

**City of Lambertville**  
**Regularly Scheduled Monthly Session**  
**Mayor and Council**  
**6:30 PM, Monday, June 21, 2010**  
**The Justice Center, 25 South Union Street**  
**\*\*\*MINUTES\*\*\***

The meeting was called to order at 6:35 p.m. by Council President Stegman with a statement of compliance with the Open Public Meetings Act, noticing The Beacon, The Democrat, the Times, the Bulletin Board at City Hall and the website.

**ROLL CALL.**

Mrs. Ege called the roll as follows:

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

*Absent:* Mayor DelVecchio

**PLEDGE OF ALLEGIANCE.**

The Pledge of Allegiance was led by Council President Stegman.

**MOMENT OF SILENCE.**

Mrs. Ege led the public in a Moment of Silence in recognition of all Lambertville citizens serving their Country with the Armed Forces of the United States of America.

**CLOSED SESSION.**

**Resolution to go into closed session to discuss contracts, law suits, possible litigation, acquisition of property, and personnel.**

**RESOLUTION**

*“Authorizing a Closed Session at the June 21, 2010 Lambertville City Council Meeting to Discuss Contracts, Law Suits, Possible Litigation, Acquisition of Property and Personnel.”*

**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 Council President and City Council of the City of Lambertville that a closed session shall be held on July 21, 2010, in the Justice Center 25 South Union Street, Lambertville, to discuss the following matters: Contracts, Law Suits, Possible Litigation, Acquisition of Property and Personnel.

**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.

The resolution was adopted on a call of ayes and nays as follows:

Ayes: Councilwoman Asaro, Councilman Sanders, Councilwoman Warner, Council President Stegman.  
Nays: None.  
Absent: Mayor DelVecchio

Mayor DelVecchio and City Council convened in closed session at 6:35 p.m. with a motion made by Councilman Sanders and seconded by Councilwoman Warner. A unanimous roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor DelVecchio arrived at 7:09 p.m.

Mayor DelVecchio and City Council re-convened in regular session at 7:15 p.m. with a motion to come out of closed made by Councilman Sanders and seconded by Council President Stegman. A unanimous roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

#### **MOMENT OF SILENCE.**

Mayor DelVecchio asked for a moment of silence in memory of Gary Bleacher, a colleague of West Amwell who recently passed away.

#### **APPROVAL OF MINUTES.**

Councilwoman Asaro made a motion to approve the minutes presented for the evening with one amendment, changing "Joyce Kersey to Sandra Kersey." Councilwoman Warner Seconded the motion. A unanimous roll call vote was taken in favor of the motion to approve the minutes presented (May 17, 2010 Regular Session Minutes, May 17, 2010 Closed Session Minutes, May 24, 2010 Special Session Minutes, May 24, 2010 Closed Session Minutes, June 2, 2010 Special Session Minutes, and June 2, 2010 Closed Session Minutes). MOTION CARRIED.

#### **PRESENTATION OF ADMINISTRATIVE REPORTS.**

Council President Stegman made a motion to approve the Administrative Reports submitted (Tax Collector – Bonnie Eick, Municipal Court Administrator – Patricia Ahern, Construction Official – Ken Rogers, Zoning Officer/Fire Inspector – John Barczyk, Police Director – Bruce Cocuzza, Public Works Director – Paul Cronce, City Clerk – Cynthia Ege, and Chief Financial Officer and Director of Finance – Diane Buono). Councilwoman Warner seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

#### **PRESENTATION AND MOTION TO PAY THE BILLS ON THE BILLS LIST.**

The bills on the bills list were held until after the closed session held at the end of the meeting.

#### **RESOLUTIONS.**

#### **Resolution 2010-83**

*Resolution to Award the Bid on the North Union Street and South Franklin Street Traffic Calming Project.*

Mayor DelVecchio informed the public that public meetings were held with the residents of North Union Street and South Franklin Street. Christine Ballard of T and M Associates will hold a meeting with the contractor on June 24 to discuss the project.

Mayor DelVecchio asked Council for a motion on the resolution to award a contract for both projects.

**WHEREAS**, the City of Lambertville advertised and subsequently received bids for the North Union Street and South Franklin Street Traffic Calming Projects on June 3, 2010; and

**WHEREAS** three (3) bids were received as follows:

<b>Company</b>	<b>North Union Street</b>	<b>Alternate Bid</b>	<b>South Franklin Street</b>
Jonico, PO Box 751, Lambertville	315,330	7,200	41,370.20
Top Line, 22 Fifth Street, Somerville, NJ	265,641.24	18,270	33,125.44
R&B Builders, 21 First Street, South River, NJ	222,866.87	20,250.00	25,092.20

and;

**WHEREAS**, Christine Ballard, City Engineer and Phillip Faherty, City Attorney has reviewed the submitted bids and determined, according to NJSA 40A: 11-4.5, Competitive contracting proposal solicitation, the bids submitted to be responsive bids, and;

**WHEREAS**, Christine Ballard, City Engineer has reviewed the submitted bids and determined, according to NJSA 40A: 11-4.5 b and d Competitive contracting proposal solicitation, the bid submitted by R&B Builders of South River, New Jersey was the lowest responsive bid in the amount of \$222,866.87 and \$20,250 for the alternate bid for the North Union Street Reconstruction and \$25,092.20 South Franklin Street Traffic Calming and;

**WHEREAS**, the Chief Financial Officer has certified the availability of funds;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and City Council of the City of Lambertville hereby award the North Union Street Reconstruction and South Franklin Street Traffic Calming to R&B Builders with the following conditions:

1. The Contract is awarded as a unit price bid Contract and final payment will be based upon the actual quantities installed at the unit prices bid, as outlined in the Plans and Specifications prepared by Christine Ballard of T&M Associates.
2. The award of this Contract is made subject to review and approval by the Delaware River Joint Toll Bridge Commission.

I, Cynthia Ege, Acting City Clerk of the City of Lambertville in the County of Hunterdon in the State of New Jersey, do hereby certify that the foregoing is a correct and true copy

of a resolution adopted on June 21, 2010, by the Mayor and City Council of the City of Lambertville in the County of Hunterdon in the State of New Jersey.

\_\_\_\_\_  
Cynthia L. Ege, Acting City Clerk

Council President Stegman made a motion to approve Resolution 2010-83. Councilwoman Warner seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. **MOTION CARRIED.**

	Moved	Second	Aye	Nay	Absent
Asaro			X		
Sanders			X		
Warner		X	X		
Stegman	X		X		
DelVecchio			X		

**Resolution 2010-84**

*Resolution to Approve the Issuance of ABC Licenses.*

Mayor DelVecchio informed Council and the public that this is an annual requirement authorizing the applications for alcoholic beverage control licenses and asked for a motion on the resolution.

**RESOLUTION NUMBER 2010-84**

*“Annual Renewal of Alcoholic Beverage Control Licenses for 2010-2011”*

**WHEREAS**, application has been received from the following establishments for renewal of the Alcoholic Beverage License currently held by them for premises located in the City of Lambertville, New Jersey:

<b>Establishment</b>	<b>License Number</b>	<b>Type</b>
Boat House Inc. The	1017-32-006-003	Plenary Retail Consumption License with Broad Package Privilege
BPO Elks No 1070	1017-31-015-001	Club License
De Annas of Lambertville LLC	1017-33-003-003	Plenary Retail Consumption License
ETZ Food Inc.	1017-33-002-006	Plenary Retail Consumption License
Lambertville Operating Partnership LLC AKA: Lambertville House	1017-33-008-007	Plenary Retail Consumption License
Masset Group Inc.	1017-33-005-008	Plenary Retail Consumption License
Mitchell’s Café Inc.	1017-33-004-004	Plenary Retail Consumption License
Schermerhorn Jeffrey F.	1017-44-011-004	Plenary Retail Distribution License
Swan Hotel The	1017-33-009-002	Plenary Retail Consumption License
Targa Investments	1017-33-007-003	Plenary Retail Consumption License
Toscanni Post 120 American Legion	1017-31-012-001	Club License
Walker’s Wine & Spirits, Inc.	1017-44-010-005	Plenary Retail Distribution License

**WHEREAS**, Stephen Williamson has filed a renewal for license number 1017-33-001-005 for a Plenary Retail Consumption License and is required to apply for a 12:39 Ruling, and Mr. Williamson is actively looking for a site for a Restaurant and/or Bar within the City limits, and

**WHEREAS**, each application is complete and accompanied by the required fees, affidavits and Clearance certificates from the New Jersey Division of Taxation; and

**WHEREAS**, no written objection to the renewal of these licenses was received by the City Clerk; and

**WHEREAS**, the Lambertville Police Department, after conducting an inspection of each establishment, found each to be in compliance with the required licensing and posting documentation requirements and recommend approval; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Lambertville, County of Hunterdon, State of New Jersey, that the above licenses be renewed for the 2010-2011 license year and that the Acting City Clerk be directed to forward a certified copy of this Resolution and the renewal applications to the Division of Alcoholic Beverage Control, Department of Law and Public Safety, for processing, and to the applicants; and

**BE IT FURTHER RESOLVED** that the City Clerk be authorized to issue the 2010-2011 license to the proper holder prior to the effective date of June 30, 2010.

I, Cynthia L. Ege, Acting City Clerk of the City of Lambertville in the County of Hunterdon in the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted on June 21, 2010, by the Mayor and City Council of the City of Lambertville in the County of Hunterdon in the State of New Jersey.

\_\_\_\_\_  
 Cynthia L. Ege, Acting City Clerk

Council President Stegman made a motion to approve Resolution 2010-84, approving the issuance of ABC licenses. Councilwoman Warner seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

	Moved	Second	Aye	Nay	Absent
Asaro			X		
Sanders			X		
Warner		X	X		
Stegman	X		X		
DelVecchio			X		

**Resolution 2010-85**

*Resolution to Approve the Outside Seating Applications.*

The current ordinance does not require a resolution from Mayor and Council. No action was taken.

**Resolution 2010-86**

*Resolution to Approve the Award of a Contract for Phone Services.*

No action. Postponed to the July 19, 2010 meeting.

**Resolution 2010-87**

*Resolution to Approve the Award of a Contract for Technology Services.*

Mayor DelVecchio informed members of Council and the public that the City is in need of Technology services. This is a three month contract for \$600 per month with a requirement of 6 hours onsite each month to perform technology services and a requirement that they ensure the system is backing up for the City of Lambertville.

*City of Lambertville*  
**RESOLUTION 2010-87**  
*A Resolution to Award a Contract for Technology Services*

WHEREAS, the Acting City Clerk solicited for bids for technology services and the following companies responded: JWS Computers, Inc., Private Contractor, and SRMS Technology, and

WHEREAS, Mayor and Council have reviewed the bids and have determined JWS Computers, Inc. to be the most experienced in Municipal Government, and

WHEREAS, the effective date of this contract shall be July 1, 2010, and

WHEREAS, this shall be a 3 month contract, with amendments to the contract which include: a minimum of 6 hours per month onsite services, not to exceed 8 hours per month, and JWS will be responsible to ensure the back up is running and being maintained.

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 this 21<sup>st</sup> Day of June, 2010, that JWS Computers, Inc. be awarded a contract for technology services as is outlined in the proposal submitted.

ADOPTED: June 21, 2010

I, Cynthia L. Ege, Acting City Clerk, certify this to be a true copy of the resolution adopted at the June 21, 2010 regular session of Mayor and Council held at the Justice Center in the City of Lambertville, in the County of Hunterdon, in the State of New Jersey.

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Cynthia L. Ege, Acting City Clerk

Council President Stegman made a motion to approve Resolution 2010-87 as amended. Councilwoman Warner seconded the motion. A unanimous roll call vote in favor of the motion was taken by all members present. **MOTION CARRIED.**

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

Nays: None

Absent: None

Abstain: None

**Resolution 2010-88**

*EVENT CHANGED.*

Debbie Closson was present to discuss the request made by the Friends of Ely Park. She informed Mayor, Council and the members of the present that it was their intent to have a block party instead of the pig roast. They intend to close down Elm Street, Buttonwood Street, Perry

Street, Delaware Avenue and Jefferson Street from Main to George Street. They do not intend to serve alcohol. They will come to the July 12<sup>th</sup> meeting to formally discuss their request.

### **Resolution 2010-89**

*Resolution to Approve the One Day Social Affairs Permit to the Friends of the Lambertville Library.*

Mayor DelVecchio informed the public that this was an application for a one day social affairs permit made by the Friends of the Lambertville Library for Saturday, July 24 to be held at the Rago Arts and Auction Center in Lambertville. He asked for a motion to approve the resolution.

#### **City of Lambertville**

#### **RESOLUTION NUMBER 2010-88**

*“Approval of Social Affair Permit for Friends of Ely Park”*

**WHEREAS**, *Friends of Lambertville Library*, 6 Lilly Street, Lambertville, NJ 08530 has submitted an Alcoholic Beverage Control Application for a Special Permit for a Social Affair to be held on Saturday, July 24, 2010 at Rago Arts and Auction Center, 333 North Main Street, Lambertville; and

**WHEREAS**, the affair will be held from 8:00 p.m. to 11:30 p.m.; and

**WHEREAS**, Police Director Cocuzza has reviewed the application and has no objection to the granting of a special permit to be issued to the applicant to sell alcoholic beverages at the affair to be held on the date and premises noted;

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

1. The Mayor and City Council, the licensing authority of the City, has no object/object and direct the City Clerk to certify the application and forward the certified application to the Director of the Division of Alcoholic Beverage Control *or* reject the application and inform the applicants.
2. The City Clerk is hereby authorized/\_\_\_ not authorized to sign the municipal certification on the application and forward it to the New Jersey Division of Alcoholic Beverage Control.

I, Cynthia L. Ege, Acting City Clerk of the City of Lambertville in the County of Hunterdon in the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted on June 21, 2010, by the Mayor and City Council of the City of Lambertville in the County of Hunterdon in the State of New Jersey.

\_\_\_\_\_  
Cynthia L. Ege, Acting City Clerk

Council President Stegman made a motion to approve the one day social affairs permit for the Friends of the Lambertville Library. Councilman Sanders seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. **MOTION CARRIED.**

Roll call:

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

Nays: None.  
Abstain: None  
Absent: None.

**Resolution 2010-90**

*Resolution Authorizing the Mayor and Acting City Clerk to Sign the Cooperative Pricing Agreement with Hunterdon County Educational Services Commission.*  
Held until later in the meeting.

**Resolution 2010-91**

*Resolution accepting the resignation of the Court Administrator effective July 1, 2010.*  
Mayor DelVecchio informed the Council and members of the public that Patricia Ahern served the City for 30 years and started as a Crossing Guard. She has served the City well and is now retiring. He asked the Clerk to prepare a resolution for her retirement party which will be held in August. Mayor DelVecchio asked Council for a motion to accept the resignation of Patricia Ahern.

**City of Lambertville**  
**RESOLUTION NUMBER 2010-91**  
*“Accepting the Resignation of Court Administrator Patricia Ahern”*

**BE IT RESOLVED** that the Mayor and City Council of the City of Lambertville hereby accept the resignation of Court Administrator Patricia Ahern effective July 1, 2010.

I, Cynthia L. Ege, Acting City Clerk of the City of Lambertville in the County of Hunterdon in the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted on June 21, 2010, by the Mayor and City Council of the City of Lambertville in the County of Hunterdon in the State of New Jersey.

\_\_\_\_\_  
Cynthia L. Ege, Acting City Clerk

Council President Stegman made a motion to accept the resignation of the Court Administrator Patricia Ahern effective July 1, 2010. Councilwoman Warner seconded the motion. A unanimous roll call vote in favor of the motion was taken by all members present. MOTION CARRIED.

A roll call vote of ayes and nays was taken.  
Ayes: Councilwoman Asaro, Councilman Sanders, Councilwoman Warner, Council President Stegman, Mayor DelVecchio.  
Nays: None.  
Abstain: None.  
Absent: None.

### **Resolution 2010-93**

*Resolution appointing Court Administrator effective July 1, 2010.*

Mayor DelVecchio informed Council and the members of the public present that Barbara Halper has been serving as the Deputy Court Administrator and has been doing a good job. He asked for a motion to appoint her as the Court Administrator effective July 1. We intend to replace the full time position with a part timer of 15 hours.

**City of Lambertville**  
**RESOLUTION NUMBER 2010-93**  
***“Appointing Barbara Halper as Court Administrator”***

**WHEREAS**, the Mayor and City Council has accepted the resignation of Patricia Ahern as Court Administrator effective July 1, 2010; and

**WHEREAS**, N.J.S.A. 2B:12-21 (a) & (c) requires that each municipality appoint a Court Administrator; and

**WHEREAS**, the Mayor and Council members hereby authorize Barbara Halper to administer oaths, issue warrants and summonses and pursuant to NJSA 2B:12-21(c) she is further authorized to set conditions of pre-trial release in accordance with bail schedules promulgated by the Administrative Office of the Courts or by this court;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and City Council of the City of Lambertville hereby appoints Barbara Halper as the Court Administrator for the City of Lambertville effective July 1, 2010.

**BE IT FURTHER RESOLVED** that Barbara Halper will be paid an annual salary of \$35,961.57, effective July 1, 2010.

ADOPTED: June 21, 2010

I, Cynthia L. Ege, Acting City Clerk of the City of Lambertville in the County of Hunterdon in the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted on June 21, 2010 by the Mayor and City Council of the City of Lambertville in the County of Hunterdon in the State of New Jersey.

\_\_\_\_\_  
Cynthia L. Ege, Acting City Clerk

Motion made by Council President Stegman, seconded by Councilwoman Warner. A unanimous roll call vote was taken in favor of the motion to appoint Barbara Halper as the Court Administrator for the City of Lambertville with an annual salary of \$35,961.57, by all members present. **MOTION CARRIED.**

Roll Call:

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

Nays: None.

Abstain None.

Absent: None.

## **Resolution 2010-92**

*A Resolution of Support from City of Lambertville Authorizing the Sustainable Jersey Grant funded by Wal-Mart.*

Emily Goldman was present to discuss the grant application with Mayor and Council. She informed the members of Council and the public that the application was to support the following programs: Community Garden, Rain Garden, Composting Education and Outreach to the Hispanic. Mayor DeVecchio asked the Council for a motion to support the resolution for the grant application.

**City of Lambertville**  
**RESOLUTION 2010-92**  
*“Resolution of Support Authorizing the  
Sustainable Jersey™ Grant funded by Wal-Mart”*

**WHEREAS**, the City of Lambertville, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

**WHEREAS**, the City of Lambertville strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

**WHEREAS**, the City of Lambertville is participating in the Sustainable Jersey Program; and

**WHEREAS**, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a grant program called the Sustainable Jersey Small Grants funded by Wal-Mart;

**THEREFORE**, the City Council of the City of Lambertville has determined that the City of Lambertville should apply for the aforementioned Grant.

**THEREFORE, BE IT RESOLVED**, that the City Council of the City of Lambertville, State of New Jersey, authorize the submission of the aforementioned Sustainable Jersey Grant funded by Wal-Mart.

ADOPTED: June 21, 2010

I, Cynthia L. Ege, Acting City Clerk, certify this to be a true copy of a resolution adopted at the regularly scheduled meeting of Mayor and Council held on Monday, June 21, 2010 at the Justice Center located at 25 South Main Street in the City of Lambertville, in the County of Hunterdon, in the State of New Jersey.

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Cynthia L. Ege, Acting City Clerk

Councilman Sanders made a motion to approve Resolution 2010-93; a resolution approving the submittal of a grant application for sustainable Jersey funded by Wal-Mart. Councilwoman Warner seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Roll Call Vote:  
Ayes: Councilwoman Asaro, Councilman Sanders, Councilwoman Warner, Council President Stegman, Mayor DelVecchio.  
Nays: None.  
Abstain: None.  
Absent: None.

**Resolution 2010-94**

*Resolution authorizing the Mayor and Acting City Clerk to sign the discharge papers for the CTA mortgage on 62 Elm Street.*

Mayor DelVecchio informed Council and the members of the public that this was the discharge for the loan to Sandra Huffman for 62 Elm Street, which is a grant program. He asked for a motion to approve the resolution.

**City of Lambertville**  
**RESOLUTION 2010-94**

*“A Resolution Authorizing the Mayor and Acting City Clerk  
to Sign the Discharge Papers for the CTA Mortgage on 62 Elm Street”*

**WHEREAS**, Sandra Huffman applied for a received a mortgage from the City of Lambertville in 1997 in the amount of \$750, and

**WHEREAS**, Sandra Huffman applied for and received a mortgage from the City of Lambertville in 2022 in the amount of \$11,625, and

**WHEREAS**, Sandra Huffman has satisfied the debt of these mortgages on June 21, 2010 for the premises known as 62 Elm Street, CTA-12382.

**NOW THEREFORE BE IT RESOLVED** that Mayor and Council hereby authorize the Mayor and Acting City Clerk to sign the mortgage discharge papers as prepared by Attorney Faherty.

ADOPTED: June 21, 2010

I, Cynthia L. Ege, Acting City Clerk, hereby certify this to be a true copy of a resolution adopted at the regularly scheduled meeting of Mayor and Council held on Monday, July 21, 2010 at the Justice Center located at 25 South Union Street in the City of Lambertville, County of Hunterdon, State of New Jersey.

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Cynthia L. Ege, Acting City Clerk

Council President Stegman made a motion to approve Resolution 2010-94, authorizing the Mayor and Acting City Clerk to sign the discharge papers for the CTA mortgage on 62 Elm Street. Councilman Sanders seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. **MOTION CARRIED.**

Roll Call Vote:  
Ayes: Councilwoman Asaro, Councilman Sanders, Councilwoman Warner, Council President Stegman, Mayor DelVecchio  
Nays: None  
Abstain: None  
Absent: None

**Proclamation Honoring Hamilton Grill.**

Mayor DelVecchio informed the Council and members of the public that Hamilton's Grill Room has celebrated 22 years in business in the City of Lambertville. Members of Council and the Mayor read the following resolution into the record:

**Proclamation**

**WHEREAS**, Jim Hamilton, owner and proprietor of Hamilton's Grill Room, located at 8 Coryell Street in Lambertville is celebrating 22 years of success, and

**WHEREAS**, the timeless appeal and rustic elegance of Hamilton's Grill Room is engaging and one of a kind, and

**WHEREAS**, the courtyard is located next to the canal and surrounded by quaint antique shops and art galleries, and

**WHEREAS**, the warm, soulful and sophisticated ambiance of this site, paired with the creative talents of its owner and Chef are the reason for its success, and

**WHEREAS**, Jim Hamilton's Tuesday Tableside Tradition of cooking for his customers tableside from September through May make this a unique dining experience, and

**WHEREAS**, the special events, such as Wednesdays for Women along with the volunteer activities of Mr. Hamilton, make this a memorable experience for the community and our guests, and

**NOW THEREFORE BE IT RESOLVED** that Mayor and Council of the City of Lambertville in the County of Hunterdon in the State of New Jersey here by congratulation Hamilton's Grill Room on 22 years of success, and

**BE IT FURTHER RESOLVED**, that Mayor and Council extend their best wishes for continued success with all of the future endeavors of Jim Hamilton, his family and his staff.

**ADOPTED:** June 21, 2010

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David M. DelVecchio, Mayor  
City of Lambertville

Council President Stegman made a motion to approve the Proclamation for Hamilton's Grill Room. Councilwoman Asaro seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. **MOTION CARRIED.**

Roll Call Vote:

Ayes: Councilwoman Asaro, Councilman Sanders, Councilwoman Warner, Council President Stegman, Mayor DelVecchio

Nays: None

Abstain: None

Absent: None

**Proclamations for Educators from the Lambertville Public School.**

Mayor DelVecchio informed the members of Council and the public that four teachers were retiring from the Lambertville Public School. He asked for a motion to approve the proclamations for Gail Tress, Cheryl Pittore, Janet Kulis and Anne Russum.

**Proclamation**

**WHEREAS**, the City of Lambertville is celebrating the gift of education given by Gail Tress, who has been a part of the Lambertville Public School for 41 years, and

**WHEREAS**, Gail Tress began her teaching career in 1969 as an Elementary School Teacher, and

**WHEREAS**, Gail Tress, the Principal at the Lambertville Public School for the past three years, has been a classroom teacher, basic skills instructor, curriculum coordinator, and has worked hand in hand with many student teachers and newly appointed teachers and has instilled her love of education on many in her tenure at the Lambertville Public School, and

**WHEREAS**, teachers build classroom communities, teach to all learning styles, do not care about the test results but instead the growth of the child, teach with joy, are savvy utilizing technology, make learning real, and touch the lives of many families, and

**WHEREAS**, Gail Tress is the wife and mother of two grown men, Kyle and Phillip.

**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 Gail Tress be commended for completing 41 years in education, and

**BE IT FURTHER RESOLVED** that Gail Tress be Congratulated for her many accomplishments, and

**BE IT FURTHER RESOLVED** that the City of Lambertville recognizes the many achievements of Gail Tress and further extends best wishes for a healthy and happy retirement.

**ISSUED:** June 17, 2010

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David M. DelVecchio, Mayor  
City of Lambertville

**Proclamation**

**WHEREAS**, the City of Lambertville is celebrating the gift of education given by Cheryl Pittore, who has been a part of the Lambertville Public School for 42 years, and

**WHEREAS**, Cheryl Pittore began her teaching career in 1968 as an Elementary School Teacher, and

**WHEREAS**, Cheryl Pittore, the Basic Skills Teacher and Health Teacher at the Lambertville Public School has been a classroom teacher, basic skills instructor, and has worked to raise \$17,000 for Multiple Sclerosis through her "Math-a-thons," has organized, made the costumes and written the many plays through her tenure at the Lambertville Public School, and

**WHEREAS**, teachers build classroom communities, teach to all learning styles, do not care about the test results but instead the growth of the child, teach with joy, are savvy utilizing technology, make learning real, and touch the lives of many families, and

**WHEREAS**, Mrs. Pittore's unique creative skills are appreciated by the residents of the City through her efforts as a volunteer serving on the Halloween Parade for the City of Lambertville, and

**WHEREAS**, Cheryl is the wife of Ronald Pittore, the Municipal Court Judge and mother of two grown daughters, Kendra and Amanda.

**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 Cheryl Pittore be commended for completing 42 years in education, and

**BE IT FURTHER RESOLVED** that Cheryl Pittore be Congratulated for her many accomplishments, and

**BE IT FURTHER RESOLVED** that the City of Lambertville recognizes the many achievements of Cheryl Pittore and further extends best wishes for a healthy and happy retirement.

**ISSUED:** June 17, 2010

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David M. DelVecchio, Mayor  
City of Lambertville

**Proclamation**

**WHEREAS**, the City of Lambertville is celebrating the gift of education given by Anne Russum, who has been a part of the Lambertville Public School for 42 years, and

**WHEREAS**, Anne Russum began her teaching career in 1968 as a Elementary School Teacher in third grade, and

**WHEREAS**, Anne Russum, the Social Studies and Enrichment Teacher at the Lambertville Public School has been a classroom teacher, basic skills instructor, and has worked with the students to organize a school store through her tenure at the Lambertville Public School, and

**WHEREAS**, teachers build classroom communities, teach to all learning styles, do not care about the test results but instead the growth of the child, teach with joy, are savvy utilizing technology, make learning real, and touch the lives of many families, and

**WHEREAS**, Ms. Russum was the Third Grade Teacher for the Acting City Clerk, Cynthia Ege who fondly remembers a kind, understanding and resourceful teacher.

**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 Anne Russum be commended for completing 42 years in education, and

**BE IT FURTHER RESOLVED** that Anne Russum be Congratulated for her many accomplishments, and

**BE IT FURTHER RESOLVED** that the City of Lambertville recognizes the many achievements of Ann Russum and further extends best wishes for a healthy and happy retirement.

**ISSUED:** June 17, 2010

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David M. DelVecchio, Mayor  
City of Lambertville

**Proclamation**

**WHEREAS**, the City of Lambertville is celebrating the gift of education given by Janet Kulis, who has been a part of the Lambertville Public School for 34 years, and

**WHEREAS**, Janet Kulis began her teaching career in 1976 as a Special Education Teacher, and has continued serving the community with her knowledge and skills, touching the lives of many through her tenure at the Lambertville Public School, and

**WHEREAS**, teachers build classroom communities, teach to all learning styles, do not care about the test results but instead the growth of the child, teach with joy, are savvy utilizing technology, make learning real, and touch the lives of many families, and

**WHEREAS**, Mrs. Kulis is the wife and mother of two grown daughters who are all educators.

**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 Janet Kulis be commended for completing 34 years in education, and

**BE IT FURTHER RESOLVED** that Janet Kulis be Congratulated for her many accomplishments, and

**BE IT FURTHER RESOLVED** that the City of Lambertville recognizes the many achievements of Janet Kulis and further extends best wishes for a healthy and happy retirement.

**ISSUED:** June 17, 2010

---

David M. DelVecchio  
Mayor  
City of Lambertville

Council President Stegman made a motion to approve the Proclamations for the educators of the Lambertville Public School who were retiring. Councilman Sanders seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. **MOTION CARRIED.**

Roll Call Vote:  
Ayes: Councilwoman Asaro, Councilman Sanders, Councilwoman Warner, Council President Stegman, Mayor DelVecchio

Nays: None  
Abstain: None  
Absent: None

## **ORDINANCES – FIRST READING.**

### **Ordinance 2010-18**

*An Ordinance to Authorize the Ticketing and Towing of Vehicles Parked in Permitted Parking Spaces at the Justice Center.*

Ordinance 2010-18 was introduced for first reading and read by title into the record by Mayor DeVecchio. This ordinance will allow the Police Department to tow vehicles that park in spaces leased by members of the public. The public hearing is scheduled for the July 19, 2010 meeting.

*City of Lambertville*

### **ORDINANCE 2010-18**

*An Ordinance to Chapter VII, Municipal Parking Areas and Metered Parking, Article I, Parking Lots*

Section: 8-1.3 Authority

This article is adopted pursuant to the provisions of N.J.S.A. 39:4-197 (1)g, and other pertinent provisions of N.J.S.A. 39:1, et. Seq.

Parking in a space which has been designated as “Permitted Parking Only” shall be limited to the lessee of the space, who must display a hanging permit on the vehicles rear view mirror or dashboard. All unauthorized vehicles parked in any of the designated reserved parking spaces in the lots owned, maintained and operated by the City of Lambertville shall be issued a notice of violation with a fine not to exceed \$100.00. In addition, said vehicles are subject to towing, the cost of which is to be borne by the registered owner.

Introduced: June 21, 2010  
Public Hearing: July 19, 2010  
Final Adoption:

The foregoing Ordinance was introduced at a Regular Meeting of the Mayor and City Council of the City of Lambertville held on June 21, 2010 at the Justice Center located at 25 South Union Street in the City of Lambertville and was read for the first time. Notice of pending Ordinance was advertised on July 1, 2010 in the Beacon.

This ordinance was considered for second reading and adopted after a public hearing at the regularly scheduled meeting of Mayor and Council of July 19, 2010, held at the Justice Center, 25 South Union Street, in the City of Lambertville in the County of Hunterdon in the State of New Jersey. Notice of Adoption was advertised on \_\_\_\_\_ in the \_\_\_\_\_.

After a passage of 20 days, with no record of protest signed by any person against making the improvement or incurring the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the ordinance has been presented to the governing body or to me or filed in my office within 20 days after the publication or at any other time after the final passage thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Lambertville this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

Cynthia L. Ege  
Acting City Clerk

Councilwoman Warner made a motion to approve Ordinance 2010-18 on first reading and introduction. Council President Stegman seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Roll Call Vote:

Ayes: Councilwoman Asaro, Councilman Sanders, Councilwoman Warner, Council President Stegman, Mayor DelVecchio

Nays: None

Abstain: None

Absent: None

### **Ordinance 2010-17**

*An Ordinance to Establish a Registration Requirement for Non Residential Contractors*  
No action was taken as Mayor and Council would prefer to have the Construction Official present to explain the need for the Ordinance.

### **Ordinance 2010-16**

*An Ordinance for a Public Question on the Ballot for the November 2, 2010 Election for the Library*

Mayor DelVecchio addressed Council and the members of the public present regarding the need for the referendum on the November ballot. He explained that the City has lost over \$305,000 in State Aid over the last year. The 4% cap is based on the revenue generated through taxes only, or \$1,717,157.61 in the 2010 budget. This represents \$68,686.31 in the 2010 budget. If the Governor receives approval for the 2.5% hard cap, this increase will be even less (\$42,928.94). With the increase in health benefits, pensions and the funding requirement for the Library, the City of Lambertville will not be able to fund services to the public. This may impact the police department, public works and all other functions of the City.

Councilman Sanders met with the members of the Library Board on June 8<sup>th</sup> to discuss the possible referendum. They expressed concern over the requirement in the Statue for the City to become part of the County Library and the fees which would be assessed to property owners directly related to that requirement. Councilman Sanders contacted Victoria Rausch of the State Library and confirmed this would be a requirement.

Mayor DelVecchio informed the members of the public and Council of a bill in the Assembly, No. 2679, which was Introduced on May 13, 2010, sponsored by Assemblyman Upendra J. Chivukula of District 17 (Middlesex and Somerset), and Assemblywoman Valerie Vainieri Huttle of District 37 (Bergen), which would make this a separate line item on the tax bill.

Deborah Mercer commented that there is no movement on that issue and the 2.5 or 2.9% CAP may not go through.

Marie Collins of North Union Street asked Mayor and Council what the issue was. Mayor DelVecchio explained the 4% cap is based on the revenue generated through taxes only, or \$1,717,157.61 in the 2010 budget. This represents \$68,686.31 available in the 2010 budget for the Library funding, increases in health benefits, pension funding, and other demands of the budget. If the Governor receives approval for the 2.5% hard cap, this increase will be even less (\$42,928.94).

Mayor DelVecchio asked the public to write to their Legislators.

Deborah Mercer asked Mayor and Council why they are doing this Ordinance when the Library funding is down 2.8%. She feels it would be solved legislatively. Mayor DelVecchio explained that the City has a time line in order to get this on the November ballot. The world is in a different position then in 2008. We suffered from significant State Aid cuts and we don't know the future. We have downsized the Clerk's office, Public Work's Department and the Court. We are looking at creative ways to run the government. The referendum gives the voters the chance to say we are comfortable with funding the library at the current level or change it.

Abraham Levinson asked Mayor and Council to table the ordinance until we have clarity. Mayor DelVecchio responded that he understands and if next year is different we will have to have the referendum. The State is not addressing the CAP issue and it puts local government in a difficult position.

Councilman Sanders commented that he met with the Library. The members understand it's an issue but none of the bills made it out of committee. We can hope for a solution but we are not in a position to wait for a bill to make it out of the Assembly.

Deborah Mercer commented that the Library has given back funding to the City and is very frugal, they feel singled out. Two hundred and forty municipalities are facing the same issue and they aren't taking steps to do away with the funding and aren't introducing a new tax for citizens contradictory? Mayor DelVecchio commented that the elected officials didn't create the problem but in the past three or four years, they have tried to correct it. We talk about this to every one but the 2.5 or 2.9% doesn't address the issue. He again asked the members of the public to write to the Assembly Representatives Peterson and DiMao and to Senator Doherty.

Charlie Groth of Lincoln Avenue asked if the referendum was permanent solution taxing in order to answer a temporary problem. Councilwoman Warner commented that if the referendum was approved by the voters, it would affect the 2011 budget. If it is not introduced, we lose the opportunity to affect the 2011 budget, which is the reason it is on the agenda. Charlie Growth asked if the referendum is approved and the legislation proposed is approved, do we have to do another referendum to undo this referendum. Mayor DelVecchio commented that if the legislature acts prior to the election, the referendum will be null and void. The Moriarty bill corrects after the fact, there is no vehicle before it.

Deborah Mercer commented that the funding for the Library was reduced because property values are going down. She asked why they are doing this now. Mayor DelVecchio commented that all Mayor and Council are doing is giving the voters the opportunity to say they like it the way it is or they want to change it.

Charlie Groth asked “didn’t the voters just say that?” Mayor DelVecchio explained that this was on the ballot in 2007. Since then, the City lost \$305,000 in State Aid.

A member from the public asked Mayor and Council to step back and asked if this is the right place to take funding. She finds the Library is a treasure and should be protected at all cost. She felt this would make the Library vulnerable. Mayor DelVecchio commented that this would give the voters the chance to say they want to continue funding or they want to change it.

Leanne Parks asked “shouldn’t Council be supporting/protecting the Library?” Mayor DelVecchio commented that Ms. Park’s remarks are inappropriate. The world is different today and Council has been discussing ways to address the funding issues.

A member from the public, who said she was new to town, commented that the town can find the funding for the Fire Works but they can’t fund the Library. She supports the town but we are chipping away and robbing Lambertville. Mayor DelVecchio noted that the City does not pay anything for the fire works.

Councilman Sanders commented that he is a big fan of the Library. The challenge is the CAP issue. The statute provides special funding and it ties the hands of local government. We have a precious jewel but competing question is, as with your family budget when someone loses a job, what do you fund? The police departments, public works, clerk’s office, are all potential funding issues. If the City says that’s the way we want to do it, then we’ll know we have a mandate. It’s not a pretty process and the Statute ties our hands. The Library should be concerned they will need to compete for funding with the other departments within the City. He noted that the City could look into modifying the referendum to include a “poison pill” provision to make it inapplicable if legalization addressing the cap problem is passed. Keziah Groth-Tuft addressed Mayor and Council and asked, “what about those of us who are too young to vote?”

Marie Collins asked if the funding for the Library were pulled out of the CAP, wouldn’t the expenses also be less and would you not then have a negative impact? Aren’t you shooting yourself in the foot? Mayor DelVecchio commented that if we don’t merge the police department, the raises in the current contract would take the entire CAP.

A member of the public asked if the Moriarty bill was put in place to protect the Library funding was it only during good times? Mayor DelVecchio commented that you could argue that the 4% the Library issue.

Deborah Mercer argued that the special protection was legal and for economical reasons and it is no different from the police department. Without the Library’s laws you can take whatever you

like. Mayor DelVecchio stated that they would be subjected to the annual process like all other departments if the referendum were approved.

Debra Monigan of North Union Street asked if other City employees have protections, like the police department. The Library would be the place that is constantly cut. This is what happened in Vermont and they eventually shut down their Library. Mayor DelVecchio asked if Mayor and Council held off on this referendum, if Mrs. Monigan would commit to 250 letters to be sent to Legislators supporting the Library being outside the CAP. It could be post cards. Mrs. Monigan asked the group present from the Library if they could do that. All agreed they would submit photo copies of all their correspondence to the Clerk's office by the July 19<sup>th</sup> meeting. Mayor and Council will send a letter to Assemblyman UPENDRA J. CHIVUKULA. They also plan to send a resolution to legislative leaders supporting legislation which would take the Library funding out of the cap.

A member of the public wearing a blue shirt asked if the Library could still give back money to the City. Mayor DelVecchio said "yes."

Mayor and Council decided to hold on Ordinance 2010-16, a referendum for the November 2 ballot.

#### **RESOLUTION SUPPORTING LEGISLATION TO PUT THE FUNDING FOR THE LIBRARY OUTSIDE OF CAP**

Mayor DelVecchio and Council members were supportive of a resolution to send to members of the Assembly and Senate representing the City of Lambertville asking for support of legislation that would place the funding for the Library, outside of the 4% current and the 2.5% proposed CAP for Municipalities.

#### **City of Lambertville** **RESOLUTION 2010-100**

##### *A Resolution to Legislators Regarding Funding for the Free and Public Library*

WHEREAS, the Free and Public Library of the City of Lambertville was established in November of 1926 by referendum, and

WHEREAS, the Free and Public Library of the City of Lambertville has been described as one of our most precious jewels and provides programs for adults, seniors, and has an award winning children's program all enjoyed by residents in our community and surrounding communities, and

WHEREAS, residents of Lambertville and the State of New Jersey have petitioned the legislators to address the funding issue, which would allow for the continuation of the Free and Public Library and is in support of Legislation S2068 and A2679, and

WHEREAS, Mayor and Council of the City of Lambertville recognize the value of the Free and Public Library and would like to maintain it; however, in these tough economic times believe the funding formula and the requirement of the CAP law creates a potential undue hardship, and

WHEREAS, the legislators of the State of New Jersey have introduced bills which make funding for Municipal Libraries a dedicated tax, restore municipal free public Libraries to previous status, and create a dedicated tax listed separately on the homeowner's tax bill, and

WHEREAS, such proposed legislation does not effectively take into consideration the constraints placed on 240 municipalities who's Libraries were created by referendum.

NOW THEREFORE BE IT RESOLVED that Mayor and Council of the City of Lambertville in the County of Hunterdon in the State of New Jersey hereby request support from the Assembly and the Senate in passing legislation that will allow for the continuation of funding for the Library and address the issue created by the CAP law.

BE IT FURTHER RESOLVED that copies of this Resolution will be forwarded to the Representatives in the Assembly and Senate and to surrounding Municipalities with copies of the post cards prepared by the members and residents of the City of Lambertville in support of this request for the change in the funding for the Free and Public Libraries in the State of New Jersey.

ADOPTED: June 21, 2010

Council President Stegman made a motion to adopt Resolution 2010-100, a Resolution to Legislators Regarding Funding for the Free and Public Library. Councilman Sanders seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

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

### **Ordinance 2010-14**

*An Ordinance to establish a fee for Copies for OPRA requests.*

Mayor DelVecchio read the Ordinance by title into the record and informed the members of the public that the fees were previously set by New Jersey Statutes and as of July 1, each municipality is to define their actual fees.

He opened the public hearing on Ordinance 2010-14 and asked for public comments.

**BE IT ORDAINED** by the Mayor and Council of the City of Lambertville, County of Hunterdon, State of New Jersey that the Revised General Ordinances of the City of Lambertville, 1990, amended to include the following section:

SECTION 1: Section 3-14 Fees Charged by Various Departments, Boards and Commissions of the City of Lambertville is amended as follows:

As per N.J.S.A. 47:1A-5 (b) of OPRA, the estimated cost for making a photo copy per page is as follows:

NOTES: *defines the actual cost of duplicating a record which "shall be the cost of materials and supplies used to make a copy of the record .... Actual costs shall not include the cost of labor or other overhead expenses associated with making the copy.*

- b. Fees for OPRA request or photo copying.

1. The fee for in house copying shall be determined by calculating the actual number of copies per month, including the monthly fee for the copier, fees for the paper, staples and envelopes are based on actual fees paid to vendors and are set as follows:
  - a. Copier fee is estimated at \$.03 per page
  - b. Paper fee is estimated at \$.005 per page
  - c. Staples are estimated at \$.009 per staple
  - d. 9 x 12 envelopes are estimated at \$.07 per envelope
2. This Ordinance shall become effective July 1, 2010
3. This Ordinance shall be revisited each May to ensure we are meeting the requirements of the OPRA law and charging a rate based on actual cost associated with reproducing of paper.
4. As per N.J.S.A. 47:1A05(c), the special service charge when the duplication of a record involves an extraordinary expenditure of time and effort shall be set for services sent out to a vendor for copying shall be the same rate/fee assessed to the requestor.

Introduced: May 17, 2010  
Public Hearing and Final Adoption: June 21, 2010  
Date of Adoption:

There being no comments, Mayor DelVecchio asked for a Motion to close the public hearing.

**CLOSE PUBLIC HEARING:**

Council President Stegman made a motion to close the public hearing on Ordinance 2010-14. Councilwoman Warner seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. **MOTION CARRIED.**

Roll Call:  
Ayes: Councilwoman Asaro, Councilman Sanders, Councilwoman Warner, Council President Stegman and Mayor DelVecchio.  
Nays: None.  
Abstain: None.  
Absent: None.

Mayor DelVecchio asked for a motion on second reading and final adoption of Ordinance 2010-14.

**FINAL ADOPTION ON SECOND READING:**

Council President Stegman made a motion to approve on second reading and final adoption Ordinance 2010-14. Councilwoman Warner seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. **MOTION CARRIED.**

Roll Call:  
Ayes: Councilwoman Asaro, Councilman Sanders, Councilwoman Warner, Council President Stegman and Mayor DelVecchio.  
Nays: None.  
Abstain: None.  
Absent: None.

**Ordinance 2010-15**

*An Ordinance to Establish a CAP Bank*

Mayor DelVecchio explained that Ordinance 2010-15 establishes a CAP bank for the 2010 budget year and read the Ordinance by title into the record. He opened the public hearing on Ordinance 2010-15 and asked for comments from the public.

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4045.1 et.seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said final budget appropriations to 2.5% or the cost of living adjustment of 3.5% over the previous years final appropriations; and

WHEREAS, a municipality may, by ordinance, bank the difference between its final budget appropriations and the 3.5% cost of living adjustment when said difference is not appropriated as part of the final budget; and

WHEREAS, the City Council of the City of Lambertville, County of Hunterdon, hereby determines that this difference in the amount of \$106,808 that is not appropriated as part of the final budget shall be retained as an exception to the final appropriations in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED that a certified copy of this ordinance upon adoption, with the recorded vote included thereon; be filed with said Director within 5 days after such adoption.

INTRODUCED: June 2, 2010

SECOND READING AND PUBLIC HEARING: June 21, 2010

FINAL ADOPTION: July 21, 2010

There being no comments from the public he asked for a motion to close the public hearing on Ordinance 2010-15 to establish a CAP bank.

#### **CLOSE PUBLIC HEARING**

Council President Stegman made a motion to close the public hearing on Ordinance 2010-15. Councilman Sanders seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

#### **Roll Call:**

Ayes: Councilwoman Asaro, Councilman Sanders, Councilwoman Warner, Council President Stegman and Mayor DelVecchio.

Nays: None.

Abstain: None.

Absent: None.

Mayor DelVecchio asked for a motion on second reading and final adoption of Ordinance 2010-15.

**FINAL ADOPTION ON SECOND READING:**

Council President Stegman made a motion to approve on second reading and final adoption Ordinance 2010-15. Councilman Sanders seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Roll Call:

Ayes: Councilwoman Asaro, Councilman Sanders, Councilwoman Warner, Council President Stegman and Mayor DelVecchio.

Nays: None.

Abstain: None.

Absent: None.

## **CORRESPONDENCE.**

Resignation of Amy Wells from the Environmental Commission.

Mayor DelVecchio asked for a motion to accept the resignation of Amy Wells from the Environmental Commission. Councilwoman Warner made the motion and Councilwoman Asaro seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Roll Call:

Ayes: Councilwoman Asaro, Councilman Sanders, Councilwoman Warner, Council President Stegman and Mayor DelVecchio.

Nays: None.

Abstain: None.

Absent: None.

STV letter advising of the application submitted by the DRJTBC for the New Hope-Lambertville Toll Supported Bridge, Structure Number 120, Project Number 40-14027.

Bike MS letter regarding a bike tour scheduled for Sunday, September 12, 2010.

Police Director Cocuzza commented that he spoke to the members organizing the Bike MS and they will fund two police officers for this event.

Mayor DelVecchio commented that the maintenance and plantings at City Hall. He asked for a Resolution at the July 19<sup>th</sup> meeting acknowledging the support given by the Boy Scouts and Girl Scouts.

Letter to Boy Scout Troop 49 thanking them for their hard work on the grounds at City Hall, acknowledging the following participants: Leaders - Mr. James Keyser, Mr. Kevin Brady, Mr. Joseph Agabiti, Members – Daniel Carpenter, Paul Cally, Thomas Maris, Robert Tomenchok, Jesse Cally, Spencer Agabiti, Joey Agabiti, Shaun Osgood, Kiyle Osgood and Michael Gambino.

Letter to Girl Scout Troop 567 thanking them for planting in front of the Veteran's Memorial at City Hall, acknowledging the leader Charlie Groth and the Girl Scout Keziah Groth-Tuft.

Letter from Toscani Post No. 120 requesting permission to host a benefit Concert on July 10<sup>th</sup> from 2 to 7 pm. All funds will be donated to the Lambertville Emergency Fund. Mayor DelVecchio asked the Acting City Clerk to let the American Legion know they would need to speak to the Police Director prior to the event. The Acting City Clerk informed Mayor, Council members and the public that no alcohol would be served. Mayor DelVecchio asked for a motion approving the event.

Council President Stegman made a motion to approve the request by Toscani Post No. 120, the American Legion, for a benefit Concert to be held on July 10<sup>th</sup> from 2 to 7 pm, subject to the Police Director's review with Davey Jones. Councilwoman Asaro seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

## **UNFINISHED BUSINESS.**

Update on various construction improvement projects.

Bike and Ped Grants – punch list items need to be addressed.

City Hall – Grand Opening is scheduled for Tuesday, July 27, 2010

Award of Bid this evening for the following projects:

South Franklin Traffic Calming  
North Union Street

Paul Cronce will follow up on the one way sign at Church and Boozer Streets.

South Franklin & Weeden Streets Drainage – Paul Cronce will follow up with Christine Ballard, the City's Engineer.

DRJTBC: Met with Residents of Delevan Street and McCready's alley on May 19. A survey of the residents of Delevan Street was taken to determine support for the speed cushions. Eight responded they were in favor of the cushions, six were not. A letter with a copy of the plan was delivered to the residents on Delevan Street.

Update on projects for flood relief.

Grant applications were submitted and there is nothing to report on the following projects: Swan Creek, and Ely Creek.

Update on various non-construction projects.

Shared Services

Police Department

South County Renewable Energy Coop  
RFP is in the process of being revised. It will be advertised and made available to the public in the next two weeks. The Mayor and other representatives of the SHREC plan to meet with Lee Solomon, President of the BPU the end of July.

RFP for Film Series: the goal is to have a revised RFP for the end of July.

Mary Sheridan Park Tree Trimming – no discussion.

Justice Center Painting of Lines in Parking Lot – no discussion.

Work Group on SHRHS – Councilman Sanders and Councilwoman Asaro  
Councilman Sanders reported the group met on June 5. Dan Seiter will work on dates for representatives to meet. They plan on meeting every two months.

### **ANNOUNCEMENTS.**

Grand Opening of City Hall is scheduled for Tuesday, July 27 at 11 AM – tentative.

Independence Day: All City Offices will be closed on Monday, July 5, 2010 for Independence Day.

Sanitation: Garbage and Recycling Invoices to be mailed out June 22<sup>nd</sup>.

### **PUBLIC PARTICIPATION**

Marie Collins of North Union Street asked Mayor and Council about the DRJTBC funding of Perry Street and asked if in terms of priority where they stood with North Union Street north of Buttonwood Street. Mayor DelVecchio informed the public that Perry Street had an issue with drainage which needed to be addressed. North Union Street is next on the list of priorities.

Dan Marley asked for an update on 39 Ferry Street. He informed Mr. Marley that the Zoning Officer and the Construction Official were notified of the issue and they were handling it. There is an approved plan with one of the boards (Planning or Zoning) but it was being held up by DEP. Mayor DelVecchio asked Mr. Cronce to schedule a meeting with the property owner to discuss the project.

Larry Simms asked Mayor and Council if he could approach. Mayor DelVecchio responded yes. Mr. Simms handed out information to Mayor and Council from the Law Center regarding a challenge of the decreased State Aid to school districts and he asked if they won the law suit and if South Hunterdon was given back the State Aid they lost as a result, is there a mechanism in place for cutting what they get back from the State? Mayor DelVecchio commented that he didn't know. Larry Simms continued to say if they get the \$431,000 they will receive more

money than originally budgeted. Can an Attorney check into it? Mayor DelVecchio responded that the City had no vehicle to get reengaged and the municipality was done with their required action. Councilwoman Warner commented that this poses a huge problem; the current law requires that the school not spend more than approved as the budgets can't accommodate excess funding. If this is put back into place, they'll come up with a method to address it. Councilman Sanders suggested Mr. Simms contacted the New Jersey School Board Association. Mr. Simms stated the School Board Association declined to participate in the law suit. Councilman Sanders will look into the matter and get back to Mr. Simms.

**CLOSED SESSION.**

**Resolution to go into closed session to discuss contracts, law suits, possible litigation, acquisition of property, and personnel.**

**RESOLUTION**

*“Authorizing a Closed Session at the June 21, 2010 Lambertville City Council Meeting to Discuss Contracts, Law Suits, Possible Litigation, Acquisition of Property and Personnel.”*

**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 21, 2010 (late session), in the Justice Center 25 South Union Street, Lambertville, to discuss the following matters: Contracts, Law Suits, Possible Litigation, Acquisition of Property and Personnel.

**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.

The resolution was adopted on a call of ayes and nays as follows:

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

Nays: None.

Absent: None.

Mayor DelVecchio and City Council convened in closed session at 8:40 p.m. with a motion made by Councilwoman Asaro and seconded by Councilwoman Warner. A unanimous 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 8:45 p.m. with a motion to come out of closed made by Council President Stegman and seconded by Councilwoman Asaro. A unanimous roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

### **PRESENTATION AND MOTION TO PAY THE BILLS ON THE BILLS LIST.**

Council President Stegman made a motion to approve the bills as submitted on the bills list. Councilwoman Asaro seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

### **NEW BUSINESS.**

#### **Resolution 2010-90**

*Resolution Authorizing the Mayor and Acting City Clerk to Sign the Cooperative Pricing Agreement with Hunterdon County Educational Services Commission.*

Mrs. Ege explained this is a cooperative pricing agreement which funds toner and other supplies. Currently the lease of equipment includes the purchase of toner, however, in the future, it may be a less expensive way to fund the supplies required for the City.

City of Lambertville  
**RESOLUTION 2010-90**

*A Resolution Authorizing the Mayor and Acting City Clerk to Sign the Cooperative Pricing Agreement with Hunterdon County ESC*

WHEREAS, Hunterdon County Educational Services Commission has issued a Cooperative Pricing Agreement for Municipalities and School Districts in Hunterdon County, and

WHEREAS, Mayor and Council reviewed the agreement and feel it is worthy of participation.

NOW THEREFORE BE IT RESOLVED that Mayor and Council of the City of Lambertville in the County of Hunterdon in the State of New Jersey authorize the Mayor and Acting City Clerk to sign the Cooperative Pricing Agreement with Hunterdon County Educational Services Commission.

ADOPTED: June 21, 2010

I, Cynthia L. Ege, Acting City Clerk of the City of Lambertville in the County of Hunterdon in the State of New Jersey, certify this is a true copy of a resolution adopted at the regularly scheduled meeting of Mayor and Council of June 21, 2010 held at the Justice Center located at 25 South Union Street in the City of Lambertville in the County of Hunterdon in the State of New Jersey.

\_\_\_\_\_  
Cynthia L. Ege, Acting City Clerk

Councilwoman Asaro made a motion to approve resolution 2010-90 authorizing the Acting City Clerk and Mayor to sign the Cooperative Price Agreement with Hunterdon County ESC. Councilwoman Warner seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Roll Call Vote:

Ayes: Councilwoman Asaro, Councilman Sanders, Councilwoman Warner, Council President Stegman, Mayor DeVecchio.

Nays: None

Abstain: None

Absent: None

**Appointment to Environmental Commission**

Council President Stegman made a motion to appoint Lisa Rich to the Environmental Commission board. Councilman Sanders seconded the motion. A unanimous roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**ADJOURNMENT.**

The meeting adjourned at 8:50 p.m. with a motion made by Council President Stegman and seconded by Councilwoman Asaro. A unanimous voice vote was taken in favor of the motion to adjourn by all members present. MOTION CARRIED.

**Respectfully submitted,**

*Cynthia L. Ege*

**Cynthia L. Ege**  
**Acting City Clerk**