



City of Lambertville
Regularly Scheduled Session
Tuesday, September 19, 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 September 19, 2017 Regularly Scheduled Session of the Governing Body to order at 6:39 p.m. and read the following statement of compliance with the Open Public Meetings Act into the record: this meeting was noticed on September 15, 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,

ROLL CALL

The City Clerk called the roll as follows:

Present: Councilwoman Asaro (phone), Councilman Sanders, Councilwoman Warner, Council President Stegman, Mayor DelVecchio.

Absent: None.

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 September 19, 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 September 19, 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: September 19, 2017

Mayor DelVecchio and City Council convened in closed session at 6:40 p.m. with a motion made by Council President Stegman and seconded by Councilman Sanders. An affirmative voice/roll call vote was taken in favor of the motion by all members present. **MOTION CARRIED.**

Mayor DelVecchio and City Council re-convened in regular session at 6:55 p.m. with a motion made by Councilman Sander and seconded by Council President Stegman. 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.

APPROVAL OF MINUTES

Mayor DelVecchio asked for a motion to approve the following sets of minutes: August 15, 2017 Regular Session Minutes, August 15, 2017 Closed Session Minutes and August 30, 2017 Special Session Minutes. Council President Stegman made a motion to approve the minutes as submitted/amended. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

ADMINISTRATIVE REPORTS

Mayor DelVecchio asked for a motion to approve the Administrative Reports as listed on the agenda: Tax Collector – Cynthia McBride, Municipal Court Administrator – Patricia Wozniak, Construction Official – Kenneth Rogers, Police Director – Bruce Cocuzza, City Clerk – Cynthia L. Ege and Chief Financial Officer and Treasurer – Christie Ehret – nothing received. Councilwoman Warner made a motion to approve the Administrative Reports. Council President Stegman seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

PROCLAMATIONS – none.

RESOLUTIONS

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

Mayor DelVecchio read the resolutions listed on the consent agenda into the record.

Resolution Number 109-2017: *A Resolution to Authorize the Refund of a Permit fee for Extra Garbage to Barbara Coe in the Amount of \$10.00 and Sarah Lechner in the Amount of \$70.00.*

A Resolution to Authorize the Refund of Extra Garbage Permit Fees to Barbara Coe in the Amount of \$10 and to Sarah Lechner in the Amount of \$70

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey hereby authorizes the refund of extra garbage permits purchased but not used to the following individuals:

Barbara Coe, 208 Holcombe Way, in the amount of \$10

Sarah Lechner, 60 Ferry Street, in the Amount of \$70

ADOPTED: September 19, 2017

Resolution Number 110-2017: *A Resolution to Authorize the Refund of An Overpayment of Third Quarter Taxes to Corelogic in the Amount of \$3,102.49 for Block 1002.01, Lot 75, 100 McDowell Drive.*

City of Lambertville

RESOLUTION NUMBER 110-2017

A Resolution to Authorize the Refund of An Overpayment of Third Quarter Taxes to Corelogic in the Amount of \$3,102.49 for Block 1002.01, Lot 75, 100 McDowell Drive.

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey hereby authorizes the refund of the overpayment of third quarter taxes to Corelogic for block 1002.01, lot 75, 100 McDowell Drive in the amount of \$3,102.49.

ADOPTED: September 19, 2017

Resolution Number 111-2017: *A Resolution to Authorize the Redemption of a Tax Lien for Block 1007, Lot 34 in the Amount of \$14,371.01, Plus a Premium in the Amount of \$34,500.00.*

City of Lambertville

RESOLUTION 111-2017

A Resolution Authorizing the Redemption of a Tax Lien for Block 1007, Lot 34 In the Amount of \$14,371.01, Plus a Premium in the Amount of 34,500

WHEREAS, Tax Lien Certificate 16-00003 issued on Block 1007 Lot 34 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 prior lien holder.

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 #16-00003 in the amount of: \$14,371.01

BE IT FURTHER RESOLVED THAT In addition the City is holding a premium in the amount of \$34,500.00 and upon redemption this is due back to the lienholder.

2 checks for the lienholder –

Check 1= \$ 14,371.01

Check 2= for premium= \$34,500.00

ADOPTED: September 19, 2017

Resolution Number 112-2017: A Resolution for National Suicide Prevention Month.

City of Lambertville

RESOLUTION NUMBER 112-2017

NATIONAL SUICIDE PREVENTION AWARENESS MONTH

WHEREAS, suicide is a serious but preventable public health problem that can have lasting harmful effects on individuals, families, and communities; and

WHEREAS, nationally, suicide is the tenth leading cause of death overall and the second leading cause of death among Americans aged 10 to 34; and

WHEREAS, most recent data shows that in New Jersey there are 8.8 self-inflicted deaths per 100,000 people; and

WHEREAS, the best way to minimize risk of suicide is to learn about risk factors, recognize warning signs and take them seriously, and know how to respond to possibly save a life; and

WHEREAS, National Alliance on Mental Illness – Hunterdon Chapter (NAMI Hunterdon) is proud to partner with organizations like the Hunterdon County Department of Human Services, Division of Social Services and the Hunterdon County Mental Health Board to collaborate with other stakeholders, organizations and individuals to save lives; and

WHEREAS, local suicide prevention efforts including Hunterdon’s Stigma Free Task Force have been formed to raise awareness, eliminate stigma, promote suicide prevention as a public health issue and increase help-seeking behavior; and

WHEREAS, effective prevention strategies are needed to promote awareness of suicide while also promoting prevention, resilience, and a commitment to social change; and

WHEREAS, NAMI Hunterdon invite all residents of Hunterdon County to become educated about suicide and participate in National Suicide Prevention Awareness Month; and

WHEREAS, every Hunterdon citizen can play a role in bringing mental illness out of the shadows, and every Hunterdon resident deserves a chance to succeed and has a right to achieve his or her God-given purpose.

NOW, THEREFORE, the Governing Body of the City of Lambertville, in the County of Hunterdon, hereby recognizes September 2017 as NATIONAL SUICIDE PREVENTION AWARENESS MONTH throughout Lambertville and call upon the citizens of this great City to observe this month with appropriate programs, activities and ceremonies, and to take the NAMI Stigma-free Pledge to take action, know the signs, reach out and know that there is help and hope.

ADOPTED: September 19, 2017

Resolution Number 113-2017: A Resolution to Approve the Corrective Action Plan for the 2016 Audit.

City of Lambertville

RESOLUTION NUMBER 113-2017

A Resolution to Approve the Corrective Action Plan for the 2016 Audit

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey hereby approves the Corrective Action Plan completed by the Certified Municipal Finance Officer of the City of Lambertville.

BE IT FURTHER RESOLVED that the City Clerk is authorized to file a copy of this resolution and the Corrective Action Plan with the State of New Jersey's Division of Local Government Services.

ADOPTED: September 19, 2017

Resolution Number 114-2017: A Resolution to Authorize the Deputy Treasurer to Cancel the Balances on Escrow Accounts with Less Than \$10.00

City of Lambertville

RESOLUTION NUMBER 114-2017

A Resolution to Authorize the Deputy Treasurer to Cancel the Balances on Escrow Accounts with a Balance Less than \$10

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey hereby authorized the Deputy Treasurer to cancel the balances on escrow accounts that have a balance equal to or less than \$10.00.

ADOPTED: September 19, 2017

Resolution Number 115-2017: *A Resolution to Accept and Approve the 2017-2021 Community Forestry Management Plan prepared by Farr Forestry Services and Adopted by the Shade Tree Commission of the City of Lambertville.*

City of Lambertville

RESOLUTION NUMBER 115-2017

A Resolution to Accept and Approve the 2017-2021 Community Forestry Management Plan prepared by Farr Forestry Services and Adopted by the Shade Tree Commission

WHEREAS, the Shade Tree Commission of the City of Lambertville received a Green Communities grant from NJDEP Division of Parks and Forestry for the preparation of the Community Forestry Plan which is a requirement of the State of New Jersey; and

WHEREAS, Farr Forestry Services worked with the Shade Tree Commission of the City of Lambertville to prepare the plan.

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey hereby accepts and approves the 2017-2021 Community Forestry Management Plan as amended, prepared by Farr Forestry Services and adopted by the Shade Tree Commission.

BE IT FURTHER RESOLVED that the Shade Tree Commission is hereby authorized to file a copy with the State of New Jersey.

ADOPTED: September 19, 2017

Resolution Number 116-2017: *A Resolution to Authorize the City Clerk to Hold a Silent Auction for the Sale of Public Property (Bicycles) and to Dispose of Property Designated as Scrap Either Through Sale or Donation.*

City of Lambertville

RESOLUTION NUMBER 116-2017

A Resolution to Authorize the City Clerk to Hold an Auction for the Sale of Public Property No Longer Needed and/or Dispose of Property Listed That Cannot be Sold

WHEREAS, the Police Department has accumulated several bicycles found throughout the City of Lambertville with an estimated value of \$10 or more and can be offered to the public through an auction; and

WHEREAS, the City also has equipment no longer needed for public use that can also be sold at an auction.

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey hereby authorizes the City Clerk to schedule a public auction for the sale of bicycles in the lost and found at the police department, equipment owned by the City of Lambertville no longer needed, and any other item as authorized by the Mayor.

BE IT FURTHER RESOVLED that the City Clerk is also authorized to dispose of property that has no value through whatever means appropriate (recycling or garbage). A list of such items shall be approved by the Mayor and maintained in the Clerk's Office

ADOPTED: September 19, 2017

Resolution Number 117-2017: *A Resolution to Cancel the Balance in the Dog Regulation S&W for Lambertville and the Shared Services Agreement with the Township of West Amwell.*

City of Lambertville

RESOLUTION NUMBER 117-2017

A Resolution to Cancel the Balances in the Dog Regulation Salary and Wage Line Item for the City of Lambertville and for the Shared Services Agreement with the Township of West Amwell

WHEREAS, the City of Lambertville contracted with St. Hubert's on June 1, 2017 for Animal Control Officer Services; and

WHEREAS, the City of Lambertville appropriated funds in the following accounts for the Salary and Wage of an employee:

7-01-27-340-100, Dog Regulation SW, Balance is \$4,369.25

7-01-27-340-120, Dog SW – West Amwell, Balance is \$4,369.26

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey hereby authorizes the cancellation of balances as listed for the Dog Regulation Salary & Wage Line items.

ADOPTED: September 19, 2017

Resolution Number 118-2017: *A Resolution to Establish Fees for the Use of City Owned Properties and/or Parks, Nonrefundable Fees and Clean-Up Deposit as Authorized By Ordinance Number 19-2017.*

City of Lambertville

RESOLUTION NUMBER 118-2017

A Resolution to Establish Fees for the Use of City Owned Properties and/or Parks, Nonrefundable Fees and Clean-Up Deposit as Authorized by Ordinance Number 19-2017

WHEREAS, the City of Lambertville adopted Ordinance Number 19-2017 authorizing the establishment of nonrefundable fees and a clean-up deposit for the use of City owned properties and/or Parks on July 18 2017; and

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey hereby authorizes the following:

Nonrefundable Fees for the Use of Public Owned Properties and/or Parks: \$25 per event

Clean-up Deposit: \$250, which shall be returned to the lessee once the Director of Public Works confirms the site was cleaned and there are no damages.

BE IT FURTHER RESOLVED that the Mayor has the authority to wave the nonrefundable fee of \$25 for all nonprofit organizations.

ADOPTED: September 19, 2017

Resolution Number 119-2017: A Resolution to Establish Fees for Participation, Fines and Penalties for not participating, for the Third Can Food Waste Program as Authorized in Ordinance Number 22-2017.

City of Lambertville
RESOLUTION NUMBER 119-2017

A Resolution to Establish Fees for the Participation, Fines and Penalties for Not Participating for the Third Can Food Waste Program as Authorized in Ordinance Number 22-2017

WHEREAS, the City of Lambertville adopted Ordinance Number 2-2017 authorizing the establishment fees for the Third Can Food Waste Program on August 30, 2017.

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey hereby authorizes the following:

Those participating in the city's Garbage & Recycling Program:

Fees for the Purchase of Materials: \$90.00

Those currently not participating in the city's Garbage and Recycling Program:

Fees for the Purchase of Materials: \$90

Fees for the food waste: Going Rate of tonnage will be set quarterly and include Administrative Fees.

Fines and Penalties:

Fines and Penalties for Not Participating: \$50 per occurrence

ADOPTED: September 19, 2017

Mayor DelVecchio asked for a motion to approve the resolution as listed on the consent agenda. Council President Stegman made a motion to approve the resolutions listed on the consent agenda. Councilman Sanders 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 as amended, and the addendum 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 24-2017: An Ordinance of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, Amending the Lambertville City Code, 2014, Chapter VII, Section 4-4.7, Parking Restricted for Use by Handicapped Persons, Creating a Handicapped Parking Space in front of 41 Elm 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 handicapped parking space in front of 41 Elm Street.

City of Lambertville

ORDINANCE NUMBER 24-2017

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 41 Elm 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> |
|-----------------------|--------------|-----------------|
| Elm Street | South | 41 Elm Street |

INTRODUCTION AND FIRST READING: September 15, 2017

ADOPTION AND SECOND READING: October 17, 2017

Mayor DelVecchio asked for a motion to introduce Ordinance Number 24-2017. Council President Stegman made a motion to introduce on first reading Ordinance Number 24-2017. Councilman Sanders seconded the motion.

Mayor DelVecchio asked for questions or comments from the public.

Councilwoman Warner commented that the person requesting the handicapped space doesn't live on Elm Street full time. She said he hasn't lived on the street for four or five months or more. The owner has a tenant in the property. The Mayor asked if the tenant has a handicapped placard. Councilwoman Warner responded that the tenant does not have a handicapped placard. She further explained that this property is across the street from her residence and parking is at a premium. To have one space designated for handicapped parking and have the space vacant most of the time is not fair to the neighborhood.

Discussion ensued. The Mayor commented that he would not be able to vote on this application because Mr. D'Quarto is his former landlord. The Clerk was asked to forward the application to the City Attorney for his review and direction.

Ordinance Number 25-2017: A Supplemental Bond Ordinance for 01-2017, Adding \$17,000 to the Ordinance to fund Engineering Work for the Swan Creek Flood Gates Proposal.

Mayor DelVecchio read Ordinance Number 25-2017 into the record by title. He informed the members of the public present that this ordinance is to supplement the Swan Creek Flood Gates Proposal and will pay for engineering fees for T and M Associates and CDM (engineers for the LMUA).

City of Lambertville
ORDINANCE NUMBER 25-2017

BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$15,000 FOR THE ENGINEERING SERVICES RELATED TO FLOOD GATES AND FORCE MAINS IN AND FOR THE CITY, IN AND BY THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$14,250 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 \$15,000; such sum being in addition to the \$20,000 appropriated therefore by ordinance 01-2016 of the City finally adopted January 19, 2016 (the "Prior Ordinance") and including the sum of \$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 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 \$14,250 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 providing for the engineering services related to the City's applications to the New Jersey Environmental Infrastructure Trust related to (i) the Swan Creek Flood Gates and (ii) the Lambertville Municipal Utilities Authority force main project, each 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 \$38,000, including the \$23,750 appropriated by the Prior Ordinance and the \$14,250 bonds or notes authorized herein.

(c) The estimated cost of the improvement or purpose is \$40,000, including the \$25,000 appropriated by the Prior Ordinance and the \$15,000 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 \$14,250, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$40,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20, consisting of \$25,000 appropriated for such purposes in the Prior Ordinance and the \$15,000 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.

Mayor DelVecchio asked for a motion to introduce Ordinance Number 25-2017. Council President Stegman made a motion to introduce on first reading Ordinance Number 25-2017. 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 informed the members of the public present that the public hearing for Ordinance Number 25-2017 will be on October 17, 2017.

Ordinance Number 26-2017:*An Ordinance to Amend the Lambertville City Code, 2014, Chapter VII Traffic, Section 7-8 Loading Zones, Letter a, to add a Loading Zone on George Street in Front of 199 George Street from 9 AM to 6 PM, Monday through Friday.*

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public present that Rago Auction asked for a loading zone on George Street.

City of Lambertville

ORDINANCE NUMBER 26-2017

An Ordinance to Amend the Lambertville City Code, 2014, Chapter VII, Section 7-8 Loading Zones, Amending letter a., to Add A Loading Zone At 199 George Street

7-8 Loading Zones.

The following described locations are hereby designed as Loading Zones on the days and hours listed below. Parking is limited to fifteen (15) minutes) for loading or unloading a vehicle.

- a. Monday through Friday, including holidays, from 9:00 a.m. to 6 p.m.

| <u>Name of Street</u> | <u>Side</u> | <u>Location</u> |
|-----------------------|-------------|-----------------|
|-----------------------|-------------|-----------------|

| | | |
|---------------|------|--|
| George Street | West | From the intersection at Elm Street running 40 feet southerly. |
|---------------|------|--|

FIRST READING AND INTRODUCTION: September 19, 2017

SECOND READING AND PUBLIC HEARING: October 17, 2017

Mayor DelVecchio asked for questions or comments. Councilwoman Warner asked if this means they won't block the street anymore. Discussion ensued. The Police Director and Public Works Director were asked to look into this request. The Mayor informed the members of the public present that the property was formerly owned by the Tillett family. Council President Stegman commented that the current use was not the intended use of the building. He asked if we needed to provide notice to the neighbors. The Clerk responded that the City will place the advertisement in the Times but they do not provide notice to property owners within 200 feet of the property. Councilman Sanders thought that while this isn't a requirement of the ordinance, since it will impact parking in an area that only has parking on one side of the street, it would be beneficial to require the applicant to provide the notice to those who reside within 200 feet of the property.

Mayor DelVecchio asked for a motion to introduce on first reading Ordinance Number 26-2017. Councilman Sanders made a motion to introduce on first reading Ordinance Number 26-2017 conditioned up the applicant providing notice to the property owners within 200 feet of the property. 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 for this ordinance will be on October 17, 2017.

Ordinance Number 27-2017: An Ordinance to Amend the Lambertville City Code, 2014, Chapter X: Building and Housing, Section 1, Mechanical Inspection Fees.

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public present that this ordinance will establish/amend Mechanical Inspection Fees.

City of Lambertville
ORDINANCE NUMBER 27-2017

An Ordinance to Amend the Lambertville City Code, 2014, Chapter X: Building and Housing, Section 1.13 Fees For Construction Permits, Adding Mechanical Inspection Fees

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 X: Building and Housing, Section 1:13. Fees For Construction Permits be amended as follows:

5: Mechanical Inspection Fees for construction use group R-3 and R-5 shall be:

- a. First Device \$65.00
- b. Each additional device \$30.00

*Devices shall include air handlers, condensers, cased coils, gas piping, generators, water heaters and similar devices.

The following sections shall be renumbered to reflect the following:

6: Certificates and Other Special Fees:

7: Exempt Fees:

FIRST READING, INTRODUCTION: September 19, 2017

SECOND READING, PUBLIC HEARING: October 17, 2017

Mayor DelVecchio asked for questions or comments from the public. Sandra Harris asked how this fee would be imposed. Mayor DelVecchio responded that it would be charged when someone applied for a building permit.

Mayor DelVecchio asked for a motion to introduce on first reading Ordinance Number 27-2017. Council President Stegman made a motion to introduce on first reading Ordinance Number 27-2017. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion. MOTION CARRIED.

Mayor DelVecchio informed the members of the public present that the public hearing for Ordinance Number 27-2017 will be held on October 17, 2017.

ORDINANCES – PUBLIC HEARING AND SECOND READING

Ordinance Number 23-2017: An Ordinance of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, Re-appropriating Certain Monies from Previously Adopted Bond Ordinances and Providing for Capital Improvements and Related Expenses in and for the City and Appropriating \$154,143.54 Therefor.

Mayor DelVecchio read Ordinance Number 23-2017 into the record by title. He informed the members of the public present that this ordinance is to cancel and combine balances into one ordinance for capital improvements to all city owned property. It does not incur additional debt.

City of Lambertville
ORDINANCE NUMBER 23-2017

AN ORDINANCE OF THE CITY OF LAMBERTVILLE, IN THE COUNTY
OF HUNTERDON, NEW JERSEY, REAPPROPRIATING CERTAIN
MONIES FROM PREVIOUSLY ADOPTED BOND ORDINANCES AND

PROVIDING FOR CAPITAL IMPROVEMENTS AND RELATED
EXPENSES IN AND FOR THE CITY AND APPROPRIATING \$154,554.02
THEREFOR.

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 City of Lambertville has previously adopted the bond ordinances set forth below to fund various general capital improvements (the “Bond Ordinances”) and has completed the improvements or encumbered or reserved the balances needed to complete the improvements set forth in the Bond Ordinances, and (iii) identified remaining balances of \$155,143.54 under the Bond Ordinances, as follows:

| Ordinance No. | Original Purpose | Amount available for Re-appropriation |
|---------------|---|---------------------------------------|
| 2008-21 | Recreation Equipment | \$27,556.22 |
| 2014-03 | Cottage Hill & North Union Street Parking Lot | \$34,623.54 |
| 2014-10 | Cavallo Park | \$31,698.80 |
| 2014-23 | Generator | \$9,925.30 |
| 2015-01 | Generator | \$46,053.26 |
| 2016-14 | Police SUV | \$4,289.04 |
| 2014-11 | Parking Meters | \$70.08 |
| 2015-08 | Codification of Zoning Ordinances | \$104.78 |
| 2015-21 | Chevy Tahoe | \$123.25 |
| 2016-25, | Trash Truck | \$699.27 |
| | | \$155,143.54 |

Such sum of \$155,143.54 is no longer needed for its intended purpose, is hereby cancelled and is hereby returned to the City’s Capital Improvement Fund.

Section 2. From the City’s General Capital Account, there is hereby appropriated the sum of \$154,143.54 for capital repairs to City owned buildings, City roads and City parks, including all work incidental thereto and necessary therefore, which improvements and purposes are hereby approved. The remaining balances identified in Section 1 shall remain in the City’s Capital Improvement Fund and shall be available for any legal purposes.

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

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

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

Mayor DelVecchio opened the public hearing and asked for questions or comments from the public. There being no questions or comments, Mayor DelVecchio asked for a motion to close the public hearing. Councilwoman Warner made a motion to close the public hearing for Ordinance Number 24, 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 on second reading granting final approval of Ordinance Number 24-2017. Council President Stegman made a motion to adopt Ordinance Number 24-2017 on second reading, granting final approval. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

CORRESPONDENCE

JCP&L: Notice of Filed Tariff (2015 RAC Filing) BPU Docket Number ER16090922.

JCP&L: Notification of Environmental Investigation and Cleanup of the Lambertville Former Manufactured Gas Plant Site.

CENTENARY UNITED METHODIST CHURCH: Request for a block party on Saturday, September 23 from 10 am to 6 pm.

Mayor DelVecchio asked for a motion to approve the request made by Centenary United Methodist Church for a block party on September 23. Council President Stegman made a motion to approve the request. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

RAGO ARTS AND AUCTION CENTER: Request for a loading zone on George Street near Elm Street.

JCP&L: In the Matter of the Provision of Basic Generation Service for the Period Beginning June 1, 2018, BPU Docket No. ER17040335.

WONDERFUL WORLD OF WINES: Request for a loading zone on South Union Street.

UNFINISHED/OLD BUSINESS

Mayor DelVecchio gave an update on the following projects;

COAH: The city continues to wait for the resolution to the Mercer County court case so that our law suit can be heard.

LED Lights: The Mayor recently received the proposal from T and M Associates but hasn't had time to review it.

Third Can/Food Waste Program: The resolution to approve the fees was adopted tonight and the City will proceed with implementation of the ordinance effective October 1.

CRS Update: Councilman Warner reported that based on several of the recommendations made by John Miller, a volunteer for the City, there were two paths to reach a level six. Path one is painful and not palatable to the residents. It will impact their ability to make repairs to the properties. Path two is time consuming, it requires the city to put together a plan that requires time and attention to detail. John has about three or four items he will work on with public works to put us firmly into a category 7. And then this plan when finished and filed with get us to a level 6 along with other things we can do. We will not reach a level 6 in this cycle but the next cycle is doable. The Committee will need one or two additional members/volunteers as defined in the requirements. Mayor DelVecchio asked Tom Eagan for suggestions to additional members. Sandra Harris spoke up and stated that she is back and willing to resume her role. Councilman Sanders asked if there is a specific profile of participants/stakeholders. Mr. Eagan responded that they need a specific number of committee members and yes, they need to fit into certain categories.

Swan Creek Flood/LMUA Force Main Mitigation Project: Mayor DelVecchio informed the members of the public present that he will be meeting with DEP on Thursday at 1 pm at City Hall if they wanted to join him.

Community Aggregation: Mayor DelVecchio informed the members of the public present that this will be rebid in October. The bid results were not advantageous to the City.

PennEast Pipeline Committee will be meeting again on October 18.

The New Website will go live on or about October 1st. Council President Stegman explained that they may need additional time but will shoot for October 1st.

D&R Canal Parking is on hold until the State resolves the lease issues with the railroad.

Videotaping Meetings will begin on or about November 1st.

Clinton Street Phase I: beginning at Delaware Avenue and ending at York Street. The city is waiting on permits.

Clinton Street Phase II: beginning at Buttonwood Street and ending at Delaware Avenue. Once the design is complete the City will meet with residents and go over the plan.

Ely Field: the bleachers have been installed and the ADA access is in process. They should be complete by October 10.

NEW BUSINESS

BOARD APPOINTMENTS:

Mayor DelVecchio nominated Scott Consoli to move up to the Alternate 1 position for the Zoning Board of Adjustment. Councilwoman Warner made a motion to confirm the Mayor's nomination. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

DAWN EVENT: Mayor DelVecchio informed the members of the public present that following reimbursements were received: I. Meters - \$1,600 billed, \$1,600 received II. Police OT - \$4,045 billed, \$4,045 received III. DPW OT - \$955 billed, \$955 received IV. Fire Dept. - \$15,845 billed, \$15,845 received V. LNHRS - \$3,275 billed, \$3,275 received Total - \$25,720 billed, \$25,720 received

ANNOUNCEMENTS

NATIVE PLANT SALE TO BENEFIT ENVIRONMENTAL COMMISSION:

There will be a native plant sale in Lambertville on Saturday, September 23, from 10 am to 2 pm in Cavallo Park at 2 Mt. Hope Street. Wild Ridge Plants and Toadshade Wildflower Farm will be offering plants for sale, and Bowman's Hill Wildflower Preserve will have an information table. Experts will also identify your unknown plants if you bring a small part of the plant. The sale is sponsored by the Lambertville Environmental Commission and by a new volunteer group called Lambertville Goes Wild, which is promoting wider use of native plants in order to certify Lambertville as a Community Wildlife Habitat. For more information, check their website LambertvilleGoesWild.weebly.com.

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

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

ANIMAL ALLIANCE: Saturday, October 21st with a rain date of October 22nd, from 11:30 am to 1:30 pm, beginning at Union Street and ending at Main Street.

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

HALLOWEEN TRICK OR TREAT: Tuesday, October 31, 2017.

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

PUBLIC PARTICIPATION/PETITIONS OF CITIZENS AND PUBLIC DISCUSSION

GEORGE STREET (Jefferson to York Street): Bob Groff and Mary Barrows, David and Charleen Stevens and John Allen appeared before the Governing Body to request George Street between Jefferson and York be repaved. Mr. Groff commented that George Street is the worst street in the City. He stated that Fred Cushman of 83 George Street could not be here tonight but he too was concerned. Mayor DelVecchio informed the members of the public present that the

City would apply for grant funds from the State of NJ Department of Transportation. Councilman Sanders stated that this could take some time. The City will first need to make an application for grant funds, once approved it will need to be surveyed and designed. The Public Works Director was asked if he could patch the street temporarily. Mr. Myers commented that he would schedule it for patching.

HALLOWEEN COMMITTEE: Councilman Sanders informed the members of the public present that the committee met on September 6. The Committee discussed a number of interventions to reduce inconvenience and crowding, recognizing that some could not be implemented this year, while others could. Short-Term for 2017 event: Provide residents and nearby communities with clear information about responsibilities and expectations for the trick or treat portion of Lambertville's Halloween night. Make sure the time (6 – 8 PM) of the event is well noticed; that the road/clean-up is completed before 9 PM. Long-term actions are also being explored for consideration. Mayor DelVecchio asked that the Committee communicate this with the Police Director. Councilwoman Warner will contact the Police Director.

Mayor DelVecchio asked for a motion to approve the following road closures: North Union Street to all traffic from York to Buttonwood Streets from 5pm until about 8:30pm. All cars parked on North Union Street prior to the start of Trick or Treating will be informed they can move their vehicle in the event of an emergency. Council President Stegman made the 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.**

ADJOURNMENT

The meeting adjourned at 7:38 p.m. with a motion made by Council President Stegman and seconded by Councilman Sanders. 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 September 19, 2017 session minutes were approved at the regularly scheduled session of Mayor and Council held on October 17, 2017.