



**CITY OF LAMBERTVILLE
REGULARLY SCHEDULED SESSION
MAYOR AND COUNCIL
NOVEMBER 20, 2018, 6:30 P.M.
PHILLIP L. PITTORE JUSTICE CENTER
25 SOUTH UNION STREET
MINUTES**

STATEMENT OF COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT.

Council President Sanders called the meeting to order at 6:31 p.m. and read the following statement of compliance with the Open Public Meetings Act: this meeting is being held in compliance with the Open Public Meetings Act with the annual noticed published in the January 9th issue of the Trenton Times, and provided to the Trenton Times and the Hunterdon County Democrat. The meeting agenda was posted on November 16, 2018 on the bulletin board at City Hall, and on the City's website (www.lambertvillenj.org) and notice of the meeting was provided to those on the list serve, department heads, the City Attorney and City Engineer.

ROLL CALL.

The City Clerk called the roll as follows:

Present: Councilwoman Taylor, Council President Sanders and Mayor DelVecchio (phone).

Absent: Councilwoman Asaro, Councilwoman Warner.

CLOSED SESSION.

RESOLUTION

"Authorizing a Closed Session at the November 20, 2018 Lambertville City Council Meeting to Discuss Contracts, Personnel, Acquisition of Property, Possible Litigation"

WHEREAS, the Council of the City of Lambertville is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that a closed session, not open to the public, may be held for certain specified purposes when authorized by N.J.S.A 10:4-12(b).

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Lambertville that a closed session shall be held on November 20, 2018, 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.

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Mayor DelVecchio and City Council convened in closed session at 6:40 p.m. with a motion made by Councilwoman Taylor and seconded by Council President 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 7:01 p.m. with a motion made by Councilwoman Taylor and seconded by Council President Sanders. An affirmative voice/roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

PLEDGE OF ALLEGIANCE.

Council President Sanders led the public in the Pledge of Allegiance.

MOMENT OF SILENCE.

The City Clerk led the public in a moment of silence in honor of those serving in the United States Armed Forces in country and abroad.

APPROVAL OF MINUTES.

Council President Sanders asked for a motion to approve the following sets of minutes as amended: October 16, 2018 Regularly Scheduled Session Minutes and October 16, 2018 Closed Session Minutes. Council President Sanders made a motion to approve the minutes as submitted/amended. Mayor DelVecchio seconded the motion. An affirmative roll call vote was taken in favor of the motion, with Councilwoman Taylor abstaining. MOTION CARRIED.

Council President Sanders asked for a motion to approve the November 5, 2-018 session minutes. Councilwoman Taylor made the motion and Council President 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 following Administrative Reports: Tax Collector – Cynthia McBride, Municipal Court Administrator – Patricia Wozniak, Construction Official – Kenneth Rogers, Zoning Officer – Frank D’Amore, Fire Inspector – Frank D’Amore, Police Director – Bruce Cocuzza, Public Works Director – Lester E. Myers, Jr., City Clerk – Cynthia Ege and Chief Financial Officer and Treasurer – Christie Ehret. Councilwoman Taylor made a motion to approve the Administrative Reports. Council President Sanders seconded the

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motion. An affirmative roll call vote was taken in 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 consent agenda into the record and asked for any questions or comments.

RESOLUTION NUMBER 170-2018: A Resolution to Authorize the Amendment to Resolution Number 07-2018, Authorizing Signatures on Bank Accounts.

RESOLUTION NUMBER 170-2018

A Resolution to Amend Resolution Number 07-2018, Authorizing Signatures on City Bank Accounts

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Lambertville, County of Hunterdon, State of New Jersey, that through 2018 checks drawn or withdrawals from these accounts be signed as follows:

David M. DelVecchio, Mayor
Wardell Sanders, Council President
Cynthia Ege, City Clerk
Bruce Cocuzza, Police Director

Chief Financial Officer's Current Fund
Trust Other Fund
General Capital Fund
Animal Control Fund
Lilly Mansion Account
Brewery Loan Repayment Account
Urban Development Action Grant Account
Community Development Block Grant
Regional Contribution Agreement Accounts with the following:
Township of Delaware
Township of Franklin
SUI Reserve Fund
COAH Residual Interest Account
Developers Escrow Account
COAH Trust
FSA Medical Account
Municipal Open Space

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Tax Title Lien Account

Miscellaneous Escrow Accounts (PB, ZBOA, Developers)

BE IT FINALLY RESOLVED that the Payroll Account be signed by two of the following officials:

David M. DelVecchio, Mayor
Wardell Sanders, Council President
Cynthia Ege, City Clerk
Bruce Cocuzza, Police Director

ADOPTED: November 20, 2018

RESOLUTION NUMBER 171-2018: A Resolution to Adopt the Affirmative Marketing Plan for the City of Lambertville, in the County of Hunterdon, in the State of New Jersey for the Council on Affordable Housing.

RESOLUTION NO. 171-2018

**RESOLUTION OF THE COUNCIL OF THE CITY OF
LAMBERTVILLE ADOPTING AN “AFFIRMATIVE MARKETING
PLAN” FOR THE CITY OF LAMBERTVILLE**

WHEREAS, in accordance with applicable Council on Affordable Housing (“COAH”) regulations, the New Jersey Uniform Housing Affordability Controls (“UHAC”)(N.J.A.C. 5:80-26., et seq.), and the terms of a Settlement Agreement between the City of Lambertville and Fair Share Housing Center (“FSHC”), which was entered into as part of the City’s Declaratory Judgment action entitled In the Matter of the Application of the City of Lambertville, County of Hunterdon, Docket No. HUN-L-000311-15, which was filed in response to Supreme Court decision In re N.J.A.C. 5:96 and 5:97, 221 N.J. 1, 30 (2015) (“Mount Laurel IV”), the City of Lambertville is required to adopt an Affirmative Marketing Plan to ensure that all affordable housing units created, including those created by the rehabilitation of rental housing units within the City of Lambertville, are affirmatively marketed to low and moderate income households, particularly those living and/or working within Housing Region 3, the COAH Housing Region encompassing the City of Lambertville.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the City of Lambertville, County of Hunterdon, State of New Jersey, do hereby adopt the following Affirmative Marketing Plan:

Affirmative Marketing Plan

- A. All affordable housing units in the City of Lambertville shall be marketed in accordance with the provisions herein.
- B. The City of Lambertville does not have a Prior Round obligation and a Third-Round obligation covering the years from 1999-2025. This Affirmative Marketing Plan shall apply to all developments that contain or will contain low- and moderate-income units, including those that are part of the City’s current Fair Share Plan and those that may be constructed in future developments not yet anticipated by the Fair Share Plan. This Affirmative Marketing Plan shall also apply to any rehabilitated rental units that are vacated and re-rented during the applicable period of controls for rehabilitated rental units.

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- C.The Affirmative Marketing Plan shall be implemented by the Administrative Agent under contract to the City of Lambertville, or the Administrative Agent of any specific developer. All of the costs of advertising and affirmatively marketing affordable housing units shall be borne by the developers/sellers/owners of affordable unit(s), and all such advertising and affirmative marketing shall be subject to approval and oversight by the designated City Administrative Agent.
- D.The implementation of the Affirmative Marketing Plan for a development that includes affordable housing shall commence at least 120 days before the issuance of either a temporary or permanent certificate of occupancy. The implementation of the Affirmative Marketing Plan shall continue until all very low, low- and moderate-income housing units are initially occupied and for as long as the affordable units remain deed restricted such that qualifying new tenants and/or purchasers continues to be necessary.
- E. In implementing the Affirmative Marketing Plan, the Administrative Agent, whether acting on behalf of the City of Lambertville or on behalf of a specific developer, shall undertake, at the minimum, all of the following strategies:
1. Publication of an advertisement in one or more newspapers of general circulation within the housing region.
 2. Broadcasting of an advertisement by a radio or television station broadcasting throughout the housing region.
 3. At least one additional regional marketing strategy using one of the other sources listed below.
- F. The Affirmative Marketing Plan is a regional marketing strategy designed to attract buyers and/or renters of all majority and minority groups, regardless of race, creed, color, national origin, ancestry, marital or familial status, gender, affectional or sexual orientation, disability, age or number of children to housing units which are being marketed by a developer or sponsor of affordable housing. The Affirmative Marketing Plan is also intended to target those potentially eligible persons who are least likely to apply for affordable units in that region. It is a continuing program that directs all marketing activities toward the COAH Housing Region in which the municipality is located and covers the entire period of the deed restriction for each restricted housing unit. The City of Lambertville is located in COAH Housing Region 3, consisting of Hunterdon, Middlesex, and Somerset Counties.
- G.The Affirmative Marketing Plan is a continuing program intended to be followed throughout the entire period of restrictions and shall meet the following requirements:
1. All newspaper articles, announcements and requests for applications for very low, low- and moderate-income units shall appear in the *Star-Ledger* and the *Courier News*.
 2. The primary marketing shall take the form of at least one press release and a paid display advertisement in the above newspapers the first week of the marketing program. Additional advertising and publicity shall be on an "as needed" basis. The developer/owner shall disseminate all public service announcements and pay for display advertisements. The developer/owner shall provide proof of all publications to the Administrative Agent. All press releases and advertisements shall be approved in advance by the Administrative Agent.
 3. The advertisement shall include a description of the:

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- a. Location of the units;
 - b. Directions to the units;
 - c. Range of prices for the units;
 - d. Size, as measured in bedrooms, of units;
 - e. Maximum income permitted to qualify for the units;
 - f. Location of applications;
 - g. Business hours when interested households may obtain an application;
and
 - h. Application fees.
4. Newspaper articles, announcements and information on where to request applications for very low, low- and moderate-income housing shall appear at least once a week for four consecutive weeks in at least three locally oriented newspapers serving the housing region, one of which shall be circulated primarily in Hunterdon County and the other two of which shall be circulated primarily outside of Hunterdon County but within the housing region.
5. The regional cable television stations or regional radio stations identified by COAH for Region 3 in COAH's "Affirmative Housing Marketing Plan for Affordable Housing in Region 3", which is attached hereto as Exhibit A, shall be used during the first month of advertising. The Administrative Agent working on behalf of the developer of each affordable housing project in the City must provide satisfactory proof of public dissemination.
- H. Applications, brochure(s), sign(s) and/or poster(s) used as part of the affirmative marketing program shall be available/posted in the following locations:
1. Lambertville City Hall
 2. Lambertville City Web Site
 3. Lambertville Library
 4. Developer's Sales/Rental Offices
 5. Hunterdon County Administration Building
 6. Middlesex County Administration Building
 7. Somerset County Administration Building
 8. Hunterdon County Library (all branches).
 9. Middlesex County Library (all branches)

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10. Somerset County Library (all branches)

Applications shall be mailed by the City's Administrative Agent and Municipal Housing Liaison, or by the Administrative Agent of any specific developer, to prospective applicants upon request. Also, applications shall be available at the developer's sales/rental office and multiple copies of application forms shall be mailed to Fair Share Housing Center (FSHC), the New Jersey State Conference of the NAACP, the New Brunswick Branch of the NAACP, the Plainfield Area Branch of the NAACP, the Perth Amboy Branch of the NAACP, the Metuchen/Edison Branch of the NAACP, the Latino Action Network, NORWESCAP, the Supportive Housing Association, and the Central Jersey Housing Resource Center for dissemination to their respective constituents.

I. The City's Administrative Agent shall develop, maintain and update a list of community contact person(s) and/or organizations(s) in Hunterdon, Middlesex, and Somerset Counties that will aid in the affirmative marketing program with particular emphasis on contacts that will reach out to groups that are least likely to apply for housing within the region, including major regional employers identified in Exhibit A, Part III, Marketing, Section 3e.

1. Quarterly informational flyers and applications shall be sent to each of the following agencies for publication in their journals and for circulation among their members:

Hunterdon County Board of Realtors

Middlesex County Board of Realtors

Somerset County Board of Realtors

2. Quarterly informational circulars and applications shall be sent to the administrators of each of the following agencies within the counties of Hunterdon, Middlesex, and Somerset:

Welfare or Social Service Board (via the Director)

Rental Assistance Office (local office of DCA)

Office on Aging

Housing Authority (municipal or county)

Community Action Agencies

Community Development Departments

3. Quarterly informational circulars and applications shall be sent to the chief personnel administrators of all of the major employers within the region, as listed on Attachment A, Part III, Marketing, Section 3e.

4. In addition, specific notification of the availability of affordable housing units in Lambertville (along with copies of the application form) shall be provided to the

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following entities: Fair Share Housing Center (FSHC), the New Jersey State Conference of the NAACP, the New Brunswick Branch of the NAACP, the Plainfield Area Branch of the NAACP, the Perth Amboy Branch of the NAACP, the Metuchen/Edison Branch of the NAACP, the Latino Action Network, NORWESCAP, the Supportive Housing Association, and the Central Jersey Housing Resource Center.

- J. A random selection method to select occupants of very low, low- and moderate-income housing will be used by the City's Administrative Agent, or the Administrative Agent of any specific developer, in conformance with N.J.A.C. 5:80-26.16 (l). This Affirmative Marketing Plan provides a regional preference for very low, low- and moderate-income households that live and/or work in COAH Housing Region 3, comprised of Hunterdon, Middlesex, and Somerset. Pursuant to the New Jersey Fair Housing Act (C.52:27D-311), a preference for very low, low- and moderate-income veterans duly qualified under N.J.A.C. 54:4-8.10 may also be exercised, provided an agreement to this effect has been executed between the developer or landlord and the City prior to the affirmative marketing of the units.
- K. The City's Administrative Agent, or the Administrative Agent of any specific developer, shall administer the Affirmative Marketing Plan. The Administrative Agent has the responsibility to income qualify very low, low and moderate income households; to place income eligible households in very low, low and moderate income units upon initial occupancy; to provide for the initial occupancy of very low, low and moderate income units with income qualified households; to continue to qualify households for re-occupancy of units as they become vacant during the period of affordability controls; to assist with outreach to very low, low and moderate income households; and to enforce the terms of the deed restriction and mortgage loan as per N.J.A.C. 5:80-26-1, et seq.
- L. The City's Administrative Agent, or the Administrative Agent of any specific developer, shall provide or direct qualified very low, low- and moderate-income applicants to counseling services on subjects such as budgeting, credit issues, mortgage qualifications, rental lease requirements and landlord/tenant law and shall develop, maintain and update a list of entities and lenders willing and able to perform such services.
- M. All developers/owners of very low, low- and moderate-income housing units shall be required to undertake and pay the costs of the marketing of the affordable units in their respective developments, subject to the direction and supervision of the City's Administrative Agent.
- N. The City's Administrative Agent shall provide the Affordable Housing Liaison with the information required to comply with monitoring and reporting requirements pursuant to N.J.A.C. 5:80-26-1, et seq.

BE IT FURTHER RESOLVED that the appropriate City officials and professionals are authorized to take all actions required to implement the terms of this Resolution and attached Exhibit A.

BE IT FURTHER RESOLVED that this Resolution shall take effect pursuant to law.

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RESOLUTION NUMBER 172-2018: *A Resolution to Authorize the Refund of a Homestead Benefit Credit for a Disabled Veteran for Block 1059, Lot 16.36 to Joseph G. & Lena Kownacki of 36 rock Creek Woods in the Amount of \$341.70.*

RESOLUTION NUMBER 172-2018

A Resolution to Authorize the Refund of a Homestead Benefit Credit for a Disabled Veteran for Block 1059, Lot 16.36 to Joseph G. & Lena Kownacki of 36 Rock Creek Woods in the Amount of \$341.70

WHEREAS, Mr. Joseph Kownacki of 36 Rock Creek Woods received a Homestead Benefit Credit for block 1059, Lot 16.36 on August 16, 2018; and

WHEREAS, the Tax Collector is recommending a refund to the property owner for the Homestead Benefit Credit because the tax payer is a veteran who is 100% disabled with no tax liability.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the refund of the Homestead Benefit Credit payable to Joseph G. & Lena Kownacki of 36 rock Creek Woods in the amount of \$341.70 is hereby authorized.

ADOPTED: November 20, 2018

RESOLUTION NUMBER 173-2018: *A Resolution to Authorize the Refund of Escrow to David Zatuchini for 287 South Main Street in an Amount Not to Exceed \$767.27.*

RESOLUTION NUMBER 173-2018

A Resolution to Authorize the Refund of Escrow Balance to David Zatchni of 287 South Main Street in an Amount Not to Exceed \$767.27

WHEREAS, Mr. David Zatuchni of 287 South Main Street filed a request for refund of escrow on October 25, 2018 in the amount of \$767.27 for an application made to the Planning & Zoning Board of Adjustment; and

WHEREAS, the Board Secretary is recommending a refund to the property owner and the Deputy Treasurer has certified the funds to be available.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the refund of the Escrow Balance payable to David Zatuchni of 287 South Main Street in the amount of \$767.27 is hereby authorized.

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RESOLUTION NUMBER 174-2018: *A Resolution to Authorize the Redemption of Tax Lien Certificate Number 16-00012 for Block 1076, Lot 14 to Light Properties, LLC in An Amount Not to Exceed \$17,714.39 Plus the Premium in the Amount of \$1,000.*

RESOLUTION NUMBER 174-2018

A Resolution Authorizing the Redemption of a Tax Lien for Block 1076, Lot 14 In the Amount of \$17,714.39 Plus a Premium in the Amount of \$1,000.00

WHEREAS, Tax Lien Certificate 16-00012 issued on Block 1076 Lot 14 was sold to FWDSL & Associates, LP, 17 W Cliff St, Somerville, NJ 08876 on 10/20/16 and subsequently assigned on 05/02/2018 to Light Properties LLC.

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

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 Light Properties LLC, 17 W Cliff St, Somerville NJ 08876 for the redemption of tax lien certificate #16-00012 in the amount of: \$17,714.39

In addition, the City is holding a premium in the amount of \$1,000.00 and upon redemption this is due back to the lienholder.

2 checks for the lienholder –

Check 1= \$ 17,714.39

Check 2= for premium= \$1,000.00

ADOPTED: November 20-2018

RESOLUTION NUMBER 175-2018: *A Resolution to Authorize the Memorandum of Agreement for the Use of Fuel between the City of Lambertville and the Lambertville Municipal Utilities Authority and the Lambertville Board of Fire Commissioners.*

RESOLUTION NUMBER 175-2018

A Resolution Authorizing the Mayor, City Attorney and City Clerk to Execute the Memorandum of Agreement with the LMUA and the Lambertville Board of Fire Commissioners for the Use of Fuel

NOW THEREFORE BE IT RESOLVED by Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the Mayor, City Attorney and City Clerk are hereby authorized to sign the Memorandum of Agreement with the LMUA and the

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Lambertville Board of Fire Commissioners for the use of fuel beginning January 1, 2019 through December 31, 2019.

ADOPTED: November 20-2018

RESOLUTION NUMBER 176-2018: *A Resolution to Authorize Change Order Number 3 for the Clinton Street, Phase I Project in the Amount of \$-158.13.*

RESOLUTION NUMBER 176-2018

A Resolution Authorizing Clinton Street Phase 1 Change Order Number 1, Reducing the Contract by \$158.13

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 Clinton Street Phase 1 Change Order Number 3, reducing the contract by \$158.13 is hereby authorized.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to sign the change order.

ADOPTED: November 20-2018

RESOLUTION NUMBER 177-2018: *A Resolution to Suspend the Street Sweeper Beginning December 10, 2018 and Resuming March 11, 2018 Weather Permitting.*

RESOLUTION NUMBER 177-2018

A Resolution Authorizing the Suspension of the Street Sweeper from December 10, 2018 through March 11, 2019

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 suspension of the street sweeper beginning December 10, 2018 and resume on March 11, 2019, (weather permitting).

ADOPTED: November 20, 2018

RESOLUTION NUMBER 178-2018: *A Resolution to Authorize the Mayor and the City Clerk to Sign the Strategic Plan for Funding Municipal Alliances for Grant Year 2020, July 1, 2019 through June 30, 2020.*

RESOLUTION NUMBER 178-2018

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

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

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

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

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

1. The City Council does hereby authorize submission of a strategic plan for the South Hunterdon Municipal Alliance grant for fiscal year 2020 in the amount of:

DEDR \$16,108.00

Cash Match \$4,027.00

In-Kind \$12,081.00

2. The City Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.
3. The City Council further acknowledges that the Hunterdon County Educational Services Commission shall act as Fiscal Agent to all Hunterdon County Municipal Alliance Consortiums to provide a streamlined process for the reimbursement of expenditures.

APPROVED: _____

(Name), Mayor

CERTIFICATION

I, _____, Municipal Clerk of the City of Lambertville, County of Hunterdon, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the City Council on this ___ day of _____, _____.

(Name), Municipal Clerk

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RESOLUTION NUMBER 179-2018: A Resolution to Authorize the Cancellation of the Letter of Credit in the Amount of \$12,338.50 and Return of Cash Performance Bond in the Amount of \$1,376.50, Minus Escrow Due to 3 Clinton Street Partners, LLC for a Total Cash Performance Bond.

RESOLUTION NUMBER 179-2018

A Resolution to Authorize the cancellation of the Letter of Credit in the Amount of \$12,338.50 and Return of Cash Performance Bond in the Amount of \$1,376.50, Minus Escrow Due to 3 Clinton Street Partners, LLC for a Total Cash Performance Bond in the Amount of \$842.59

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 the Letter of Credit with retainage amount of \$12,388.50, and the return of the Cash Performance Bond in the Amount of \$1,376.50, minus unpaid escrow.

ADOPTED: November 20, 2018

RESOLUTION NUMBER 180-2018: A Resolution Requesting the Insertion of a Special Item of Revenue in the Budget of Any County or Municipality Pursuant to N.J.S.A. 40A:4-87 (Chapter 159 P.L. 1948) for Drunk Driving Enforcement Grant in the Amount of \$3,500.00.

RESOLUTION NO. 180-2018

**RESOLUTION REQUESTING THE INSERTION OF A SPECIAL ITEM OF REVENUE
IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY PURSUANT TO N.J.S.A.
40A:4-87 (Chapter 159 P.L. 1948)**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of local Finance may approve the insertion of any special item if revenue in the budget of any County or Municipality when such item have been made available by Law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount.

WHEREAS, the Chief Financial Officer has certified that the City has received a grant in the amount of \$3,500.00 - Drunk Driving Enforcement Grant.

NOW THEREFORE, BE IT RESOLVED that the City of Lambertville hereby requests the Director of Division of Local Finance to approve the insertion of an item of revenue in the 2018 CY Budget in the amount of \$3,500.00 which item is now available as revenue from the receipt of the Drunk Driving Enforcement Grant.

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BE IT FURTHER RESOLVED that a like sum of \$3,500.00 is hereby appropriated under the caption of:

OPERATIONS "EXCLUDED FROM CAP"

Drunk Driving Enforcement Grant \$3,500.00

BE IT FURTHER RESOLVED that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval, with a copy of the letter awarding the Grant.

ADOPTED: November 20, 2018

RESOLUTION NUMBER 181-2018: *A Resolution to Authorize the Mayor and City Clerk to Sign the Certificate of Sale for Unpaid Municipal Liens for Block 1002, Lot 39.01, 20 Perry Road, Cunnius, Theodore and Paula.*

RESOLUTION NUMBER 181-2018

A Resolution to Authorize the Mayor and City Clerk to Sign the Certificate of Sale for Unpaid Municipal Liens for block 1002, Lot 39.01, 20 Perry Road, Cunnius, Theodore and Paula.

WHEREAS, payment has been received by the Tax Collector for redemption of the tax lien number 170001 for block 1002, lot 39.01, 20 Perry Road, from the owner, Cunnius, Theodore and Paula, on November 5, 2018.

NOW THEREFORE BE IT RESOLVED by Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the Mayor and City Clerk are hereby authorized to sign the Authorization for Cancellation of Record.

ADOPTED: November 20-2018

RESOLUTION NUMBER 182-2018: *A Resolution to Authorize the Funding of LED Street Light Improvements on Phillips Barber Road in An Amount Not to Exceed \$26,700.00 Funded Through the Orleans Settlement Account.*

RESOLUTION NUMBER 182-2018

A Resolution Authorizing the Allocation of Funds from the Orleans Settlement Account for the LED Street Light Improvements Along Phillips Barber Road and McDowell Drive in An Amount Not to Exceed \$26,700.00

WHEREAS, members of the Governing Body have been asked for additional street lighting along Phillips Barber Road and McDowell Drive; and

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WHEREAS, the developer of Lamberts Hill and the City of Lambertville came to a settlement agreement which established an Orleans Settlement Account to fund lighting, traffic and circulation improvements along Phillips Barber Road; and

WHEREAS, the City Attorney reviewed the request to use the funds for the LED Street Lighting along Phillips Barber Road and McDowell Drive and is in agreement with the use of the Orleans Settlement Account for these improvements.

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 appropriation of \$26,700.00 from the Orleans Settlement Account for the LED Street Light Improvements along Phillips Barber Road and McDowell Drive is hereby authorized.

ADOPTED: November 20-2018

RESOLUTION NUMBER 183-2018: *A Resolution to Reject the Bids Received for the New Porch at City Hall, Partially Funded by the New Jersey Historic Trust, as the Bid Amounts Exceed the Funds Budgeted and Authorize the City Architect to Rebid the Project.*

RESOLUTION NUMBER 183-2018

A Resolution Rejecting the Bids Received for the Porch Reconstruction at City Hall Because the Bid Amounts Exceed the Funds Budgeted for this Project

WHEREAS, on Wednesday, November 14, 2018, the City of Lambertville publicly opened and read aloud the bids received for the reconstruction of the historic porch at City Hall; and

WHEREAS, the following bids were received:

Padovani Roofing & Construction, Neshanic Station, NJ:	\$227,000.00
Precision Building and Construction, Bound Brook, NJ:	\$235,000.00
Charles Mann General Contracting, Pittstown, NJ:	\$267,000.00

WHEREAS, the City Architect has reviewed the bids received and recommends the City reject all bids received because they exceed the budgeted funds for this project.

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 bids received for the Porch Reconstruction at City Hall are hereby rejected because they exceed the funds budgeted.

ADOPTED: November 20-2018

RESOLUTION NUMBER 184-2018: *A Resolution to Reject the bids Received for Interior Construction of City Hall and the Phillip L. Pittore Justice Center for the Second*

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Time, As the Bids Received Exceed the Funds Budgeted, and to Authorize the City Architect to Negotiate with the Lowest Bidders.

RESOLUTION NUMBER 184-2018

A Resolution Rejecting the Bids Received for the Interior Work at City Hall And the Justice Center for the Second Time Because the Bids Received Exceed the Funds Budgeted

WHEREAS, on Thursday, November 15, 2018, the City of Lambertville publicly opened and read aloud the bids received for the interior work at City Hall and the Justice Center; and

WHEREAS, the following bids were received:

Precision Building and Construction, Bound Brook, NJ: \$165,000.00

Ascend Construction Management, Ocean, Nj: \$138,000.00

WHEREAS, the City Architect has reviewed the bids received and recommends the City reject the bids because they exceed the funds budgeted.

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 bids received for the interior work at City Hall and the Phillip L. Pittore Justice Center are hereby rejected because they exceed the funds budgeted.

BE IT FURTHER RESOLVED that the City Architect is hereby authorized to negotiation with the lowest bidders.

ADOPTED: November 20-2018

RESOLUTION NUMBER 185-2018: A Resolution to Reject the Bids Received for the Library Porch Reconstruction as the Bids Received Exceed the Funds Budgeted and Authorize the City Architect to Rebid the Project.

RESOLUTION NUMBER 185-2018

A Resolution Rejecting the Bids Received for the Library Porch Because the Bids Received Exceed the Funds Budgeted for This Project

WHEREAS, on Thursday, November 15, 2018, the City of Lambertville publicly opened and read aloud the bids received for the reconstruction of the Library Porch; and

WHEREAS, the following bids were received:

Ascend Construction Management, Inc., Ocean, NJ \$69,000.00

Padovani Roofing & Construction, Neshanic Station, NJ: \$87,925.00

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Precision Building and Construction, Bound Brook, NJ: \$122,000.00

WHEREAS, the City Architect has reviewed the bids received and recommends the City reject the bids because they exceed the funds budgeted.

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 bids received for the reconstruction of the Library Porch are hereby rejected because the bids received exceed the funds budgeted.

BE IT FURTHER RESOLVED that the City Architect is hereby authorized is hereby authorized to rebid the project.

ADOPTED: November 20-2018

RESOLUTION NUMBER 186-2018: A Resolution to Authorize the Transfers Between Budget Appropriations in the 2018 Budget.

RESOLUTION NUMBER 186-2018

A Resolution to Make Budget Transfers Between Appropriations in the 2018 General Fund Budget

WHEREAS, certain 2018 Budget Appropriation balances are expected to be insufficient for the remainder of the year;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, in accordance with N.J.S.A. 40A:4-58, the Treasurer be and is hereby authorized to make transfers between appropriations in the 2018 Budget for the City of Lambertville as follows:

<u>ACCOU#</u>	<u>ACCOUNT TITLE</u>	<u>FROM</u>	<u>TO</u>
<u>O&E</u>			
8-01-21-185-228	Zoning OE		\$ 25.00
8-01-23-220-299	Group Insurance – Active	\$ 808.00	
8-01-23-220-200	Group Health Insurance	\$5,572.00	
8-01-26-305-229	Solid Waste Other Contractual		\$ 5,000.00
8-01-30-420-299	Celebration of Public Events		\$ 572.00
8-01-31-440-276	Telephone		\$ 750.00
8-01-31-460-274	Gasoline		\$ 33.00

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\$6,380.00 \$ 6,380.00

ADOPTED: November 20, 2018

Mayor DelVecchio asked for a motion to adopt the resolutions listed on the consent agenda. Councilwoman Taylor made a motion to adopt the resolutions. Council President Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

BILLS LIST AND THE ADDENDUM TO THE BILLS LIST.

Mayor DelVecchio asked for a motion to approve the Bills List and the amendment. Councilwoman Taylor made a motion to approve the Bills List. Council President Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

ORDINANCES – FIRST READING.

ORDINANCE NUMBER 25-2018: *An Ordinance to Amend the Lambertville City Ordinances, 2014, Chapter VIII, Section 8-29, Rules and Regulations, Section III. Displaying of Permit.*

Mayor DelVecchio read the Ordinance into the record by title. He informed the members of the public present that this ordinance amends Chapter VIII, Section 8-20, Displaying of the Parking Permit. Currently, parking enforcement officers need to walk into the street to see if a parked vehicle has a parking sticker. This will amend the ordinance to require the placement of the sticker on the sidewalk side.

ORDINANCE NUMBER 25-2018

An Ordinance to Amend the Lambertville City Ordinances, 2014, Chapter VIII, Section 8-29, Rules and Regulations, Section III. Displaying of Permit.

NOW THEREFORE BE IT RESOLVED BY THE Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that the Lambertville City Code, 2014, Chapter VIII, Section 8-29 RULES AND REGULATIONS, Number III, DISPLAYING OF PERMIT is hereby amended to read:

III. DISPLAYING OF PERMIT: Each permit shall be issued with a corresponding sticker to be affixed on the rear windshield, on the passenger side bottom corner (right side).

INTRODUCED: November 20, 2018

ADOPTED: December 18, 2018

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Mayor DelVecchio asked for a motion to introduce on first reading Ordinance Number 25-2018. Councilwoman Taylor made a motion to introduce on first reading, Ordinance Number 25-2018. Council President 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 25-2018 will be held on December 18, 2018.

ORDINANCE NUMBER 26-2018: *An Ordinance to Amend the Lambertville City Ordinances, 2014, Chapter VII, Section 7-13, Penalty, Section 7-4.4, Sweeper Tickets.*

Mayor DelVecchio informed the members of the public present that this ordinance amends Chapter VII, Penalty for Sweeper Tickets to read \$25. This corrects the current language that reads \$35.

ORDINANCE NUMBER 26-2018

An Ordinance to Amend the Lambertville City Ordinances, 2014, Chapter VII, Section 7-13, Penalty, Section 7-4.4, Sweeper Tickets.

NOW THEREFORE BE IT ORDAINED BY the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the Lambertville City Ordinances, 2014, Chapter VII, Section 7-13, Penalty shall be amended to read:

7-13 PENALTY.

A violation of subsection the following subsections shall result in a fine as follows:

- 7-4.2, Parking Prohibited During State of Emergency, subsection 7-4.8, No Parking Snow Emergency, may be satisfied by payment to the Municipal Court of a fine of thirty-five (\$35.00) dollars plus any fees required by the State of New Jersey;
- 7-4.4, Parking Prohibited Certain Hours, may be satisfied by payment to the Municipal Court of a fine of twenty-five (\$25.00) dollars.

Unless another penalty is expressly provided by New Jersey Statute, every person convicted of a violation of a provision of this chapter or any supplement thereto shall be liable to the penalties contained in Chapter I, Section 1-5, General Penalty.

INTRODUCED: November 20, 2018

ADOPTED: December 18, 2018

Mayor DelVecchio asked for a motion to introduce on first reading Ordinance Number 26-2018. Councilwoman Taylor made a motion to introduce on first reading Ordinance Number 26-2018. Council President Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

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Mayor DelVecchio informed the members of the public present that the public hearing for Ordinance Number 26-2018 will be held on December 18, 2018.

ORDINANCES – SECOND READING.

ORDINANCE NUMBER 19-2018: *An Ordinance of the City of Lambertville, in the County of Hunterdon, New Jersey, Providing for the Acquisition of a Refurbished Garbage Truck in and for the City, appropriating \$97,000.00 Therefor, And Authorizing the Issuance of \$56,600.00 in General Improvement Bonds or Notes of the City to Finance the Same. Please note: The City received \$43,400 from the Insurance Company and that will be used as the down Payment.*

The public hearing for this ordinance has been moved to the November 26 session.

ORDINANCE NO. 19-2018

AN ORDINANCE OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY, PROVIDING FOR THE ACQUISITION OF A REFURBISHED GARBAGE TRUCK IN AND FOR THE CITY, APPROPRIATING \$97,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$53,600 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE CITY TO FINANCE THE SAME.

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

Section 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Lambertville, in the County of Hunterdon, New Jersey (the "City") as general improvements. For the improvements or purposes described in Section 3 hereof, there is hereby appropriated the \$97,000, including the sum of \$43,400 as the down payment for the improvement and purpose required by the Local Bond Law. The down payment has been made available by the receipt of the proceeds of an insurance claim by the City related to the casualty loss on a prior garbage truck owned by the City, which sum is hereby appropriated.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$53,600, 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.

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Section 3. (a) The improvement hereby authorized and the purpose for which the bonds or notes are to be issued is the acquisition of a refurbished 2004 Mack garbage truck with a Heil rear-loader body to replace a previous garbage truck damaged in a fire, including such painting, branding and installation of radios and equipment necessary to allow the vehicle to be used for its intended use, and further including all work and related materials necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes is \$53,600 authorized herein.

(c) The estimated cost of the improvements or purposes authorized herein is \$97,000.

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

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

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

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

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of respective amounts or obligations for the several purposes and the respective reasonable life thereof within the limitations of the Local Bond Law, is 5.00 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed

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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 \$53,600, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$10,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvements or purposes.

(e) The City reasonably expects to commence the acquisition of the several improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the City further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 1 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof 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.

CORRESPONDENCE.

STATE OF NEW JERSEY DOT: Notice of acceptance of applications for the 2019 Fiscal Year.

BOARD OF CHOSEN FREEHOLDERS: Seeing resources from Governmental Agencies to combat Emerald Ash Borer/insect infestations.

Mayor DelVecchio commented that the City should seek funding from governmental agencies for both the Emerald Ash Borer Beetle and the Lanternfly. Emily Goldman, the chair of the

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Shade Tree Commission commented that Woodcrest has identified over 400 trees that will need treatment or to be removed. This will have a substantial impact on runoff.

Councilman Sanders commented that Ms. Goldman made a good point and he asked if there was funding for planting of new trees. Ms. Goldman responded that the State has a program and the Shade Tree Commission will be discussing participation at their meeting scheduled for November 26th. Shade Tree Commission Chair Goldman explained that the trees won't necessarily die at the same pace/time, it depends on when they were infested. She referenced a meeting with Tom Sheppard who works for the County of Hunterdon who explained that they were experimenting with predator species but at that time the County recommended removal but leaving the stump as erosion control. That will change the landscape drastically.

Steve Chernoski asked about the Ash Trees overlooking Lincoln Avenue and commented that his neighbors have a lot. They were told to cut them down but he was wondering about the best approach. Emily Goldman responded that the group "Lambertville Goes Wild" along with the Shade Tree Commission have created a group to present to Council the things that the City and residents can do in terms of managing and treatment. The Shade Tree Commission is in the process of completing a tree analysis.

Mayor DeVecchio asked the members of the governing body to approve a resolution to request assistance from governmental agencies with the Emerald Ash Borer, the Lanternfly and other insect infestations.

RESOLUTION NUMBER 187-2018

A Resolution of the City of Lambertville Requesting Assistance from the County of Hunterdon, State of New Jersey, and the United States Department of Agriculture for Insect Infestations of Trees

WHEREAS, insect infestations of trees are difficult to plan for, based on the tremendous resources required to treat and remediate from the damage; and

WHEREAS, the immediate concern in the City of Lambertville and surrounding municipalities in the County of Hunterdon and well beyond is the Emerald Ash Borer and the Lanternfly; and

WHEREAS, the dead and diseased ash trees pose a serious risk to life and property as a result of the damage done by the Emerald Ash Borer; and

WHEREAS, the Lanternfly poses a more serious risk and is not specific to a species of tree and has devastating results; and

WHEREAS, the challenges that municipalities and residents throughout the County of Hunterdon face include the financial cost of removing diseased trees as well as the public safety concern for dead and dying trees; and

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WHEREAS, a significant number of Ash trees have been recorded throughout the City of Lambertville, included the areas designated as Open Space, the conservation easements of Lamberts Hill and the Woodcrest development; all located on steep slopes; and

WHEREAS, the City of Lambertville supports the County of Hunterdon's assistance with funding, guidance for remediation and to petition the following governmental organizations to consider the devastation that will ultimately be caused by insect infestation, including but not limited to the Ash Borer Beetle and the Lanternfly, to our trees and the cost associated with proactively treating and removing the impacted species, and we ask that these organizations consider the eligibility of the resources they have available to combat this cause:

New Jersey Department of Agriculture

Division of Parks & Forestry

New Jersey Department of Environmental Protection

United States Department of Agriculture

Animal & Plant Health Inspection Services

Forest Services

National Resource Conservation Services

National Resource Conservation Services, New Jersey Offices

ADOPTED: November 20, 2018

Council President Sanders made a motion to approve the resolution requesting assistance from government agencies with insect infestations. Councilwoman Taylor seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

PETITION OF CITIZENS ON CORYELL STREET: Petition to remove the new LED Light Fixtures in our town. **CORYELL AND FRANKLIN STREET:** Letter from Judy Marrero, requesting the street light be turned off until the brightness of the light is resolved.

Council President Sanders informed the members of the public present that the City had an opportunity with JCP&L to switch out lighting from vapor lights to the LED Street Lights with no cost to the city. The City adopted a resolution to meet the standards of the Paris Accord and reduce the city's carbon footprint, and this was a benefit to meet our fair share obligation. There was pretty strong support in the community to do this. There has been concern expressed about the brightness. The Mayor spoke with representatives from JCP&L and they are looking at hoods, jell film, and different ways to address the issue. We want to hear your comments.

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Judy Marrero, 93 Coryell Street said the light is very invasive, why do you have 50 watts on that corner? I open my door and I feel like I am walking into a football game. I can't sit on my porch for more than an hour.

Kathy Williams, these are fifty feet apart on Church and North Franklin Street. I live on the same side as the light, it is so bright it's intrusive. Fifty feet apart. No need for this, and this came out of nowhere. No one is listening to us.

Mayor DelVecchio commented that the City held three public meetings. Council President Sanders commented that we had someone from JCP&L at those meetings.

The group said they were not aware of the meetings and offered a picture of the area. Council President Sanders asked to see the picture. Council President Sanders asked if we could have a conversation about the wattage with JCP&L. Mayor DelVecchio commented that this is the lowest they can go. They are looking at anything in terms of filter, jell, shield, to see what is available on the market.

Councilwoman Taylor asked if we had a timeframe on when we would hear back on potential solutions. Mayor DelVecchio said he would call our representative tomorrow. One option is turning it off, but it would then create a liability for the city. There is no reason we cannot come up with a solution that keeps us committed to the environmental goals and address the issues brought to us by the neighbors.

Mayor DelVecchio informed the members of the public present that the governing body committed to the Paris Accord to lower our carbon footprint by 26% by 2025 and one of those ways is through the LED Street Lights which represent 60 tons a year in terms of carbon footprint, which is a significant savings for a community our size. I don't apologize for what we are doing, but I apologize for the inconvenience for people. We are going to try to resolve this lighting issue, but we are doing our part for climate change. I am happy to do that every day.

Ms. Williams stated that this is a quality of life issue. Mayor DelVecchio replied that turning off the light creates a liability issue for the city.

Chris Zaic, a trained engineer in optical lighting commented that the local star gazers don't complain about the light, the lights need to be focused where you want the light. The reflection has to be any shape you want, not in people's houses, not in the sky. Council President Sanders explained they had that issue on North Main Street and they were able to redirect the light to the ballfield, we don't have that option here. Discussion ensued.

Council President Sanders informed the members of the public present that the governing body heard them. We are holding off on all other plans until we look at mitigation strategies.

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JCP&L: Notice of Public Hearings for Approval of An Infrastructure Investment Program, BPU Docket Number EO18070728.

NJ TRANSIT: Notice of Public Hearings to gather Information and Receive Comments from Interested Parties Concerning Programs Developed Pursuant to the Senior Citizen & Disabled Residents Transportation Assistance Program.

ECOLSCIENCES, INC.: Notice of Application for Freshwater Wetlands for Public Service Gas & Electric.

TOWNSHIP OF READING: Resolution in Support of Seeking Resources from Governmental Agencies to Combat Emerald Ash Borer/Insect Infestations.

TOWNSHIP OF LEBANON: Resolution Urging Full Funding of Energy Tax Receipts Property Tax Relief Act.

CORYELL AND FRANKLIN STREET: Letter from Judy Marrero, requesting the street light be turned off until the brightness of the light is resolved.

UNFINISHED/OLD BUSINESS.

AFFORDABLE HOUSING: the public meeting on the adoption of the ordinances is scheduled for 6:30 pm on November 26. At that same meeting, the Citizens Against the PennEast Pipeline will give an update on their progress.

COMMUNITY AGGREGATION; the auction is scheduled for November 27th for 40% renewable energy.

SWAN CREEK/D&R CANAL PARKING: The Mayor and Mayor-elect have a meeting scheduled with Black River and Western about parking and the Swan Creek Flood Gates which are all connected.

ROUTE 29 ROAD DIET: the city met with the residents last evening. We have requested a meeting with DOT.

JAIL ROOF is under construction.

LIBRARY – painting is pending the lead paint remediation.

NEW BUSINESS.

CLASS III OFFICER.

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This item has been moved to the December 18th meeting agenda.

RESOLUTION NUMBER 187-2018

A Resolution Authorizing the Mayor, City Attorney and City Clerk to Sign the Memorandum of Understanding for the Class III Officer in the Elementary School of the South Hunterdon Regional School District

NOW THEREFORE BE IT RESOLVED by Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the Mayor, City Attorney and City Clerk are hereby authorized to sign the Memorandum of Agreement with the South Hunterdon Regional School District for the Class III Officer in the elementary school, located at 200 North Main Street within the City of Lambertville.

ADOPTED: November 20-2018

Ellen Koziol asked why the city hasn't done this yet when the Township of West Amwell already has this in place. She expressed her concern for protecting our children, you can pass a bond to find a new school but you can't support putting a class II officer in the school. Mayor DelVecchio commented that the city's police department are in the building every day. Ms. Koziol responded that what if an officer is in the other side of town, 250 some odd kids that you are not willing to protect is shameful.

Council President Sanders responded that there was a lot of effort and discussion and the governing body had a lot of push back from residents. There were a lot of very thoughtful and well-intentioned comments from those supportive and opposing. We are trying to figure out a way to address the concern of the community, address the need to have an armed guard at all times. I realize that West Amwell jumped into it but I don't know that they had a concern from the community such as accidental firing of guns, a lot of things were raised and we need to address their concerns about transparency. Different communities have different view of police. Are they teaching the students, etc., those are the things we are addressing.

Mayor DelVecchio commented that only one vote out of the five Lambertville that supported this, not a tremendous demand from South Hunterdon Regional Board of Education.

**CITY OF LAMBERTVILLE
REGULARLY SCHEDULED SESSION
MAYOR AND COUNCIL
NOVEMBER 20, 2018, 6:30 P.M.
PHILLIP L. PITTORE JUSTICE CENTER
25 SOUTH UNION STREET
MINUTES
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Ms. Koziol commented that it was disappointing that you are not taking advantage of the police director's experience. That tells me you care more about real estate than children.

ANNOUNCEMENTS.

ANNUAL TREE LIGHTING: Sunday, November 25, 5 pm at City Square.

ANNUAL MENORAH LIGHTING: December 6, 6:30 pm at City Square.

ALL CITY OFFICES WILL BE CLOSED ON THE FOLLOWING DATES:

NOVEMBER 22 AND 23 for Thanksgiving.

Garbage and Recycling scheduled for Thursday and Friday will be picked up on Friday, November 23rd.

PUBLICPARTICIPATION/PETITION OF CITIZENS AND PUBLIC DISCUSSION.

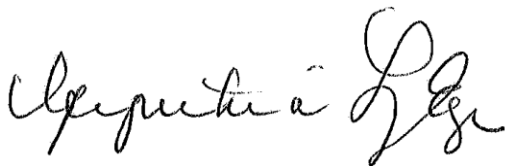
Steve Chernoski, Cottage Hill, asked about the tree lighting. He said his children enjoyed the musicians, but Sunday night is an issue for him – "I don't want my kids up late."

Mayor DelVecchio responded that in the past the City held the event on a Saturday night but the response was very low. When we moved it to a Sunday night, we had a large crowd.

ADJOURNMENT.

The meeting adjourned at 7:55 p.m. with a motion made by Councilwoman Taylor and seconded by Council President 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

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The November 20, 2018 Regularly Scheduled session minutes were approved at the regularly scheduled session held on December 18, 2018.