125	\$150
Factory Use Group			
	No change		
Mercantile Use Group	No change		
Storage Use Group	No change		
Utilities Use Group	No change		

All of the foregoing uses shall be inspected for compliance with the provisions of this chapter periodically, but not less than once every 24 months, such inspections to be performed under the City of Lambertville Bureau of Fire Prevention.

**Residential Use Group:**

Annual fee: The owner of each multifamily dwelling unit or apartment complex shall pay a fee for inspection of the subject premises. The fees are hereby established at \$50 for the inspection of the common areas in premises with three or more dwelling units and \$10 per unit of dwelling space for all premises. For each occasion that an owner fails to provide access after receipt of two notices, a fee of \$75 shall be imposed in addition to the inspection fee.

Smoke Detector Carbon Monoxide . . . . . \$50

**UCC Code Type**

- a. Uses not classified above will be classified as business uses.
- b. Uses required to be registered with the State of New Jersey as life hazard uses shall not be required to register under this subsection.
- c. Any buildings, structures or premises that are “tax exempt” according to the official tax records of the City of Lambertville will be exempt from non-life hazard use registration fee. However, these buildings will be inspected as required by the Uniform Fire Code.
- d. Vacant buildings will be charged and inspected according to the previous use of the building.

**Inspections of multifamily dwellings and apartments:**

- a. Inspections. Each multiple-dwelling unit or apartment shall be inspected at least once during each twenty-four month period by a City of Lambertville Fire Code Official or

# **City of Lambertville**

## **Regularly Scheduled Session**

**Tuesday, February 21, 2017, 6:30 p.m.**

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

### **MINUTES**

**Page 20**

Fire Inspector for the purpose of determining the extent each multifamily dwelling or apartment complies with the City's fire and safety codes. All such premises or buildings shall be subject to such inspection and registration, regardless of any other state or municipal inspections which may be conducted of such premises.

- b. Definitions. The definition of any and all terms relevant to this section shall be the same as those definitions as set forth in the Hotel and Multiple Dwelling Law, N.J.S.A. 55:13A-3, and such definitions are specifically incorporated into this section by reference herein.
- c. Inspection fee. The owner of each multifamily dwelling unit or apartment complex shall pay a fee for inspection of the subject premises. The fees are hereby established at \$50 for the inspection of the common areas in premises with more than three dwelling units and \$10 per unit of dwelling space for all premises. For each occasion that an owner fails to provide access after receipt of two notices, a fee of \$75 shall be imposed in addition to the inspection fee.
- d. Person authorized to conduct inspections. The inspection shall be conducted by a municipal official authorized by the Mayor and licenses as a certified Fire Official and Fire Inspector. Such official may be accompanied by any other City official necessary to conduct adequate fire and safety inspections.
- e. Powers of Inspectors. The inspectors under this section are hereby granted all the powers necessary and appropriate to carry out and execute the purposes of this section, including, but not specifically limited to, the power to:
  1. Enter and inspect any multifamily dwellings and apartments and to make such investigation as is reasonably necessary;
  2. Administer and enforce the provisions of any and all City regulations or ordinances;
  3. Compel the owner of any multifamily dwelling, apartment or rooming house to produce any and all files, books, documents or other objects which are necessary in order to carry out the purposes of this section;

11.1.7 Issue any and all complaints necessary against any person violating provisions of this section or any other section of the City's ordinances and to prosecute or cause to be prosecuted any violations of this section or any other section of the City's ordinances in any state or local court.

#### **11-4 DESIGNATION OF FIRE LANES.**

11-4.1 Installation and Maintenance. The lanes shall be installed by the property owner utilizing regulations signs and paint on the pavement areas, which signs and paint shall be installed and maintained by the property owners under the direction and supervision of the Lambertville Police Department in accordance with the specification of the Lambertville Police Department in conjunction with the recommendations of the Fire Chief (1990 Code §11-4.5; Ord. No 2005-07; Ord. No. 03-2012).

11-4.2 Parking Prohibited. No person or any agent or employee shall park, leave standing or cause to be any vehicle in any lanes mentioned in this section, or cause any other obstruction in the areas so designated as fire lanes. (1990 Code §11-4.5; Ord. No. 03-2012).

11-4.3 Enforcement. The Lambertville Police Department shall have concurrent jurisdiction with Fire Official in enforcing this section. (1990 Code §11-4.5; Ord. No. 03-2012)

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 21**

11-4.4 Violations and Penalties. Any person found guilty of a violation of this section shall be liable to the penalties contained in N.J.S.A. 39:4-203 and court costs involved. (1990 Code §11-4.5; Ord. No. 03-2012)

11-4.5 Variances. If any person seeks a variance from this section, the Fire Official shall chair a meeting with the Fire Chief, the Chairman of the Planning Board, the Mayor and the Police Director. At that meeting, representatives of such person may present concerns about the designation. Any decision will be by affirmative vote of this group. (Ord. No. 99-01)

11-4.6 Vehicular Traffic Prohibited. There shall not be allowed any vehicular traffic of any kind, except emergency vehicles, on any property dedicated and designated fire lanes throughout the City whether the lanes are so designated by order of an official public agency or by owner of the private property.

FIRST READING AND INTRODUCTION: January 17, 2017

SECOND READING AND PUBLIC HEARING: February 21, 2017

Mayor DelVecchio opened the public hearing on Ordinance Number 02-2017 and asked for questions or comments from the public.

Mayor DelVecchio asked for a motion to close the public hearing on Ordinance Number 02-2017. Councilwoman Asaro made a motion to close the public hearing. 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 asked for a motion to approve on second reading, granting final approval of Ordinance Number 02-2017. Councilwoman Asaro made a motion to approve on second reading, granting final approval of Ordinance Number 02-2017. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**ORDINANCE NUMBER 03-2017:** *An Ordinance to Amend the Lambertville City Code, 2014, Chapter VII, Traffic, Section 4.7 Parking Restricted for Use by Handicapped Persons, Adding a Handicapped Parking Space in Front of 10 Clinton Street.*

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public present that this ordinance will create a parking space in front of 10 Clinton Street. Mayor DelVecchio asked the Police Director and Public Works Director for input. The Police Director stated that this space will be placed in front of an existing handicapped parking space.

City of Lambertville

**ORDINANCE NUMBER 03-2017**

*An Ordinance to Amend the General Code of the City of Lambertville, Chapter VII, Traffic, Section 4.7 Parking Restricted for Use by Handicapped Persons, Adding a Handicapped Parking Space in Front of 10 Clinton Street.*

SECTION 4.7 PARKING RESTRICTED FOR USE BY HANDICAPPED PERSONS is hereby amended to include the following:

*Name of Street*

*Sides*

*Location*

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 22**

Clinton Street

South side

10 Clinton Street

INTRODUCTION AND FIRST READING: January 17, 2017

ADOPTION AND SECOND READING: February 21, 2017

Mayor DelVecchio opened the public hearing on Ordinance Number 03-2017. He asked the Police Director and the Director of Public Works if they had an opportunity to review the request.

Mayor DelVecchio asked for public comment.

The Police Director and Public Works Director looked at the spaces. The second spot will be side by side or back to back, before the post office and across from the construction project. Mayor DelVecchio asked if the other handicapped space was still in use. The Directors both responded that it was.

Mayor DelVecchio asked for a motion to close the public hearing on Ordinance Number 03-2017. Councilman Sanders made a motion to close the public hearing. 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 of Ordinance Number 03-2017. Councilwoman Warner made a motion to approve/reject Ordinance Number 03-2017. Councilman Sanders seconded the motion. An affirmative/negative roll call was taken in favor of/against Ordinance Number 03-2017. MOTION CARRIED.

**ORDINANCE NUMBER 04-2017:** *An Ordinance to Amend the Lambertville City Code, 2014, Chapter VII, Traffic, Section 4.5, Parking Time Limited on Certain Streets to Include Two Parking Spaces on the Southwest Side of Bridge Street With a Twenty-Minute Maximum Time Limit, Monday through Friday.*

Mayor DelVecchio read the Ordinance into the record by title. He informed the members of the public present that this would remove the parking meters on the southwest side of Bridge Street by North Main Street and create two twenty-minute parking space for use by members of the public visiting the Delaware River Towns Chamber of Commerce and the Bridge Street House Bed and Breakfast.

City of Lambertville

**ORDINANCE NUMBER 04-2017**

*An Ordinance to Amend the General Code of the City of Lambertville, Chapter VII, Traffic, Section 4.5, Parking Time Limited on Certain Streets to Include Two Parking Spaces on the Southwest Side of Bridge Street With a Twenty-Minute Maximum Time Limit, Sunday through Saturday.*

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 23**

BE IT ORDAINED by the Mayor and Governing Body of the City of Lambertville that Chapter VII, Traffic, Section 4.5, Parking Time Limited on Certain Streets to include the following:

<i>Name of Street</i>	<i>Sides</i>	<i>Time Limit</i>	<i>Hours</i>	<i>Location</i>
Bridge Street	South	20 minutes	9 am to 9 pm	First two parking spaces on the south side of Bridge Street west of Main Street.

INTRODUCTION AND FIRST READING: January 17, 2017

ADOPTION AND SECOND READING: February 21, 2017

Mayor DelVecchio opened the public hearing on Ordinance Number 04-2017 and asked for questions or comments from the public.

Sandra Harris asked if the spaces were metered or not metered. The Mayor commented that they would not be metered spaces.

Mayor DelVecchio asked for a motion to close the public hearing for Ordinance Number 04-2017. Councilman Sanders made a motion to close the public hearing. 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 of Ordinance Number 04-2017. Council President Stegman made a motion to adopt on second reading, granting final approval for Ordinance Number 04-2017. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**ORDINANCE NUMBER 05-2017:** *An Ordinance to Amend the Land Use Ordinance of the City of Lambertville, Article 600, Standards for Review of Application, To Establish A Completeness and Waiver Committee for All Applications Filed with the Planning and Zoning Board of Adjustment.*

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public present that this ordinance was reviewed by the Planning Board at the February 1<sup>st</sup> session.

City of Lambertville

**ORDINANCE NUMBER 05-2017**

*An Ordinance to Amend the Land Use Ordinance of the City of Lambertville, ARTICLE VI STANDARDS FOR REVIEW OF APPLICATIONS*

The Zoning Ordinance of the City of Lambertville, Article 600 is hereby amended as follows:



## **City of Lambertville**

### **Regularly Scheduled Session**

**Tuesday, February 21, 2017, 6:30 p.m.**

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

### **MINUTES**

**Page 25**

Mayor DelVecchio opened the public hearing for Ordinance Number 05-2017 and informed the members of the public present that this will make it easier for applicants who are an LLC and would not require that they be represented by an attorney. It will mean a quicker response than waiting for the planning board. Mayor DelVecchio asked for public comment.

Matt Larken asked if this was to only address completeness issues. Mayor DelVecchio said it would only address site plan waivers. Mr. Larken asked if an attorney would be granting site plan waivers. Mayor DelVecchio commented that they can't give authority to an attorney, they can to a committee, not an attorney.

Mayor DelVecchio asked for a motion to close the public hearing on Ordinance Number 05-2017. Council President Stegman made a motion to close the public hearing. 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 of Ordinance Number 05-2017. Councilman Sanders made the motion and Councilwoman Asaro seconded the motion. Discussion ensued. The ordinance presented addressed site plan waivers and subdivisions. It was decided to hold the ordinance until the questions have been addressed. Councilman Sanders made a motion to rescind his motion to adopt on second reading. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

### **CORRESPONDENCE.**

Mayor DelVecchio read the correspondence into the record by

*KINGWOOD TOWNSHIP: Ordinance Number 19-01-2017, An Ordinance of the Township of Kingwood, County of Hunterdon, State of New Jersey, Amending and Supplementing the Township Code to Add Article II to Chapter 96 "Residential Maintenance" to Establish Standards for the Registration and Maintenance of Vacant and Abandoned Residential Properties in Foreclosure by Creditors.*

*WEST AMWELL TOWNSHIP: Ordinance 3, 2017 An Ordinance to Amend Chapter 109 of the Code of the Township of West Amwell, Hunterdon County.*

*HART VENTURE: Receipt of three letters regarding 62-64 Coryell Street Sidewalk, 63 Coryell Street Road Repair, Coryell and Main Street Tracking Pads. Mayor DelVecchio commented that the Public Works Director would be working on this request as soon as he is finished with the Swan Street storm drain.*

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

Mayor DelVecchio gave an update on the following projects:

Clinton Street: the Mayor, City Attorney and City Engineer will be meeting to discuss the wall in the right of way.

## **City of Lambertville**

### **Regularly Scheduled Session**

**Tuesday, February 21, 2017, 6:30 p.m.**

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

### **MINUTES**

**Page 26**

Swan Creek Flood /LMUA Force Main: the meeting scheduled for today was cancelled. Tom Horn will follow up and is optimistic about the funding for the project.

D&R Canal Parking: the City is waiting on a date from the Foundation.

York Street Reconstruction Project is under way.

Summer Camp 2017: the details are in the works.

2017 Budget will be introduced for first reading on Tuesday, February 28<sup>th</sup>.

PennEast Pipeline: Mayor DelVecchio informed the members of the public present that the Governing Body will hold a meeting for the Lambertville Citizens Against the PennEast Pipeline to give an update on May 2 at 7 pm at the Phillip L. Pittore Justice Center. He further informed the members of the public present that Stefanie Brand, New Jersey Rate Council and also a resident of Lambertville weighed in on the project and gave a great explanation of need relative to the cost of the project.

COAH Law Suit: we just funded the professional representation.

North Union and Cherry Street Park: the bid packet is out and we hope to award at our next meeting.

Videotaping Council Meetings: we are reviewing our numbers.

Third Can Food Waste Program: the committee met today and we hope to grow the program to include 80 additional residents and all of the restaurants currently participating in the city's garbage pick-up. The City will introduce an ordinance at our May meeting requiring participation. The City will adopt a resolution establishing fees for those restaurants who are not currently participating in the city's garbage pick-up and they will pay a fee for the materials and by weight for the garbage pick-up. The Public Works Director said he had a portable scale to help him gage .

CRS Update: the city formally announced the 5% additional savings by reaching a level 7. The 10% was granted when the city reached a level 8. We will set up a committee meeting to see what we need to do to reach a level 6. The CRS program has become more stringent but we can review credits and determine what makes the most sense.

Sandra Harris stated "that that is wonderful news." She said it feels like we lost momentum on the flood project and asked if there was anything they could do. Mayor DelVecchio said he will find out. He said he doesn't want to call David Zimmer to set up meetings unless it is necessary. Mayor DelVecchio asked Councilman Sanders to reach out to Dr. Ruth. The Mayor commented that Tom Horn remains hopeful. However there are those at NJDEP who are skeptical.

FENCE AT PUBLIC WORKS: The Mayor commended the public works department because they are putting up the fence. The City bid the project but all bids exceeded the budget. The employees have completed installing the fence and they are now waiting on the gates.

### **NEW BUSINESS.**

## **City of Lambertville**

### **Regularly Scheduled Session**

**Tuesday, February 21, 2017, 6:30 p.m.**

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

### **MINUTES**

**Page 27**

### **ANNOUNCEMENTS.**

**MONDAY, February 13, 2017:** All City Offices will be closed for Lincoln's Birthday. The Third Can pick-up will be on Tuesday, February 14th.

**MONDAY, February 20, 2017:** All City Offices will be closed for Washington's Birthday. The Third Can pick-up will be on Tuesday, February 21<sup>st</sup>.

**DOG AND CAT LICENSE RENEWALS:** All dog and cat licenses expired December 31, 2016. Please register your dogs and cats no later than February 28, 2017 to avoid the \$25 late fee.

**PARKING PERMITS:** All parking permits expired December 31, 2016. The annual fee is \$45 and you need to bring your drivers' license, registration and a copy of your tax bill, lease or utility bill to prove residency.

**SPECIAL SESSION OF MAYOR AND COUNCIL:** There will be a special session of the Governing Body on Tuesday, February 28, 2017 to introduce the 2017 budget. The meeting will begin at 6:30 p.m. and will be held at the Phillip L. Pittore Justice Center located at 25 South Union Street in the City.

**LANDLORD REGISTRATION:** The deadline to file your landlord registration is March 31, 2017. An additional \$50 will be assessed to all applications received after March 31.

**SOUTH HUNTERDON REGIONAL SCHOOL DISTRICT:** Kindergarten Registration will take place on **Thursday, March 9 and Friday, March 10, 2017**. If you have a child turning 5 years of age on or before October 1, 2017 and you plan to register them for the 2017-2018 school year, please contact the school within the area in which you reside:

Lambertville Public School - [\(609\)397-0183](tel:6093970183)

Stockton Borough School - [\(609\)397-9023](tel:6093979023)

West Amwell Township School - [\(609\)397-0819](tel:6093970819)

Please be sure to contact the school as soon as possible. **Registration will be by APPOINTMENT ONLY**. Registration forms will be found on our district website soon, [shrsd.org](http://shrsd.org). If you have a relative or a friend whose child will be eligible to enter kindergarten in September 2017, please have them call the appropriate school office.

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

COLIN MOHR addressed the Council. He resides at 189 North Union Street in town. He is a Fire Commissioner, an elected position, volunteer not paid, not on Facebook or other social medial. This past week it was brought to my attention by members of the community that they wanted to know what was said about me and the fire commissioners in the city. The reason I am

## **City of Lambertville**

### **Regularly Scheduled Session**

**Tuesday, February 21, 2017, 6:30 p.m.**

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

### **MINUTES**

**Page 28**

speaking is because I want to know what actions and why they were taken. When you are a paid employee of the City and you post on social media official business for residents of the community, they are going to react and you have an obligation to check facts and should have never been posted on social media.

Mayor DelVecchio responded asking if he was saying that someone that works for the city cannot go on social media.

Mr. Mohr continued and said that it was posted about the corruption and misuse of tax dollars. The Lawyer posted a response to this. I am going to go to what took place, before the governing body and why. What actions will the Council take when an employee does this.

Chris Kascik, 70 Ferry Street, 27 years experiences as a fire fighter, 3 terms on the elementary school board in West Amwell. Mr. Kascik presented the Mayor and Council with a packet of information stating this was evidence he wanted to go over tonight. It contained copies of social media postings, and the letter from the attorney. He is outraged and never seen this conduct before. He referenced page 29 of the employee personnel manual citing social media.

Mayor DelVecchio commented that he told the City Clerk that she had to post it as a private individual.

Mr. Kascik responded that this was mopping up the situation and you are responsible. The Mayor said he would take it under advisement. The Fire Commission asked for an employee investigation and an ethic review or they are going to the State Ethics Committee. They are giving the city thirty (30) days. The Mayor said it wasn't a problem.

Erin McManus Keyes stated that they are upset because the original post did not have the disclaimer. The Clerk posted a check with their bank routing number and account number on Facebook so now they have to change everything. They are asking to review for a violation of the city's policy and include discipline up to termination.

Ted Green, 72 Kingwood-Stockton Road in Stockton New Jersey is a businessman who owns Goose Creek Pottery located on North Union Street in the City asked about the City's status as a sanctuary city. The Mayor responded that the State of New Jersey issues guidelines from the Attorney General. Mr. Grain commented that if ICE does a raid, then resources will be sent. Nothing that says we are a sanctuary city or State. He is concerned because he used to see families walking and he doesn't see that anymore. If they change the complexity, they will haunt us. The Mayor informed Mr. Grain that he would discuss this with him in a few minutes.

### **ADJOURNMENT.**

The meeting adjourned at 7:53 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,

**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, February 21, 2017, 6:30 p.m.**  
**Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**  
**Page 29**



Cynthia L. Ege  
CMR, RMC, City Clerk



*The February 21, 2017 session minutes were approved at the regularly scheduled session of Mayor and Council held on March 21, 2017.*