



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

**STATEMENT OF COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT**

Mayor DelVecchio called the meeting to order at 6:32 p.m. and read the following statement of compliance into the record: The July 18, 2017 Regularly Scheduled Session of the Governing Body was noticed on July 14, 2017 to the Times, the Democrat, department heads, City Attorney, City Engineer and to various people on the list serve. A copy of the meeting agenda was also posted on the Bulletin Board at City Hall and the Website at [www.lambertvillenj.org](http://www.lambertvillenj.org),

**ROLL CALL**

The City Clerk called the roll as follows:

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

*Absent:* Councilwoman Asaro.

**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 July 18, 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 July 18, 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: July 18, 2017

Mayor DelVecchio and City Council convened in closed session at 6:34 p.m. with a motion made by Council President Stegman and seconded by Councilwoman Warner. An affirmative 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 7 p.m. with a motion made by Council President Stegman and seconded by Councilwoman Warner. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

## **PLEDGE OF ALLEGIANCE**

Mayor DelVecchio led the public in the Pledge of Allegiance.

## **MOMENT OF SILENCE**

The City Clerk led the public in 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 following sets of minutes: June 20, 2017 Regular Session Minutes as amended, June 20, 2017 Closed Session Minutes, June 20, 2017 Special Session Minutes with the LMUA, June 29, 2017 Special Session Minutes. Council President Stegman made a motion to approve the minutes. Councilwoman Warner 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 – Richard McManus, Fire Inspector – Frank D’Amore, Police Director – Bruce Cocuzza, Annual Police Report, Public Works Director – Lester E. Myers, Jr., City Clerk – Cynthia L. Ege and Chief Financial Officer and Treasurer – Christie Ehret. Councilwoman Warner made a motion to approve the Administrative Reports. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**PROCLAMATIONS** – none.

## **RESOLUTIONS**

**Resolution Number 97-2017: *A Resolution to Adopt the Elements of the Paris Accord, to Reduce Greenhouse Gases, Join Together with Municipalities, Counties and States, Reaffirming Our Commitment to Studying and Preparing for the Impacts of Climate Change.***

Mayor DelVecchio addressed the members of the public present and stated that the City will be able to hit goals of the Paris Acord through various programs implemented which include the Third Can Food Waste Recycling Program.

Jean Milman commented that she applauded the City’s efforts and said there is a lot of interest in our town being on the forefront and working towards making our roll more sustainable. She explained that the Environmental Commission is planning a retreat and will be looking at aspirations and dreams. We have things to do on our own and things we like to see happen. Discussion ensued.

**City of Lambertville**

**RESOLUTION NUMBER 97-2017**

*A Resolution to Adopt the Elements of the Paris Accord, to Reduce Greenhouse Gases, Join Together with Municipalities, Counties and States, Reaffirming Our Commitment to Doing our Part to Limit the Increase in Global Temperature and As a Result Avoiding the Worst Consequences of Climate Change.*

WHEREAS, the threat of climate change is urgent and potentially irreversible and can only be addressed through the widest possible cooperation by all government agencies (municipalities, counties, states, and countries); and

WHEREAS, the City of Lambertville has implemented a broad range of initiatives aimed at reducing its carbon footprint, such as a comprehensive recycling program, which includes single-stream recycling and a Third Can initiative, targeted at food waste and organic material, stepped-up use of renewable energy through the South Energy Regional Energy Cooperative (SHREC) and dramatically increased energy conservation through government building improvements, and

WHEREAS, in 2008, the City adopted resolution number 2008-54 urging the United States Environmental Protection Agency and the United States Congress to Amend Existing “Food-to-Fuel” Mandates to address rising food prices, promote increased investment in advanced biofuels and provide immediate food relief for vulnerable populations; and

WHEREAS, in 2015, Keziah Groth-Tuft, through an internship, studied the greenhouse gas emissions by activity of the City of Lambertville, creating the first step in Local Climate Action Framework for the City of Lambertville; and

WHEREAS, in 2017, the Governing Body adopted resolution number 71-2017, urging the United States Congress to enact a revenue-neutral carbon tax with the goal of making the United States a leader in mitigating climate change and the clean energy technologies of the 21<sup>st</sup> Century and further incentivize other countries to enact similar carbon taxes, reducing global CO<sub>2</sub> emissions with the need for complex international agreements; and

WHEREAS, by adopting this resolution, the City:

- Joins more than 300 Climate Mayors, other municipalities, counties, and states in working to achieve the United States commitments to reduce greenhouse gas emissions made as part of the landmark Paris Climate Change agreement.;
- Commits City of Lambertville to work to reduce to meet the United States Paris goals of reducing greenhouse gas emissions by at least 26% below 2005 levels by 2025.
- encourages productive investment in energy efficiency and conservation;

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 by adoption of this resolution, we support the Paris Climate Change Agreement and adopt the principles outlined in the Paris Accord with the goal of reducing greenhouse gases and the carbon footprint of the City of Lambertville.

ADOPTED: July 18, 2017

Mayor DelVecchio asked for a motion to adopt Resolution Number 97-2017, A Resolution to adopt the principles of the Paris Accord with the goal of reducing greenhouses gases and the carbon footprint of the City of Lambertville. Councilman Sanders made a motion to adopt Resolution Number 97-2017. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

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

*Resolution Number 88-2017: A Resolution Providing Authorization to a Designated Representative of the City of Lambertville to Award a Contract for Electric Generation Service and Energy Aggregation Services Resulting for a Competitive Procurement for the South Hunterdon Renewable Energy Cooperative Community Energy Aggregation Program.*

**City of Lambertville**

**RESOLUTION NO. 88-2017**

**RESOLUTION PROVIDING AUTHORIZATION TO A DESIGNATED REPRESENTATIVE OF THE CITY OF LAMBERTVILLE TO AWARD A CONTRACT FOR ELECTRIC GENERATION SERVICE AND ENERGY AGGREGATION SERVICES RESULTING FROM A COMPETITIVE PROCUREMENT FOR THE SOUTH HUNTERDON RENEWABLE ENERGY COOPERATIVE COMMUNITY ENERGY AGGREGATION PROGRAM.**

**WHEREAS**, the Government Energy Aggregation Act, N.J.S.A. 48:3-93.1 *et seq.* (“Act”) governs the establishment of a government energy aggregation program, which is a government-operated purchasing cooperative through which multiple energy consumers purchase energy together under the auspices of a government aggregator; and

**WHEREAS**, the New Jersey Board of Public Utilities (“BPU”) has promulgated rules (N.J.A.C. 14:4-6.1) for the implementation of government energy aggregation programs; and

**WHEREAS**, pursuant to the Act and BPU rules, the City of Lambertville (“City”) established a Government Energy Aggregation Program (“Program”) in the City via Ordinance No. 19-2013 adopted on October 10, 2013, the Township of West Amwell (“Township”) established a Government Energy Aggregation Program (“Program”) in the Township via Ordinance No. 12, 2013 adopted on September, 2013 and, collectively, the City and the Township created the joint program called the South Hunterdon Renewable Energy Cooperative Community Energy Aggregation (“SHREC CEA”), with the City of Lambertville designated as the Lead Agency, for the purpose of procuring electric generation service and energy aggregation services and thereby obtaining power supply cost savings for residential and (if possible) business participants in the City and the Township; and

**WHEREAS**, consistent with Ordinance Nos. 19-2013 and 12, 2013, the Act and the BPU rules, the City, acting as Lead Agency of the SHREC CEA, has issued a Requests for Proposals to electric power suppliers interested in supplying electric generation service to participating customers within the boundaries of the City and the

Township, and as a result thereof, has awarded two separate contracts to third party suppliers for electric generation service and energy aggregation services which have resulted in hundreds of thousands of power supply cost savings for City and Township residents; and

**WHEREAS**, the current contract with the third-party supplier South Jersey Energy under Round 2 of the SHREC CEA program will terminate on December 31, 2017; and

**WHEREAS**, the City adopted Ordinance No. 16-2017 and the Township adopted Ordinance No. 06, 2017 on June 20, 2017 and June 6, 2017, respectively, to re-authorize and continue the SHREC CEA program; and

**WHEREAS**, the City desires to issue an RFP for a new contract with a third-party supplier for Round 3 of the SHREC CEA program, to replace the SHREC CEA-Round 2 contract that is expiring in December 2017; and

**WHEREAS**, the electricity market is highly volatile, with electric energy market prices fluctuating, sometimes significantly, within a single trading day and to an even greater extent over a period of multiple trading days, rendering procurement of electric power supply unique from other types of procurements; and

**WHEREAS**, in light of this market volatility and in order to attract and receive the most competitive price offers from third party suppliers for the benefit of SHREC CEA program participants it is therefore necessary that suppliers not be required to hold price proposals for longer than a matter of hours after the receipt of price proposals, and that a contract award be made within several hours of the receipt of price proposals; and

**WHEREAS**, Lambertville City Council meetings are scheduled on a once-per-month basis and occur during the evenings, thereby providing limited flexibility in the award of a contract for an energy supplier; and

**WHEREAS**, it is therefore desirable in terms of flexibility of the timing of a power supply procurement to obtain the best possible results for the residents of the City and the Township, for the City Council of the City of Lambertville, Lead Agency of the SHREC CEA, to authorize a designated representative to award a contract for electric generation service and energy aggregation services for the SHREC CEA-Round 3 program as a result of a Request for Proposals process within several hours of the receipt of price proposals, subject to specific parameters established in advance by the Lambertville City Council.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Lambertville, County of Hunterdon, State of New Jersey, as follows:

1. The City Council of the City of Lambertville hereby approves the issuance by the City in its role as Lead Agency of the SHREC CEA program, of a Request for Proposals (“RFP”) on behalf of the City and the Township, for electric generation service and energy aggregation services from third party suppliers to serve City and Township residents the SHREC CEA-Round 3 program, for a contract beginning in or after December 2017.

2. The date of release of the RFP and the specific schedule for the RFP process, including the date and time of receipt of price proposals, shall be established at the discretion of the City Administration, in consultation with the Township and the SCHREC CEA energy agent and otherwise consistent with the Local Public Contract Law and applicable rules, in a manner that provides the best opportunity to achieve favorable pricing for City and Township residents for a contract beginning in or after December 2017.
3. The Mayor of Lambertville, in consultation with the Township, is hereby authorized to issue an Award Letter on the City's behalf to a qualified third-party supplier as a result of the proposals received in response to the RFP within four (4) hours of receipt of price proposals, and to subsequently execute a Master Performance Agreement with a third party supplier for electric generation service and energy aggregation services for the SHREC CEA-Round 3 program, provided that the contract award is consistent with the RFP specifications and evaluation criteria therein and, moreover, provided that the awarded contract price is at least 5% lower than the prevailing Jersey Central Power and Light ("JCP&") tariff price-to-compare for basic generation service ("BGS"), and is reasonably forecast and estimated to remain below the JCP&L BGS tariff price-to-compare for the duration of the contract awarded.

ADOPTED: July 18, 2017

Resolution Number 89-2017: A Resolution Authorizing the Redemption of a Tax Lien for Block 1081, Lot 35 in the Amount of \$15,157.53 Plus a Premium of \$12,500.

**City of Lambertville**

**RESOLUTION 89-2017**

*A Resolution Authorizing the Redemption of a Tax Lien for Block 1081, Lot 35 In the Amount of \$15,157.53, Plus the Premium of \$12,500*

**WHEREAS**, Tax Lien Certificate 16-00014 issued on Block 1081 Lot 35 was sold to FWDSL & Associates LP, 17 W. Cliff St, Somerville, NJ 08876 on 10/20/16 and

**WHEREAS**, payment has been received by the Tax Collector for redemption of the tax lien from a title company.

**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 #16-00014 in the amount of: \$15,157.53

In addition the City is holding a premium in the amount of 12,500.00

and upon redemption this is due back to the lienholder.

2 checks for the lienholder –

Check 1= \$15,157.53

Check 2= for premium= \$12,500.00

ADOPTED: July 18, 2017

Resolution Number 90-2017: *A Resolution to Pursue “Wildlife Friendly Certification” through the National Wildlife Federation’s Garden for Wildlife Program.*

**City of Lambertville**

**RESOLUTION 90-2017**

*A Resolution to pursue “Wildlife-Friendly Certification” through the National Wildlife Federation’s Garden for Wildlife Program*

WHEREAS, the City of Lambertville recognizes the importance of the natural environment both for the quality of life of its citizens and for the value of the City as a community and as a tourist destination;

WHEREAS, the City of Lambertville supports efforts to improve the environment of the City;

WHEREAS, the National Wildlife Federation offers “Wildlife-Friendly Certification” for communities through its “Garden for Wildlife Program”;

WHEREAS, National Wildlife Federation Wildlife-Friendly Certification promotes the creation and maintenance of habitat providing food, water and shelter for local wildlife by encouraging use of beneficial native plants and discouraging use of exotic, invasive plants;

WHEREAS, National Wildlife Federation Wildlife-Friendly Certification will improve the environment of the City by increasing wildlife population and diversity; by providing stormwater management benefits through reduced soil compaction, reduced pollution, and increased vegetative cover; and by conserving resources through sustainable landscape management practices;

WHEREAS, earning National Wildlife Federation Wildlife-Friendly Certification will support the City’s effort to achieve Sustainable Jersey Silver Certification;

WHEREAS, a group of citizens proposes to form a committee entitled “Lambertville Goes Wild” to achieve National Wildlife Federation Wildlife-Friendly Certification for Lambertville;

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:

- 1- Lambertville supports the formation of the committee “Lambertville Goes Wild.”
- 2- Lambertville pledges to provide \$99.00 for the application fee associated with joining the certification program and \$20.00 each for certifying three public properties.
- 3- Lambertville pledges to consider recommendations for its land management practices made by Lambertville Goes Wild.

- 4- Lambertville agrees to allow Lambertville Goes Wild to use the Justice Center for presentations.
- 5- Lambertville agrees to allow Lambertville Goes Wild to use City-approved public space for plant sales and educational events.
- 6- This Resolution Shall be distributed to:
  - a. The Hunterdon County Board of Chosen Freeholders,
  - b. Senators Menendez and Booker,
  - c. Congressman Leonard Lance,
  - d. State Senator Shirley Turner,
  - e. Assemblywoman Bonnie Watson Coleman,
  - f. Assemblyman Reed Gusciora.

ADOPTED: July 18, 2017

Resolution Number 91-2017: *A Resolution to Authorize the City Clerk to Submit the Application to Jersey Central Power & Light for the Temporary Decorative Lighting for the 2017/2018 Winter Season (Holiday Lights).*

**City of Lambertville -**

**RESOLUTION NUMBER 91-2017**

*A Resolution Authorizing the City Clerk to File the Application with JCP&L for the Holiday Lighting for the 2017/2018 Holiday Season*

NOW THEREFORE BE IT RESOLVED by Mayor and Council of the City of Lambertville in the County of Hunterdon that the Mayor and City Clerk are hereby authorized to complete and sign the application with JCP&L for the 2017/2018 holiday lighting.

ADOPTED: July 18, 2017

Resolution Number 92-2017: *A Salary & Wage Resolution for the Second Quarter for Frenchtown Borough Shared Services for Construction.*

**City of Lambertville**

**RESOLUTION NUMBER 92-2017**

*A Salary & Wage Resolution for the Second Quarter 2017 for the Shared Services Agreement with the Borough of Frenchtown for Construction Services.*

**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 second quarter 2017 shared services agreement with the Borough of Frenchtown for construction services is hereby authorized:

Victor Timpanero,	\$ 386.40
Tim Dieterman,	\$ 450.00
Keith Steele,	\$ 70.00
Kenneth Rogers,	\$4,751.06

ADOPTED: July 18, 2017



Resolution Number 93-2017: *A Resolution Authorizing the Redemption of a Tax Lien for Block 1081, Lot 24 in the amount of \$7,593.95 Plus the Premium in the Amount of \$10,400.00.*

**City of Lambertville**  
**RESOLUTION 93-2017**

*A Resolution Authorizing the Redemption of a Tax Lien for Block 1081, Lot 24 In the Amount of \$7,593.95 Plus the Premium in the Amount of \$10,400.00*

**WHEREAS**, Tax Lien Certificate 16-00013 issued on Block 1081 Lot 24 was sold to US BANK CUST BV002 TRST & CRDTRS, 50 South 16<sup>th</sup> Street, Suite 2050, Philadelphia, PA 19102 on 10/20/16 and

**WHEREAS**, payment has been received by the Tax Collector for redemption of the tax lien from a title company.

**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> Street, Suite 2050, Philadelphia, PA 19102 for the redemption of tax lien certificate #16-00013 in the amount of: \$7,593.95

In addition the City is holding a premium in the amount of 10,400.00 and upon redemption this is due back to the lienholder.

2 checks for the lienholder –

Check 1= \$7,593.95

Check 2= for premium= \$10,400.00

ADOPTED: July 18, 2017

Resolution Number 94-2017: *A Resolution Authorizing the Refund of Tax Payment in the Amount of \$1,339.37 to Craig Reading, Block 1002, Lot 20, 2 West Blair Tract.*

**City of Lambertville**  
**RESOLUTION NUMBER 94-2017**

*A Resolution Authorizing the Refund of Tax Payment in the Amount of \$1,339.37 to Craig Reading, Block 1002, Lot 20, 2 West Blair Tract.*

**WHEREAS**, on June 21, 2017, the City received a payment from Craig Reading for block 1002, Lot 20, 2 West Blair Tract, and

**WHEREAS**, the Tax Clerk made an error and did not see the lien on the property, and

**WHEREAS**, the Tax Collector has advised that parcel payments are not acceptable.

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the City of Lambertville that the refund of tax payment in the amount of \$1,339.37 to Craig Reading for block 1002, lot 20, 2 West Blair Tract is hereby authorized.

ADOTPED: July 18, 2017

Resolution Number 95-2017: *A Resolution to Authorize Change Order Number 2 for the Justice Center Bathrooms, Decreasing the Contract Amount by \$3,012.26, Changing the Total to \$22,487.74.*

**City of Lambertville**  
**RESOLUTION NUMBER 95-2017**

*A Resolution to Authorize Change Order Number 2 for the Justice Center Bathrooms, Decreasing the Contract Amount by \$3,012.26, Changing the Total to \$22,487.74.*

NOW THEREFORE BE IT RESOLVED by the Governing Body of the City of Lambertville that change order number 2 for the Justice Center Bathrooms, authorizing a decrease in the contract of \$3,012.26, lowering the contract amount to Helios Construction to \$22,487.74 is hereby authorized.

ADOPTED: July 18, 2017

Resolution Number 96-2017: *A Resolution Authorizing the Redemption of a Tax Lien for Block 1048, Lot 66 in the Amount of \$40,606.41 Plus a Premium of \$14,100.*

**City of Lambertville**  
**RESOLUTION 96-2017**

*A Resolution Authorizing the Redemption of a Tax Lien for Block 1048, Lot 66 In the Amount of \$40,606.41, Plus a Premium in the Amount of \$14,100*

**WHEREAS**, Tax Lien Certificate 14-00010 issued on Block 1048 Lot 66 was sold to US BANK Cust for PC4 First, 50 South 16<sup>th</sup> St, Suite 2050, Philadelphia, PA 19102 on 07/10/17 and

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

**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 for PC4 First, 50 South 16<sup>th</sup> St, Suite 2050, Philadelphia, PA 19102 for the redemption of tax lien certificate #14-00010 in the amount of: 40,606.41

In addition the City is holding a premium in the amount of \$14,100.00. Upon redemption this is due back to the lienholder.

2 checks for the lienholder –

Check 1= \$40,606.41

Check 2= for premium= \$14,100.00

ADOPTED: July 18, 2017

Resolution Number 98-2017: *A Resolution to Authorize the City Clerk to Submit the Application Amendment to the Raffle Application Filed by American Legion Toscanini Post 120 for the Pull Tabs to the State of New Jersey Legalized Games of Chance Control Commission, Changing the Member in Charge and the Officers Beginning August 10 and Ending August 14, 2017.*

**City of Lambertville**

**RESOLUTION NUMBER 98-2017**

*A Resolution to Authorize the City Clerk to Submit the Application Amendment to the Raffle Application Filed by American Legion Toscanini Post 120 for the Pull Tabs to the State of New Jersey Legalized Games of Chance Control Commission, Changing the Member in Charge and the Officers Beginning August 10 and Ending August 14, 2017.*

WHEREAS, the American Legion Toscanini Post #120 received approval for raffle license number RA02-2016 on July 19, 2016, and

WHEREAS, the membership has changed requiring the filing of an amended application with the State of New Jersey Legalized Games of Chance Control Commission.

NOW THEREFORE BE IT RESOLVED by the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the City Clerk is authorized to submit the amended application to the State of New Jersey Legalized Games of Chance Control Commission.

ADOPTED: July 18, 2017

Resolution Number 99-2017: *A Resolution to Authorize the City Clerk to Submit the Raffle Application Filed by the American Legion Toscanini Post #120 to the State of New Jersey Legalized Games of Chance Control Commission for the Pull Tabs Beginning August 14, 2017 and Ending July 5, 2018.*

**City of Lambertville**

**RESOLUTION NUMBER 99-2017**

*A Resolution to Authorize the City Clerk to Submit the Raffle Application Filed by the American Legion Toscanini Post #120 to the State of New Jersey Legalized Games of Chance Control Commission for the Pull Tabs Beginning August 14, 2017 and Ending July 5, 2018.*

WHEREAS, the American Legion, Toscanini Post #120 filed an application with the City Clerk on Tuesday, July 11, 2017 for a raffle license for pull tabs; and

WHEREAS, the application term was August 14, 2017 through July 5, 2018; and

WHEREAS, the Police Department received a copy of the raffle application; and

WHEREAS, the new membership had to be fingerprinted; and

WHEREAS, the City Clerk has completed the determination statement as required by LGCCC.

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 City Clerk is hereby authorized to submit the raffle application filed by the American Legion Toscanini Post #120 to the State of New Jersey Legalized Games of Chance Control Commission.

ADOPTED: July 18, 2017

Resolution Number 100-2017: A Resolution to Authorize the Purchase of Two Transportable Bleachers off State Contract for Ely Field.

City of Lambertville

**RESOLUTION NUMBER 100-2017**

*A Resolution to Authorize the Purchase of Transportable Bleachers off State Contract, Number 16-FLEET-00120, from Recreation Resources USA for Ely Field, in an Amount Not to Exceed \$12,660.00*

WHEREAS, the City of Lambertville applied for and received funding from the City's Banked Funds through the County of Hunterdon's Open Space tax in the amount of \$43,584.47; and

WHEREAS, the application was to address ADA issues and to fund the purchase and installation of transportable bleachers for Ely Field.

NOW THEREFORE BE IT RESOLVED that the purchase of two transportable bleachers off State Contract, Number 16-FLEET-00120, from Recreation Resource USA which includes the installation of such bleachers, from Recreation Resources USA is hereby authorized in an amount not to exceed \$12,660.00.

BE IT FURTHER ADVISED THAT the Mayor, City Attorney and/or City Clerk are hereby authorized to sign the quote and contract.

ADOPTED: July 18, 2017

Resolution Number 101-2017: A Resolution Authorizing Change Order Number 2 for the York Street Improvements Projects, Decreasing the Contract to Black Rock Enterprises, LLC by \$6,146.32.

City of Lambertville

**RESOLUTION NUMBER 101-2017**

*A Resolution Authorizing Change Order Number 2 for the York Street Improvements Projects, Decreasing the Contract to Black Rock Enterprises, LLC by \$6,146.32*

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 change order number 2 for the contract with Black Rock Enterprises, LLC for the reconstruction of York Street is hereby reduced by \$6,146.32.

ADOPTED: July 18, 2017

Resolution Number 102-2017: A Resolution Urging the State Legislature to Extend the 2% CAP on Police and Fire Arbitration Contract Awards.

City of Lambertville

**RESOLUTION NUMBER 102-2017**

*Resolution Urging the State Legislature to Extend the 2% Cap on Police and Fire Arbitration Contract Awards*

**WHEREAS**, local municipalities require specific tools to address the rising cost of municipal government; and

**WHEREAS**, in July 2010 the Governor and New Jersey State Legislature enacted a permanent 2% cap on municipal and school board tax levies with limited exceptions that did not include police and fire arbitration contract awards; and

**WHEREAS**, salary costs, to a great extent, drive property tax increases; and

**WHEREAS**, in December 2010 the Legislature unanimously approved and the Governor enacted a temporary 2% cap on police and fire arbitration contract awards in an effort to control increasing salary costs and provide a solution to assist local governments in keeping property taxes down and cost under control; and

**WHEREAS**, the December 2010 legislation included an April 1, 2014 sunset on the 2% arbitration cap while the 2% property tax levy remained permanent for municipalities and school boards; and

**WHEREAS**, in June 2014 the Legislature unanimously approved and the Governor enacted an extension to December 31, 2017 for the 2% arbitration cap, however, the 2% property tax levy cap continues to remain permanent, without an exemption for police and fire arbitration contract awards; and

**WHEREAS**, municipalities continue efforts to contain costs and provide vital services to residents within the 2% property tax levy while the New Jersey economy remains sluggish and taxpayers struggle to keep their homes and pay their taxes; and

**WHEREAS**, we recognize that this change in arbitration reform needs a longer time to mature in order to see the benefits of the legislation and its actual impact on the cost of local government budgets and the impact on taxpayers; and

**WHEREAS**, the final report and recommendations of the Police and Fire Public Interest Arbitration Impact Task Force, which was established in the December 2010 legislation, is not due until the same day as the expiration of the cap on interest arbitration awards, December 31, 2017; and

**WHEREAS**, we recognize it is now time for our taxpayers to benefit directly from these cost saving measures as many police and fire contracts will come due for negotiation after the sunset date, and

**WHEREAS**, if the cap on interest arbitration expires while the 2% levy cap remains in effect, municipalities will be forced to reduce or eliminate municipal services in order to fund interest arbitration awards;

**NOW, THEREFORE, BE IT RESOLVED**, that the governing body of City of Lambertville urges the State Legislature to extend the 2% cap on Police and Fire Arbitration Contract Awards for 5 more years at which time the Legislature will have hard data to examine and then make a final decision as to whether this law should be made permanent; and

**BE IT FURTHER RESOLVED**, that a copy of this Resolution is forwarded to Assemblyman Reed Gusciora, Assemblywoman Liz Mouo, Senator Shirley Turner, the

Commissioner of the Department of Labor, the Lieutenant Governor and the Governor of State of New Jersey, The New Jersey Conference of Mayors and the League of Municipalities.

Mayor DelVecchio asked for a motion to approve the resolutions listed on the consent agenda. Council President Stegman made a motion to approve the resolutions listed on the consent agenda. Councilwoman Warner 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, the Addendum and Addendum #2 to the Bills List. Councilwoman Warner made a motion to approve the Bills List and the addendum to the Bills List. Council President Stegman 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 22-2017: An Ordinance to Amend Chapter XII, Sanitation; Recycling, Amending Appendix C and D, To Require Commercial, Industrial and Institutional Establishment to Participate in the Third Can Recycling Program.**

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public that this ordinance amends Chapter XII, Sanitation; Recycling, and adds a requirement for all commercial, industrial and institutional establishments participating in the City's garbage pick-up to participate in the Third Can/Food Waste Recycling program. It also allows those not participating in the program to participate for a fee that is set annually by resolution. We anticipate the program to start in October, 2017.

City of Lambertville

### **ORDINANCE NUMBER 22-2017**

*An Ordinance to Amend Chapter XII, Sanitation; Recycling, Amending Appendix C and D, To Require Commercial, Industrial and Institutional Establishment to Participate in the Third Can Recycling Program.*

BE IT ORDAINED by the Mayor and Council of the City of Lambertville that Chapter XII, Section 12- RECYCLING BY COMMERCIAL, INDUSTRIAL AND INSTITUTIONAL ESTABLISHMENTS, Subsection b, Appendix C is amended as follows:

- 1) 12-1 DEFINITIONS.
  - a. *Third Can Food Waste Recycling Program* Residents participate at will; Commercial, Industrial and Institutional Establishments participating in the City of Lambertville's garbage collection are required to participate in the Third Can Food Waste Recycling Program and pay an annual fee. The following fees will be set by resolution of the Governing Body annually:

- i. Participation Fee;
    - ii. Fines and Penalties for not participating;
    - iii. Any other fee the Governing Body deems necessary for the success of the program.
  - b. *Commercial, Industrial and Institutional Establishments* not participating in the City of Lambertville's garbage collection may participate and pay the fees as by resolution of the Governing Body annually.
- 2) APPENDIX C
  - Materials that must be recycled by Commercial, Industrial and Institutional Establishments are hereby amended to include Food Waste including those who participate in community events with trash collection through the City.
  - Residents may participate in the Third Can Food Waste Recycling Program.
  - Commercial establishments shall participate in the Third Can Food Waste Recycling Program.
  - The fees to participate will be set by a resolution of the Governing Body.
- 3) APPENDIX D
  - a. Removing "Food Waste" from the list of materials that are not required to be recycled.
- 4) SEVERABILITY

The provisions of this Ordinance are severable, and the invalidity of any section, subdivision, paragraph, or other part of this Ordinance shall not affect the validity or effectiveness of the remainder of the Ordinance.
- 5) All provision of Chapter XII of the City of Lambertville not modified herein shall remain unchanged and in full force and effect.
- 6) This Ordinance may be renumbered for codification purposes.
- 7) This Ordinance shall take effect immediately upon final passage, publication according to law.

INTRODUCTION AND FIRST READING: July 18, 2017

ADOPTION AND SECOND READING: August 15, 2017

Mayor DelVecchio asked Jane Rosenblatt, Chair of the Environmental Commission if she had a comment. Ms. Rosenblatt thanked the City for the leadership and said they will look to see how we can be a model for the rest of the state. She said the Third Can Program got a lot of press coverage.

Council President Stegman asked how the program would work. Mayor DelVecchio said that if you are a restaurant not in our program you would pay the tonnage fee and the cost of the materials. If you are already in the program then you pay a fee for the materials only the first year.

Councilman Sanders asked about the outreach to the restaurants and if they were receptive. Mayor DelVecchio responded that they decided to introduce the ordinance first and then to mail the letter. Councilman Sanders responded that he would like to give them an opportunity to comment.

Council President Stegman asked why they wouldn't want to participate. Mayor DeVecchio said the frequency of the pick-up of garbage and recycling. The Public Works Director said he believes that if they are not participating in the City's garbage pick-up they most likely are not recycling. The pilot program to restaurants was discussed and the savings for DeAnna's Restaurant and Caffè Galleria was discussed. Discussed ensued.

Shirley Kessler asked if this would mean Marhaba would be required to participate. The Public Works Director confirmed that the City picked up Marhaba's garbage and recycling so they would be required to participate.

Mayor DeVecchio asked for a motion to introduce on first reading Ordinance Number 22-2017. Councilman Sanders made a motion to introduce on first reading Ordinance Number 22-2017. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor DeVecchio informed the members of the public present that the public hearing is scheduled for Tuesday, August 15, 2017.

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

**Ordinance Number 18-2017: *An Ordinance to Amend the Land Use Ordinance of the City of Lambertville, Article I- Title and Purpose, Article V - Additional Requirements and Performance Standards, Article VI – Subdivision and Site Plan Review and Approval.***

Mayor DeVecchio read the ordinance into the record by title. He informed the members of the public present that this establishes standards for site plan review and gives the Zoning Officer authority to waive site plan requirements for applications; approve zoning applications for like uses when it does not expand the scope of the prior use.

### **City of Lambertville**

#### **ORDINANCE NUMBER 18-2017**

**An Ordinance to Amend the Land Use Ordinance of the City of Lambertville,**

#### **ARTICLE I- TITLE AND PURPOSE**

**ARTICLE V - ADDITIONAL REQUIREMENTS AND PERFORMANCE STANDARDS**

#### **ARTICLE VI – SUBDIVISION AND SITE PLAN REVIEW AND APPROVAL**

The Zoning Ordinance of the City of Lambertville, Articles 100, 500 and 600, are hereby amended as follows:

#### **Sec. 111: Subdivision and Site Plan Approval Required**

Except as otherwise exempted or waived as provided in Sec. 516...

[remainder of section unchanged]

#### **Sec. 516.2 Exemptions from Site Plan Review**

[Introduction and subsections A. through C. unchanged]



D. The alteration or repair of an existing building which is not either a detached one- or two-dwelling unit building, or change in authorized use, upon recommendation by the Zoning Officer and ratification by the Board having jurisdiction that the alterations or repair:

[Sub-subsections 1. through 4. unchanged]

**Sec. 516.3: Site Plan Review Waiver – Recommendation and Approval**

- A. The Board of Jurisdiction, on its own authority or with the recommendation of the Zoning Officer as set forth herein, may waive the requirement for site plan approval whenever there is a determination that the proposed development, alteration, repair, or change of use or occupancy does not affect the existing conditions of the lot or premises, including: topography, vegetation; drainage; floodplains; marshes and waterways; open space; walkways; means of ingress and egress, utility services, landscaping; structures; signs; lighting and screening devices; intensity of use; changes in seating or floor space requirements; changes in parking allocations, and other considerations of site plan review.
- B. The Zoning Officer shall have the authority, in the first instance, of reviewing initially an application seeking waiver of formal site plan review for compliance with the standards set forth herein for granting of the waiver, if such initial review is sought by the applicant. If the conditions for a waiver have been presented, the Zoning Officer shall recommend in writing that the Board having jurisdiction formally ratify the recommendation and grant the requested waiver, with or without conditions, by itself or in connection with any other action to be taken or relief to be granted with respect to the application. The submission of escrows for professional review shall not be required for this initial review and recommendation of the waiver application by the Zoning Officer and ratification and approval thereof by the Board having jurisdiction. If the Zoning Officer or Board having jurisdiction determine that the waiver cannot be granted without the submission of additional information requiring professional review for its proper evaluation, the deposit and escrow provisions of this Ordinance shall apply to the application.
- C. Any applicant desiring a waiver under this section shall present sufficient credible evidence to allow the Zoning Officer and the Board to reach such conclusions as would permit the grant of the waiver. Such evidence shall consist of sketches, property descriptions, methods of operation, photographs, testimony, or other documentation or information as the Zoning Officer and the Board may require. The reviewing Board, on its own authority or in reviewing a recommendation for granting the waiver, shall render its decision based on such evidence and may attach conditions to any waiver so granted. The waiver shall only be deemed to have been granted formally upon the affirmative vote of the Board to do so.

**Sec. 609: Exception to Application of Site Plan Regulations**

[Sections a. and b. unchanged. New subsection c. and d.]

c. In accordance with the procedure set forth in section 516 of the Zoning Ordinance, upon submission of the applicant, the Zoning Officer shall be authorized to perform an initial review of an application seeking waiver of formal site plan review for compliance with the standards set forth in these ordinances for granting of the waiver. If appropriate, as set forth in section 516 of the Zoning Ordinance, the Zoning Officer may recommend in writing that the Board having jurisdiction formally ratify the recommendation and grant the requested waiver, with

or without conditions, by itself or in connection with any other action to be taken or relief to be granted with respect to the application.

d. Nothing herein shall otherwise limit the power of the Board having jurisdiction to grant appropriate waivers, including waivers for submissions in other contexts, as provided in the Municipal Land Use Law and the City's Ordinances, such as waivers coupled with requests for bulk variances or other appropriate relief.

INTRODUCTION AND FIRST READING: June 20, 2017

PUBLIC HEARING AND SECOND READING: July 18-2017

Mayor DelVecchio opened the public hearing for Ordinance Number 18-2017 and asked for public comments and/or questions.

He further explained that this essentially, because of a quirk in our zoning ordinance, if you were in the CBD and changed businesses you were getting sent to the planning board for a site plan waiver. If there is no change in parking or the footprint of the property then you wouldn't need the planning board approval and the zoning officer could give you the site plan waiver. If you changed the parking or the footprint of the building you will still need to go to the planning board.

Mayor DelVecchio asked for a motion to close the public hearing for Ordinance Number 18-2017. Councilman Sanders 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 adopt Ordinance Number 18-2017 on second reading. Councilwoman Warner made a motion to adopt on second reading, granting final approval. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**Ordinance Number 19-2017: An Ordinance of the City of Lambertville, County of Hunterdon, State of New Jersey to Amend the Lambertville City Code, Chapter Three, Municipal Officers; Procedures; Departments, Boards and Commissions, Section 3-13, Fees Charged by Various City Departments, Boards and Commissions: To Establish Fees for the Use of City Property.**

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public that this establishes a fee for the use of public property, which includes buildings and/or parks. It also requires a cleaning deposit which will be returned once the party/event is over.

City of Lambertville

**ORDINANCE NUMBER 19-2017**

*An Ordinance of the City of Lambertville, County of Hunterdon, State of New Jersey to Amend the Lambertville City Code, Chapter Three, Municipal Officers; Procedures; Departments, Boards*

*and Commissions, Section 3-13, Fees Charged by Various City Departments, Boards and Commissions: To Establish Fees for the Use of City Owned Properties and/or Parks.*

Now therefore be it resolved by the Governing Body of the City of Lambertville that the following letter is hereby authorized:

- i. NONREFUNDABLE FEES AND CLEAN-UP DEPOSIT: All requests for the use of City Owned Properties and/or Parks shall be required to pay a nonrefundable fee and a clean-up deposit which shall be set by resolution annually by the Governing Body.
- j. This is not intended to be used for Block Parties.

FIRST READING AND INTRODUCTION: June 20, 2017

SECOND READING AND PUBLIC HEARING: July 18, 2017

Mayor DelVecchio opened the public hearing for Ordinance Number 19-2017 and asked for public comment and/or questions.

There being no questions or comments, Mayor DelVecchio asked for a motion to close the public hearing for Ordinance Number 19-2017. Council President Stegman made a motion to close the public hearing. Councilman Sanders 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 Ordinance Number 19-2017. Council President Stegman made a motion to adopt on second reading granting final approval for Ordinance Number 19-2017. 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 20-2017: A Bond Ordinance to Fund Clinton Street – Phase II Beginning at Buttonwood Street and Ending at Delaware Avenue In the Amount of \$550,000. This project is partially funding through a grant provided by the State of New Jersey, Department of Transportation in the Amount of \$250,000.00.***

Mayor DelVecchio read the ordinance into the record by title and informed the members of the public present that this is a bond ordinance that will fund the reconstruction of Clinton Street beginning at Buttonwood and ending at Delaware Avenue. This is partially funded through a grant from the State of New Jersey Department of Transportation in the amount of \$250,000.

**CITY OF LAMBERTVILLE, NEW JERSEY**  
**ORDINANCE NO. 20-2017**

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**AN ORDINANCE OF THE CITY OF LAMBERTVILLE,  
IN THE COUNTY OF HUNTERDON, NEW JERSEY,  
PROVIDING FOR IMPROVEMENTS TO CITY ROADS  
INCLUDING PORTIONS OF CLINTON STREET IN  
AND FOR THE CITY, APPROPRIATING \$550,000  
THEREFOR, AND AUTHORIZING THE ISSUANCE OF**

**\$550,000 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 \$550,000, including a grant of \$250,000 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 \$550,000, 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 are improvements to City streets and roads, including but not limited to the curbing, sidewalks, roadways and intersections of Clinton Street (between Delaware Avenue and Buttonwood Street), as more fully set forth in the project summary on file in the Office of the City Clerk, and including all work and related materials necessary therefor or incidental thereto.

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

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

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

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

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

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

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of respective amounts or obligations for the several purposes and the respective reasonable life thereof within the limitations of the Local Bond Law, is 20.00 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 \$550,000, 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 asked for a motion to close the public hearing for Ordinance Number 20-2017. Councilwoman Warner made a motion to close the public hearing. Councilman Sanders 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 20-2017. Councilman Sanders made a motion to adopt on second reading, granting final approval for Ordinance Number 20-2017. Councilwoman Warner seconded the motion.

**Ordinance Number 21-2017: A Capital Ordinance to Fund ADA Upgrades to Ely Field in the Amount of \$65,000. This Ordinance is Partially Funded Through the County of Hunterdon's Open Space Banked Funds in the Amount of \$43,548.47, Friends of Ely Park, and City City's Open Space Reserve.**

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public present that this ordinance will fund ADA upgrades and transportable bleachers at Ely Park. This project is partially funded through the City's banked open space funds with the County of Hunterdon.

**ORDINANCE NO. 21-2017**

**AN ORDINANCE OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY, PROVIDING FOR IMPROVEMENTS AND REPAIRS TO THE CITY'S PARKS AND APPROPRIATING \$65,000 TO FUND THE SAME.**

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

**Section 1.** For the purpose of improvements to City parks, including but not limited to the installation of upgrades required by the American with Disabilities Act to Eli Field, as detailed by an estimate on file in the Office of the City Clerk, and including all work and related materials necessary therefor or incidental thereto, there is hereby appropriated the sum of \$65,000, including the sum of \$43,584.47 available to the City from County of Hunterdon's Open Space Banked Funds, and the balance being appropriated from City accounts including funds available from a grant from Friends of Ely Park, and City's Open Space Reserve.

**Section 2.** The capital budget of the City is hereby amended to conform with the provisions of this 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 3. This ordinance shall take effect as provided by law.

Mayor DelVecchio opened the public hearing for Ordinance Number 21-2017, a capital ordinance, and asked for public comments and/or questions.

There being no questions or comments, Mayor DelVecchio asked for a motion to close the public hearing for Ordinance Number 21-2017. Council President Stegman made a motion to close the public hearing for Ordinance Number 21-2017. Councilman Sanders 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 Ordinance Number 21-2017 on second reading. Councilwoman Warner made a motion to adopt on second reading granting final approval for Ordinance Number 21-2017. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

## **CORRESPONDENCE**

AMTRAK'S PENN STATION NEW YORK REPAIRS: Customer Service Effort for Summer Service Changes.

RELAY FOR LIFE OF HUNTERDON COUNTY: thank you for your support.

NEW JERSEY TRANSIT CORPORATION: Fiscal Year 2017 Request for Federal Financial Assistance.

COUNTY OF HUNTERDON, DEPARTMENT OF HUMAN SERVICES: Senior Citizen and Disabled Residents Transportation Assistance Program, Notice of Public Hearing.

AMTRAK'S PENN STATION NEW YORK REPAIRS UPDATE.

LAMBERTVILLE HISTORICAL SOCIETY: Annual House Tour, Sunday, October 15, 2017 from 11 am to 5 pm.

RIVER-TO-SEA: Notice of August 5, 2017 Annual River-to-Sea fundraiser from 6:30 am to 11:30 am on Route 29.

## **UNFINISHED/OLD BUSINESS**

Mayor DelVecchio gave an update on the following projects:

COAH LAW SUIT/REDEVELOPMENT PLAN: the City is waiting for the Court Appointed Master to meet with the Judge to review the City's vacant land analysis.

CRS UPDATE: the mailing to properties in the flood plain was completed March. A mailing to the entire City will be included in the 2017/2018 Tax Bills which will be sent out as soon as the County gives us our tax rate. Councilwoman Warner and John Miller met with the CRS

committee on July 10<sup>th</sup> to begin work on our next application which is due in October. The City's goal is to reach a level 6.

**SWAN CREEK FLOOD/LMUA FORCE MAIN MITIGATION PROJECT:** The City met with DEP and we are waiting on the list of requirements from Robbin Madden at DEP. It was a positive meeting with Senator Booker's staff. We are plugging away, waiting for DEP's list. John Gray is going to get Robbin Madden to get back to us. John Hutchenson is the new Executive Director of the DRCC and they meet in August. We are going to meet with him and Beth Gates (the new Executive Director of the New Jersey Water Supply Authority) to discuss the project. Tom Eagan, a resident asked if it was all related to the EIT funding. The Mayor responded yes. Discussion ensued. Different people oppose the project for different reasons and its disrobing them in terms of their opposition. It doesn't move the project down the road but it stops it from elimination.

**CLINTON STREET PHASE II:** beginning at Buttonwood Street and ending at Delaware Avenue (the City is the recipient of a grant from the State of New Jersey, Department of Transportation).

**THIRD CAN/FOOD WASTE PROGRAM:** we introduced the ordinance for the Third Can/Food Waste Program at this meeting and anticipate starting the program in October.

**ELY FIELD:** the City will be adding transportable bleachers and working on ADA access to the fields. We hope to have the bleachers installed before football begins.

**WEBSITE –** Council President Stegman commented that the City is in the home stretch with proofing the site.

#### Community Aggregation

**PENNEAST PIPELINE:** Representatives from the City met with DEP, we went through the permits and had a frank discussion with them about moving the pipeline away from the water supply. Council President Stegman commented that he thought it was supposed to be away from the water supply. The Mayor explained that because of the right of way of PSE&G, the route changed. Councilman Sanders stated that the application will be filed by the end of the year. The Mayor said it doesn't mean other issues wouldn't come into play but right now they want to put a pipeline right through the City's water source.

**PUBLIC WORKS FENCE:** the project will be completed by September 1<sup>st</sup>.

**Clinton Street Phase I:** beginning at Delaware Avenue and ending at York Street (bidding in July, 2017).

**VIDEOTAPING MEETINGS:** the City has hired a vender who is working with Comcast on the installation of the last piece of line required for the City to upload video to the Comcast page. All equipment has been ordered and we are waiting on Comcast to complete their installation. They gave us a install date of "several months."

**Parking:** The state and the railroad are working on their issues.



PROJECTS COMPLETED INCLUDE: the 2017 Budget, Summer Camp, North Union and Cherry Street Park, York Street Reconstruction.

## **NEW BUSINESS**

DINE AND DISH WITH DAWN: Join the community of Lambertville along a 2,000 foot table for a free dinner with family and friends, Sunday, August 13, 2017, 5 – 8 PM, North Union Street, Bridge Street to Delaware Avenue.

## **TAKE A SEAT/DAWN ULTRA EVENT** **SUNDAY, AUGUST 13, 2017**

Mayor DelVecchio informed the members of the public present that we currently have 1,016 registrations for the August 13<sup>th</sup> event. The request is for the following:

SCHEDULE: beginning 10:30 pm on Saturday, August 12, 2017 and running through 6 am on Monday, August 14, 2017.

ROAD CLOSURES:

North Union Street beginning at Bridge Street and ending at Delaware Avenue.

*Note: Both Bridge Street and Delaware Avenue will remain open.*

Clinton Street beginning at Delaware Avenue and ending at York Street.

Coryell Street beginning at Lambert Lane and ending at North Union Street

The following side streets will be closed from George Street to North Union:

Jefferson Street

Delevan Street

York Street

Coryell Street

Church Street

Mayor DelVecchio asked for questions and/or comments from the public.

Mrs. Catherine Amon asked how many people were from Lambertville? Mayor DelVecchio said he would find out.

Council President Stegman commented that they are able to do target marketing to minimize the amount of people. It would be best for the parking situation to have more walk than drive.

Mayor DelVecchio said that last night he met with a group of residents at City Hall and they talked about going to make 80 Lambert Lane/River Horse Brewery accessible for parking for the North Union Street residents. Lester is going to count the spaces available to ensure we have adequate parking.

Tom Eagan asked how many blocks? Mayor DelVecchio responded that it is from Bridge to Delaware Avenue.

Discussion ensued and concerns for lack of parking, an after event evaluation of the benefits to the community, communication were all discussed.

Mayor DelVecchio took full responsibility for the event and the notice to the community. He explained that he looks for the most participation from the community as possible on most issues. At the June meeting this was discussed to see if the governing body could support it. At

that point we didn't know if we would be selected. We had a quick window and the Mayor made the call to do it.

The residents of North Union Street asked to be kept informed about the parking. They asked that all communications go to Cyndy Jahn and she will disseminate to those on her block.

Mayor DeVecchio asked for a motion to approve the request for road closures as listed. Councilwoman Warner made a motion to approve the road closures. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

## **ANNOUNCEMENTS**

DINE AND DISH WITH DAWN! COMMUNITY-WIDE DINNER: SUNDAY, AUG.13: Join the community of Lambertville and our friends from neighboring communities along a 2,000 foot long table for a free dinner beginning at 5:00 PM on Sunday August 13.

It is an opportunity to come together for an enjoyable evening of conversation over a three course dinner right on scenic Union Street.

Dawn has selected the City to do the event, will of course take care of cleaning the dishes, and is picking up all the costs.

The event will help boost our local businesses and tourism, through the national exposure we receive. It will be shared with Dawn's more than 1 million followers on social media.

In addition to all direct event costs, Dawn is picking up any additional costs to the City stemming from the event. Event coordinators are proactively reaching out to local businesses to share information.

To learn more, visit [www.dawntowndinner.com](http://www.dawntowndinner.com).

You can register for the event on the site beginning this Friday, July 14th.

ANNUAL RABIES CLINIC: Saturday, September 16, 2017 from 1 – 3 PM.

LAMBERTVILLE ANIMAL HOSPITAL: Annual Dog Walk scheduled for October 7 from 10 am to 12 pm with a rain date of October 8<sup>th</sup>.

LAMBERTVILLE HISTORICAL SOCIETY ANNUAL HOUSE TOUR: Sunday, October 15, 2017 from 11 AM to 5 PM.

ANIMAL ALLIANCE: The 13<sup>th</sup> annual Pet Masquerade on Saturday, October 21<sup>st</sup> with a rain date of October 22<sup>nd</sup>, from 11:30 am to 1:30 pm.

HALLOWEEN PARADE: Sunday, October 29, 2017 at 3 pm.

DELAWARE RIVER TOWNS CHAMBER OF COMMERCE: Annual Thanksgiving Day Run, November 23, 2017.

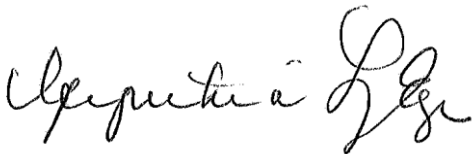
**PUBLIC PARTICIPATION/PETITIONS OF CITIZENS AND PUBLIC DISCUSSION**

Shirley Kessler asked if the governing body noticed the new projector and the new screen? She informed the governing body that it would be tested tomorrow and they will have a special opening in September.

**ADJOURNMENT**

The meeting adjourned at 8:25 p.m. with a motion made by Councilwoman Warner 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 July 18, 2017 session minutes were approved at the regularly scheduled council meeting held on August 15, 2017.