



**CITY OF LAMBERTVILLE  
REGULARLY SCHEDULED SESSION  
MAYOR AND COUNCIL  
DECEMBER 18, 2018, 6:30 P.M.  
PHILLIP L. PITTORE JUSTICE CENTER  
25 SOUTH UNION STREET  
MINUTES**

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

Mayor DelVecchio called the meeting to order at 7:03 p.m. and informed the members of the public present that this meeting was being held in compliance with the Open Public Meetings Act with the annual meeting schedule advertised in the January 9<sup>th</sup> edition of the Trenton Times, meeting notice was provided to the Hunterdon County Democrat and Trenton Times, to individuals on the list serve and department heads; and the meeting agenda was posted to the bulletin board at city hall and the city's website at [www.lambertvillenj.org](http://www.lambertvillenj.org).

**ROLL CALL.**

The City Clerk called the roll as follows:

Present: Councilwoman Asaro, Councilwoman Taylor, Councilwoman Warner, Council President Sanders, Mayor DelVecchio.

Absent: None.

**CLOSED SESSION.**

Please note: The closed session planned for December 18<sup>th</sup> was cancelled.

**PLEDGE OF ALLEGIANCE.**

Mayor DelVecchio led the public in the Pledge of Allegiance.

**MOMENT OF SILENCE.**

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

**APPROVAL OF MINUTES.**

Mayor DelVecchio asked for a motion to approve the November 20, 2018 Regularly Scheduled Session Minutes and the November 20, 2018 Closed Session Minutes. Councilwoman Asaro made the motion and Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present, with Councilwoman Asaro abstaining.

Mayor DelVecchio asked for a motion to approve the November 26, 2018 Special Session Minutes. The motion to approve was made by Councilwoman Asaro and seconded by

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Councilwoman Warner. An affirmative roll call vote was taken in favor of the motion with Councilwoman Taylor and Councilwoman Warner abstaining.

Mayor DelVecchio asked for a motion to approve the December 3, 2018 Special Session Minutes as amended. Councilman Sanders made the motion to approve as submitted. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present with Councilwoman Warner abstaining. MOTION CARRIED.

**ADMINISTRATIVE REPORTS.**

Mayor DelVecchio asked for a motion to accept the Administrative Reports for the month of November from the following department heads: Tax Collector – Cynthia McBride, Municipal Court Administrator – Patricia Wozniak, Construction Official – Kenneth Rogers, Zoning Officer – Frank D’Amore, Fire Inspector – Frank D’Amore, Police, OIC – Robert Brown, Lt., Public Works Director – Lester E. Myers, Jr., City Clerk – Cynthia Ege and Chief Financial Officer and Treasurer – Christie Ehret. Councilwoman Taylor made the motion to accept the Administrative Reports. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**PROCLAMATIONS.**

Mayor DelVecchio asked for a motion to adopt the proclamations honoring David Morgan and the student achievements at South Hunterdon Regional School District.

**A PROCLAMATION HONORING DAVID MORGAN, EXECUTIVE DIRECTOR OF THE DELAWARE RIVER TOWNS CHAMBER OF COMMERCE.**

*Proclamation*

**WHEREAS**, David Morgan, a retired captain of the Ewing Police Department, was hired by the Lambertville-New Hope Chamber of Commerce to serve as the executive director in January of 2015; and

**WHEREAS**, one of his initiatives was to expand its coverage beyond Lambertville and New Hope to include Frenchtown, Washington Crossing, Solebury and Stockton; thereby branding the Delaware River Towns Chamber of Commerce; and

**WHEREAS**, the Delaware River Towns Chamber of Commerce opened a visitors’ center; published a visitors’ guide with a wide distribution; created new events, including Small Business Saturday, Turkey Trot, and Out and About for Business, Art & Antiques Weekend, Zombie Crawl, Pride 5, Restaurant Week, First Friday’s, Outside the White Cube and the seasonal fireworks; and

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**WHEREAS**, Mr. Morgan also spearheaded grants from governments from both sides of the river; established partnerships with Hunterdon County Economic Development, New Hope Celebrates, Philadelphia Independence Business Alliance, NJLGBT; and

**WHEREAS**, David, drawing on the inextricable links between the business communities in both municipalities also established partnerships with other area Chamber of Commerce, such as Princeton Regional, Hunterdon County, Central and Lower Bucks; and

**WHEREAS**, his ideas, creativity, and passion helped him to fulfill a vision to make it what it is today.

**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, hereby congratulates David B. Morgan on his successes with the Delaware River Towns Chamber of Commerce and wishes him much success with all of his future endeavors.

**BE IT FURTHER RESOLVED** that Saturday, December 29, 2018 is hereby proclaimed David B. Morgan Day in the City of Lambertville.

**ADOPTED:** December 18, 2018

**A PROCLAMATION TO HONOR STUDENT ACHIEVEMENT FOR FALL SPORTS.**

Mayor DelVecchio asked the students to join him at the dais. Council members took turns reading the proclamation into the record.

*Proclamation*

**WHEREAS**, students at the South Hunterdon Regional School District enjoy a wide array of extra-curricular activities; *and*

**WHEREAS**, due to their exemplary performances, students participating in fall activities have achieved the following honors:

**FIELD HOCKEY AWARDS:**

All-Skyland Conference field hockey

First Team: Rebecca Phillips, Alana Catanzareti, Nicole Constantini

Second Team: Sophia Pertrucci, Chandler Storcella, Skylar Badessa

**FOOTBALL AWARDS:**

The Mid-State 38 Union Division All Conference Team

First Team: Mekhi Beckett and Noah Anane,

Second Team: Brian Torres and Austin Manfready

All Courier News Second Team Offense and All State Group 1 Third Team Offense

Mekhi Beckett

**CROSS COUNTRY AWARDS:**

All Skyland Conference cross country

First Team: Amos Marley

Second Team: Isabella Clavel-Davio, Christina Baggitt

Honorable Mention: Patrick Artur

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**GIRLS SOCCER AWARDS:**

Hunterdon County Democrat All-Area Team:

Allie Magas and Tara Miner

Skyland Conference

First Team: Allie Magas and Annie Spreen

**BOYS SOCCER AWARDS:**

NJ.com's 2018 All-State and All-Group boys soccer

Second Team All-Group 1: Conlan Paventi

Hunterdon County Democrat All-Area Team:

Chris Romano and Conlan Paventi

Skyland Conference

First Team: Conlan Paventi, Chris Romano

Second Team: Daniel Ingersoll, Jason Barrett

Honorable Mention: John Zidzik

**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 students are hereby honored for their athletic accomplishments in their extra-curricular activities for the Fall of 2018.

**BE IT FURTHER RESOLVED** that Saturday, December 22, 2018 is hereby proclaimed South Hunterdon Regional School District Day in Lambertville in honor of their achievements.

**ADOPTED:** December 18, 2018

David M. DelVecchio, Mayor

Councilwoman Taylor made the motion and Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**RESOLUTIONS.**

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

Mayor DelVecchio read the list of resolutions into the record. He informed the members of the public present that the city was not ready to move forward with Resolution Number 194-2018 for the leasing of the Jail to the Lambertville Historical Society and it was removed from the consent agenda.

RESOLUTION NUMBER 190-2018: A Resolution in Support of "Green Amendment" to the New Jersey State Constitution.

**RESOLUTION NUMBER 190-2018**

***RESOLUTION IN SUPPORT OF "GREEN AMENDMENT" TO THE NEW JERSEY STATE CONSTITUTION***

WHEREAS, the right of New Jerseyans to clean water, air and a healthy environment is not given any protection in the State of New Jersey's Constitution; and

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WHEREAS, while New Jersey used to be known as an environmental leader in terms of passing legislation to require remediation of contaminated sites, generation and use of alternative forms of energy, recycling of certain materials at a high level, and numerous other environmental topics, there are still thousands of sites where the soil needs to be cleaned up and which contaminants continue to migrate down into and pollute groundwater, brownfields that need to be put to productive use, public drinking water supplies and school water systems that need to be rid of lead, solvents and chemicals, and places where the air is still unhealthy especially when ozone peaks in the summer heat, with the American Lung Association noting that eleven of New Jersey's 21 counties received an F rating from the group when comparing smog levels to health-based air quality standards; and

WHEREAS, it is not unusual for New Jerseyans to wake up to news from the media with headlines and stories describing the threat to our public health, including, recently:

- Toxic Secrets: NJ community faces high rates of cancer, rare illnesses, February 14, 2018, NorthJersey.com
- 1 in 5 in New Jersey Drink Water Contaminated with PFOA, USA Today, July 26, 2017
- Study Finds About 100 Super Polluters Are Fouling the Air We Breathe, My Central Jersey, October 11, 2016
- Dirty Little Secrets: New Jersey's Poorest Live Surrounded by Contamination, WNYC, December, 9, 2015
- Tom's River Cancer Cluster Still a Mystery Despite 20 Years of Studies, NJ.com, February 6, 2015
- NOAA: New Jersey Will See an Increase in Nuisance Flooding in 2017, WHYY, June 15, 2017; and

WHEREAS, the biggest threat to New Jersey's environment is climate change, which impacts the Jersey shore, and may result in eventual loss of our barrier islands, loss of habitat and wetlands, detrimental changes to coastal living including erosion and accretion of land, which will impair titles and property rights, impairment of fishing, boating, seafood production and tourism, impairment of our shore-based tourism economy, and property damage, death and injuries from more severe storms and flooding influenced by rising sea level and warmer waters, and by more frequent and heavier rainfall; and

WHEREAS we are now beginning to understand that New Jersey's remaining expanses of healthy, unfragmented forests are the most effective engines for sequestering atmospheric carbon, which is generated by the combustion of fossil fuels, which is the greatest, single contributor to climate change, yet these forests continue to be fragmented, and reduced in size and in quality, despite their abundant value to New Jersey's long-term viability by mitigating against the impacts of climate change,

WHEREAS, a clean and healthy environment is directly related to one's health, and longevity; and

WHEREAS, according to a recent poll of 811 adults across New Jersey by Fairleigh Dickinson University's "Public Mind" poll, the majority (71%) of adults asked "strongly agree" that the right

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to clean air and clean water should be protected by the State Constitution in a manner similar to the rights of free speech, freedom of religion and other protections, and an additional 12 % of adults polled “agree” with that statement, with only 14% disagreeing with the statement (6% disagree, 8% strongly disagree); and

WHEREAS, in that poll, the “strongly agree” sentiment runs across all demographics, with women (75%) agreeing somewhat more strongly than men (66%), people of color agreeing (78%) more than white people (67%), and residents of northern New Jersey counties agreeing more strongly (74%) than residents of central New Jersey (73%) and southern New Jersey (64%); and

WHEREAS, in recognition of these facts, a bi-partisan bill has recently been introduced in the New Jersey Senate co-sponsored by Senators Greenstein-D, and Bateman-R (SCR 134), which states that:

“1. The following proposed amendment to the Constitution of the State of New Jersey is agreed to:

“PROPOSED AMENDMENT

“Amend Article I by adding a new paragraph 24 to read as follows:

“24. (a) Every person has a right to a clean and healthy environment, including pure water, clean air, and ecologically healthy habitats, and to the preservation of the natural, scenic, historic, and esthetic qualities of the environment. The State shall not infringe upon these rights, by action or inaction.

(b) The State’s public natural resources, among them its waters, air, flora, fauna, climate, and public lands, are the common property of all the people, including both present and future generations. The State shall serve as trustee of these resources, and shall conserve and maintain them for the benefit of all people.

(c) This paragraph and the rights stated herein are (1) self-executing, and (2) shall be in addition to any rights conferred by the public trust doctrine or common law.

“2. When this proposed amendment to the Constitution is finally agreed to pursuant to Article IX, paragraph 1 of the Constitution, it shall be submitted to the people at the next general election occurring more than three months after the final agreement and shall be published at least once in at least one newspaper of each county designated by the President of the Senate, the Speaker of the General Assembly and the Secretary of State, not less than three months prior to the general election.

“3. This proposed amendment to the Constitution shall be submitted to the people at that election in the following manner and form:

“There shall be printed on each official ballot to be used at the general election, the following:

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a. In every municipality in which voting machines are not used, a legend which shall immediately precede the question as follows:

If you favor the proposition printed below make a cross (X), plus (+), or check (a) in the square opposite the word "Yes." If you are opposed thereto make a cross (X), plus (+) or check (a) in the square opposite the word "No."

b. In every municipality the following question:

**CONSTITUTIONAL AMENDMENT TO ENSURE THE PEOPLE'S  
ENVIRONMENTAL RIGHTS**

"Do you approve amending the Constitution to grant every person the right to a clean and healthy environment? The amendment would also require the State to protect public natural resources."; and

WHEREAS, the interpretative statement to the proposed Constitutional amendment states that:

"This amendment provides that every person has a constitutional right to a clean environment. This includes the right to clean air, pure water, and healthy habitats. The amendment would require the State to preserve public natural resources. The State would also be required to prevent others from destroying or damaging public natural resources."; and

WHEREAS, the New Jersey Senate Committee on the Environment recently passed SCR 134 by a bi-partisan vote of 4-0-1; and

WHEREAS, if the Resolution (SCR 134) is passed by the Senate and then the Assembly, and if it is agreed to by the voters in a public question ballot referendum, this "green amendment" will be added to the Bill of Rights of New Jersey State Constitution; and

WHEREAS, the Governing Body of the City of Lambertville recognizes that clean water, air and a healthy environment will help to protect the health and enhance the quality of lives of residents of Essex County, our rivers and beautiful and legendary parks system, and help attract more business and more opportunity to the County and its residents; and

RESOLVED, that the Governing Body of the City of Lambertville hereby supports SCR 134 and its counterpart in the Assembly ACR 85; and further

RESOLVED, that the Governing Body of the City of Lambertville encourages its County-based legislative delegation to support ACR 85 and SCR 134 for full passage by the Assembly and Senate so that the voters of our great State and great County may choose whether to add the right to a clean and healthy environment to the Bill of Rights of the New Jersey State Constitution.

RESOLVED, that a copy of this resolution be forwarded to the municipality's State Legislative Delegation.

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RESOLUTION NUMBER 193-2018: A Resolution to Authorize the Transfers in the 2018 Appropriations for the 2018 Budget.

**RESOLUTION NUMBER 193-2018**

*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>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>FROM</u>	<u>TO</u>
<b>S&amp;W</b>			
8-01-20-110-100	Mayor & City Council S&W	\$ 715.00	
8-01-20-120-100	Clerk S&W		# 1.00
8-01-20-130-100	Finance S&W		\$ 20.00
8-01-20-145-100	Tax Collector S&W		\$ 159.00
8-01-21-180-100	Planning S&W	\$ 100.00	
8-01-21-185-100	Zoning S&W		\$ 425.00
8-01-22-195-101	Frenchtown S&W	\$ 2,100.00	
8-01-22-195-101	Construction S&W		\$ 226.00
8-01-22-196-100	Fire S&W	\$ 200.00	
8-01-25-240-101	Police S&W		\$ 1,933.00
8-01-26-290-102	DPW S& W	\$ 270.00	
8-01-26-305-101	Solid Waste S&W		\$ 2,849.00
8-01-43-490-100	Court S&W		\$ 515.00
<b>OE</b>			
8-01-20-120-236	Clerk		\$ 580.00
8-01-20-130-222	Finance	\$ 1,000.00	
8-01-20-151-228	Tax Map	\$ 100.00	
8-01-20-145-222	Tax Collector	\$ 700.00	
8-01-20-145-299	TTL	\$ 500.00	
8-01-20-150-223	Tax Accessor		\$ 964.00
8-01-20-155-227	Attorney		\$ 20.00
8-01-21-180-228	Planning Board OE	\$ 325.00	
8-01-21-185-236	Zoning,		\$ 90.00
8-01-21-185-500	Zoning OE-Frenchtown	\$ 500.00	
8-01-22-195-236	UCC OE	\$ 908.00	
8-01-22-195-302	Frenchtown OE	\$ 500.00	



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8-01-22-196-241	Fire OE	\$ 250.00	
8-01-23-210-290	Insurance	\$ 1,280.00	
8-01-23-220-299	Group Insurance; Active	\$ 9,567.00	
8-01-25-240-225	Police		\$ 1,279.00
8-01-25-252-200	OEM OE	\$ 200.00	
8-01-25-275-227	Prosecutor	\$ 2,000.00	
8-01-26-290-258	DPW Other Equip	\$ 2,000.00	
8-01-26-305-229	Solid Waste; OE		\$11,000.00
8-01-26-310-224	Buildings/Grounds Maint. Bldgs		\$ 1,190.00
8-01-27-345-200	Public Assistance OE		\$ 10.00
8-01-27-350-200	Historical Preservation OE	\$ 40.00	
8-01-31-430-271	Electricity	\$ 2,300.00	
8-01-31-435-271	Street Lights		\$ 2,244.00
8-01-31-445-272	Water	\$ 205.00	
8-01-36-472-298	Social Security		\$ 2,455.00
8-01-43-490-223	Court OE	\$ 200.00	
		<b>\$25,960.00</b>	<b>\$25,960.00</b>

ADOPTED: December 18, 2018

RESOLUTION NUMBER 195-2018: A Resolution Authorizing the Refund of an Overpayment of a Fire Permit for 33 Twelfth Street, Permit Number 18-11075, block 12, Lot 1, to Stem Brothers in An Amount Not to Exceed \$65.00.

**RESOLUTION NUMBER 195-2018**

*A Resolution Authorizing the Refund of an Overpayment of a Fire Permit for 33 Twelfth Street, Permit Number 18-11075, Block 12, Lot1, to Stem Brothers in An Amount Not to Exceed \$65.00*

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 an overpayment to Stem Brothers for block 12, Lot 1 to Stem Brothers in an amount not to exceed \$65.00 is hereby authorized.

ADOPTED: December 18, 2018.

RESOLUTION NUMBER 196-2018: A Resolution to Authorize the Contract with Phoenix Advisors, Ending 12/31/2019.

**RESOLUTION NUMBER 196-2018**

*A Resolution to Authorize the Mayor, City Attorney and City Clerk to Sign the Continuing Disclosure Agent Services Agreement with Phoenix Advisors, LLC for An Annual fee Not to*

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*Exceed \$1,050 for the first Three Issues, Plus \$100 for Each Additional Outstanding Issue, If Any;  
and \$200 for Each New Bond Issue Set Up*

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of NJ that the Mayor, City Attorney and City Clerk are hereby authorized to sign the continuing disclosure agent services agreement with Phoenix Advisors, LLC for an annual fee not to exceed \$1,050 for the first three issues, plus \$100 for each additional outstanding issue, if any and \$200 for each new bond issue set up.

**ADOPTED:** December 18, 2018

**RESOLUTION NUMBER 197-2018:** *A Resolution to Authorize the Contract with Unicorn Contracting Corp for the Ely Field Fence in an Amount Not to Exceed \$348,550.00.*

**RESOLUTION NUMBER 197-2018**

*A Resolution to Authorize the Contract with Unicorn Contracting Corp for the Ely Field Fence in an Amount Not to Exceed \$348,550.00.*

WHEREAS, the City of Lambertville solicited for bids for the new fence at Ely Field on three separate occasions; and

WHEREAS, the bids received were rejected by the governing body because they exceed the funds budgeted; and

WHEREAS, Resolution Number 159-2018 authorized the City Architect to negotiate with the lowest bidders of the last two bid cycles; and

WHEREAS, the City Architect is recommended the city enter into a contract with Unicorn Contracting Corp for the purchase and installation of the new fence at Ely Field in an amount not to exceed \$348,550.00; and

WHEREAS, the Certified Municipal Finance Officer has certified funds are 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 Mayor, City Attorney and City Clerk are hereby authorized to sign the contract with Unicorn Contracting Corp. in the amount not to exceed \$348,550.00 for the purchase and installation of the new fence at Ely Field.

**ADOPTED:** December 18, 2018.

**RESOLUTION NUMBER 198-2018:** *A Resolution to Authorize the Return of Escrow Funds to Tinkergarten for the Use of Mary Sheridan Park in an Amount Not to Exceed \$250.00.*

**RESOLUTION NUMBER 198-2018**

*A Resolution to Authorize the Return of Escrow Funds to Tinkergarten for the Use of Mary Sheridan Park in an Amount Not to Exceed \$250.00.*

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**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of NJ that the Mayor, City Attorney and City Clerk that the refund of escrow to Tinkergarten in the amount of \$250.00 for the use of Mary Sheridan Park is here by authorized.

**ADOPTED:** December 18, 2018

**RESOLUTION NUMBER 199-2018:** *A Resolution to Authorize the Refund of an Overpayment of the Tax Payment for the Fourth Quarter to Investors Bank Operations Center, in the amount of \$2,292.32*

**RESOLUTION 199-2018**

*A Resolution Authorizing the Redemption of a Tax Lien for Block 1030, Lot 7 In the Amount of \$76,218.94 Plus the Premium in the Amount of \$48,500.00*

**WHEREAS**, Tax Lien Certificate 15-00005 issued on Block 1030 Lot 7 was sold to FWDSL & Associates, LP, 17 W Cliff St, Somerville, NJ 08876 on 10/22/15 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 #15-00005 in the amount of: \$76,218.94

In addition, the City is holding a premium in the amount of \$48,500.00 and upon redemption this is due back to the lienholder.

2 checks for the lienholder –

Check 1= \$ 76,218.94

Check 2= for premium= \$48,500.00

**ADOPTED:** December 18, 2018

**RESOLUTION NUMBER 200-2018:** *A Resolution Authorizing the Redemption of a Tax Lien for Block 1030, Lot 7 In the Amount of \$76,218.94 Plus the Premium in the Amount of \$48,500.00*

**RESOLUTION 200-2018**

*A Resolution Authorizing the Redemption of a Tax Lien for Block 1030, Lot 7 In the Amount of*

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*\$76,218.94 Plus the Premium in the Amount of \$48,500.00*

**WHEREAS**, Tax Lien Certificate 15-00005 issued on Block 1030 Lot 7 was sold to FWDSL & Associates, LP, 17 W Cliff St, Somerville, NJ 08876 on 10/22/15 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 #15-00005 in the amount of: \$76,218.94

In addition, the City is holding a premium in the amount of \$48,500.00 and upon redemption this is due back to the lienholder.

2 checks for the lienholder –

Check 1= \$ 76,218.94

Check 2= for premium= \$48,500.00

ADOPTED: December 18, 2018

**RESOLUTION NUMBER 201-2018:** *A Resolution to Amend Resolution Number 29-2018, Increasing the Contract Amount with Waste Management of New Jersey from \$16,500.00 to \$26,500.00.*

**RESOLUTION 201-2018**

*A Resolution to Amend Resolution Number 29-2018, Increasing the Contract Amount with Waste Management of New Jersey from \$16,500.00 to \$26,500.00.*

**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 Resolution Number 29-2018 is hereby amended increasing the contract amount with Waste Management of New Jersey from \$16,500.00 to \$26,500.00 for 2018.

ADOPTED: December 18, 2018

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

**BILLS LIST AND THE ADDENDUM TO THE BILLS LIST.**

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

**ORDINANCES – FIRST READING – NONE.**

**ORDINANCES – SECOND READING.**

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 read the ordinance into the record by title. He informed the members of the public present that this ordinance is to clarify the fees for sweeper tickets, and sets the rate at \$25.00.

**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 opened the public hearing for Ordinance Number 26-2018 and asked for public comment.

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There being no public comment, Mayor DelVecchio asked for a motion to close the public hearing for Ordinance Number 26-2018. Councilwoman Taylor made the motion to close the public hearing and Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor DelVecchio asked for a motion to adopt on second reading, granting final approval of Ordinance Number 26-2018. Councilwoman Asaro made a motion to adopt Ordinance Number 26-2018. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

ORDINANCE NUMBER 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 is correcting the ordinance in placing the sticker curb side so that it makes it easier and safer for the Parking Enforcement Officer to view the stickers.

**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

Mayor DelVecchio opened the public hearing for Ordinance Number 25-2018 and asked for public comment.

There being no public comment, Mayor DelVecchio asked for a motion to close the public hearing for Ordinance Number 25-2018. Councilwoman Warner made the motion and Councilwoman Asaro seconded the motion. An affirmative roll call vote in favor of the motion was taken by all members present. MOTION CARRIED.

Mayor DelVecchio asked for a motion to adopt on second reading Ordinance Number 25-2018. Council President Sanders made the motion and Councilwoman Warner seconded the motion.

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An affirmative roll call vote in favor of the motion was taken by all members present. MOTION CARRIED.

**CORRESPONDENCE.**

ECOLSCIENCES, INC.: *Notice of application, File No. 000-18-0035.1, for Freshwater Wetlands, General Permit Number 12.*

CORYELL AND NORTH FRANKLIN STREET RESIDENTS: *Request to remove the LED Street Lighting at the corner of North Franklin and Coryell.*

Mayor DelVecchio informed the members of the public present that the city has been working with JCP&L on the LED Street Lights. JCP&L talked to their parent company and they have a filter for the light. They plan to install the shield on the street lights on North Franklin Street and the one on Ferry Street and we will see what happens with them.

David Haniman, 58 North Franklin Street asked for the specification sheet. The City Clerk was asked to obtain the specification sheet from the provider. Mr. Haniman asked if this gets extended too much in time, we would like to petition to have the light shut off. Mayor DelVecchio explained that it would be exposing the city to a liability because we have an active light. The City Attorney concurred. Mayor DelVecchio commented that the city will do our best to push this along.

HUNTERDON COUNTY BOARD OF CHOSEN FREEHOLDERS: *Resolution to Implement and Continue an Open Space, Recreation, Farmland and Historic Preservation Trust Fund; Including Rollover Allocations as per Board of Chosen Freeholder Policy #2008-02.*

- a. THE COMMIONERS OF FIRE DISTRICT NO. 1 IN THE CITY OF LAMBERTVILLE: *Resolution Authorizing Annual Election Change to the Date of the November General Election.*
- b. HUNTERDON COUNTY DEPARTMENT OF PUBLIC SAFETY: *Notice of the Change in Tipping Fee at the Hunterdon County Transfer.*

**NEW BUSINESS.**

**CLASS III OFFICER.**

Mayor DelVecchio introduced Dan Seiter and Dr. Lou, the Superintendent of Schools to the members of the public and asked Dr. Lou to give an overview.

Dr. Lou addressed the members of the public and gave the following overview: A couple of months back, the city held a public meeting to discuss the Class III Officer in schools. The

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school has taken every nuance to provide student safety, in 2018 it has become the norm, most of the time comprised of up-to-date workshops. Lt. Brown joined that workshop. Schools are very different in 2018 than in the 60s, 70s and 80s. Their recommendation to the board is to consider the Class III officer which allows retired police officers to come into schools hired by local municipality to enhance safety. I can report that over the last four months we have been looking at Class III in both elementary and middle/high school and I am pleased to report that it has been very remarkable, no negative comments from parents or students. There is a sense of relief from parents and staff members although I don't have any evidence, the building is calmer with the officer's presence and it has made a difference with the kids. At the elementary level, I am pretty excited that the officer in West Amwell, Captain Bartzak, has taken on a new initiative in going into the classroom and talking to the students, developing lesson plans relative to the age level, how to use 911, internet safety, stranger danger, just been a really good transition. This implies a greater use of the Class II Officer rather than just standing in the lobby. He is out there every morning trying to manage traffic and keep it flowing at the beginning and end of the day. At high school, we have two officers and it has been a great deal of comfort as my office is right at the entrance where people come in the door and as people are buzzed in the officers are checking the doors in the facility. My concern is having an equal level of protection for our children in Lambertville that are no less important than those in our other districts. The playground is very open, no fencing per se, to have another adult would be very soothing knowing I can count on an officers lense in that area, by the sidewalk and street. It wasn't too many years ago that we had DARE where an officer would come in and speak to our students about drug and alcohol safety, but those officers were uniformed and then came in and taught class. To Lt. Brown's credit, they are still going into the classroom, they are in there during the morning which is much different than a full-time person, knowing someone could be there on site. We don't see this as a be-all to end-all to student safety and possible tragedy we all see, but I see it as an extra enhancement. It's fiscally responsible for us as a school board to consider an initiative like this but is up to the municipality as they are doing the hiring and the school district reimburses the city. The officers are retired police officers and we do not pay pension or health care benefits. If the city council decides not to move this forward, we will have to move this forward and look for a different source. It makes a lot more sense having the collaboration we currently have and have a Bonafede officer and going through ridged hiring process. Dr. Lou said it was about the best fit, we hire a teacher, we try to get the best fit. We consider how they will fit in with our community, with our children. We do our best during the interview process and we would like to have a Class III that has the best fit. We don't want someone with shoulders broadened, its crucial to be part of the process, to be part of that interview process to get that right. Sometimes you don't know until they are on the job. We have been very fortunate to have three good fits for us to date. If they are not the right fit then we will make a change because they are not working out. We are not bringing in people to put kids in handcuffs, they are not handling discipline. Those officers are not pulling kids aside and disciplining them – that's the admins job. They are keeping the building safe. If they see someone in violation, they mention that to the principal. In the event



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that the levels rise, they are right there as the liaison to the police. The students look up to the officers – I've seen it, I've witnessed it.

Council President Sanders commented that some schools have resources officers and they are challenged by student to student and student to teacher. Does LPS have any history or is this Columbine driven? Dr. Lou responded that it's an additional enhancement. We created a vestibule in Lambertville a while ago, I have to deal with the physical plant and I'm limited. The doors are locked. Council President Sanders responded that he appreciated the additional level of security and that the doors lock. He said he was trying to get at the differential, what are we after. Have there been problems or is it about the plant? Dr. Lou commented that this is not a violent school but we are very fortunate. I didn't hire them to monitor behavior, it will be a rare occurrence. Council President Sanders responded that it was his impression that LPS and South had a culture of safety. In light of this, the school board is interested in hiring a Class III Officer. He is trying to bridge the gap and address the concerns. Council President Sanders said he shared some concepts with other council members if we move this forward, we would be part of the agreement and they are as follows:

1. Hiring Considerations: preference shall be given for being bilingual (English/Spanish).
2. Training Requirements: Mandatory training in cultural sensitivity in the first six months of service.
3. Roles and responsibilities: The Principal and/or Superintendent (P/S):  
Have jurisdiction over all incidents typically categorized as behavioral and not criminal offenses.
  - a) Therefore, in all non-criminal incidents, the P/S have the authority to determine how a situation will be handled, including whether the local police department will be further involved; and the P/S have the final say on any and every disciplinary action taken, unless the P/S have decided to turn the incident over to the police.
4. Firearms: Unless there is a clear and present danger of bodily harm, the SRO will never, under any circumstances, remove a firearm from its holster. Therefore, there will be NO demonstrations/presentations involving firearms in either a formal or informal setting.
5. Student-SRO liaison: A school administrator will be assigned the role of Student-SRO Liaison for Lambertville Public School. This is the person to whom students would report any incidents/complaints involving the SRO. Students will also be told that they can tell a teacher about an incident, and that teacher can talk to the liaison if that is what the student prefers.
6. Record-Keeping: Incident form: a record will be made by either the SRO or a student of
  - a) any and every negative interaction the SRO has with any students (as perceived by either the student or the SRO), and
  - b) any incident during which the SRO chose to remove a firearm from its holster.

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- a) In every report, the race, gender, and disability status of the student(s) will be included, with the students' permission.
  - b) Incident forms must be turned in to the P/S on the date of the incident.
  - c) The P/S will determine whether there will be any follow-up with the student and/or SRO.
  - d) These data will be entered into a spreadsheet kept in the Superintendent's office.
7. Transparency: Students and parents will be informed at the beginning of every year regarding:
- a) The students' rights regarding their interactions with the SRO
  - b) The limits of the SRO's access and responsibilities
  - c) The school liaison's name and contact information
8. Monthly Reporting to Lambertville Governing Body:
- a) Report of the number of internal (student or teacher) acts of violence against students or teachers addressed by SRO.
  - b) Report the number of external acts of violence against students addressed by SRO.
  - c) Report of all complaints or commendations filed by teachers, students or administration regarding the SRO.
  - d) Report the aggregate (de-identified) data from the incident reports noted above.

Council President Sanders commented that they were the major elements. He said he wasn't a fan but he recognized the board has voted to do this. He said he would like to have controls in place and feels he would have less confidence in a hired security guard.

Dr. Lou responded the he agreed with the conditions and felt they were all reasonable accommodations, many of which are under the city's prevue. The use of a gun, he didn't want to play any part of that. The officer would pick up their gun at the police station before he started and return the gun at the end of the day. The training is part of the requirements for Class III Officers and to your point they have likely gone through similar training because they are retired police officers with 25 years plus experience. He explained that he didn't want to hire a security officer. This is the best-case scenario. He felt the reporting out was reasonable and said they need to do that to see if that fit is working. Maybe in two years that doesn't make sense, maybe the school has changed. This is being considered across the State of New Jersey. We go to monthly meetings with the Hunterdon County Prosecutor's Office, the resource officers have been around for decades.

Naomi asked how this was funded. Mayor DelVecchio responded through the Board of Education. Dr. Lou commented that he didn't know the exact figure but it was \$30,000 to

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\$35,000 per officer, 7 hours each day for 180 days per year. Naomi said she hear the benefits, as a former teacher, she had resource officers in the building and they were helpful. She asked if it was necessary for them to have weapons. I know God forbid anything happened, could be useful, but perhaps not. Is this the best use of the that budget? Mayor DelVecchio commented that it was a fair argument except we have no say over that. The budget was formed by the Board of Education, what we are really talking about is an interlocal agreement between the school and the city. We don't have jurisdiction, we could do it by resolution to say we don't like it but we have no ability to re-allocate money.

Councilwoman Taylor asked about plan b. Is this coming down to a choice between a police officer that we have some control over and someone we don't? Dan Seiter, a resident and school board member responded and said that was a good question. He has a little history and said he understood the challenges in making this decision. We were in the same position. I did not support it. I was one of the two that voted no. I haven't changed that position. I still do not support the concept but I encourage you to approve this because your decision is about this officer being governed by Lambertville or being governed by the administration at SHR. The board's perspective has not changed. He would much rather see it managed through the police department rather than the administration. The board has chosen, and he said he wasn't speaking for the board, but the board made this decision and right now it's a matter of practicality. He has much greater confidence in the police managing the position than the school. If the governing body votes no, it goes back to the board and the board has the discretion to hire a security officer.

Doug Gravier asked if city could would set a date after six months for a thorough review of the assessment process. Council President Sanders commented that it was one of his suggestions. He asked if it would involve input from community members. Council President Sanders responded that it would include our report to the governing body.

Steve Chernoski commented that there are parents and residents who believe this has been delayed long enough, it wasn't his opinion but he had one question, is looking for a retired New Jersey Police Officer who is also bi-lingual possible? Mayor DelVecchio responded that it will be a challenge. The individuals we found were snapped up by municipalities that had higher paying positions. Council President Sanders said it was the preference. Mr. Chernoski asked where the new fence was being installed if it was going to be by the playground. The City Clerk explained that it would begin at Perry Street and end at Jefferson Street, connecting to the existing fence by Delaware Avenue.

Councilwoman Taylor commented that aside from police coming into the school, are their any weapons? If we have an SRO, is he required to have the weapon at all times? Lt. Brown responded yes, and currently they do a walk through two hours every day and they are fully armed. The SRO is an at-will employee who can be let go at any time and follows the attorney-general's guidelines.

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Mayor DelVecchio asked, since you have been there since 1996, since then, has anyone discharged any weapons for any purpose other than for wildlife? Lt. Brown responded that even that has to be reported to the Prosecutor's Office. All employees have body worn cameras, even in elementary schools, any time a use of force is used, the cameras are activated. Mayor DelVecchio asked if the resource officer would have a camera. Dr. Lou commented that it is good information to have. Lt. Brown commented that it is very restrictive and very limited to what they can be used for in a school setting. Use of force is one of the mandates.

Mayor DelVecchio commented that they are not part of the bargaining unit.

Filomena Hengst thanked the council because you have been thoughtful, the residents of the city do not want this. The board is changing and she said she didn't know if the new board would be supportive of this, maybe there are other things that can be done. Security guards will drive the cost up and she said she wasn't sure where the money would be coming from.

Meghan Warner commented that she is a board of education member and stated that the implications of not wanting this for any reason is disrespectful. DARE was ineffective and by no means a reflection of the officers. She is very uncomfortable with a police officer in the school, in the class on a daily basis, not a uniform, a polo with pants with patches in some way lessons the impact. If I had students at the school, I would have serious concerns that no way reflects by opinion of the police but it is reactionary and playing on the nationally with gun violence. We should be hiring a mental health expert to spend more time with these students and not adding one more gun. The board will look different in January. The vote could be different and it is not appropriate to level a threat of another to get this council to vote. I hope the city council considers the residents of the City of Lambertville who are not in support of this.

Lauren Braun-Strumfels commented that this is really about our school. This is not reflective of the overwhelming statement of the residents of Lambertville. The long history of the SRO, the body of research is troubling about marginalized students. The greater systemic is that we try to do better but we are still struggling with institutions of authority, putting that in a very small school will have a negative impact. More recently studies show that softening the schools and a more wholistic approach works. Council President Sanders asked her to explain and asked if hardening, meant keeping the doors locked? Ms. Braun-Strumfels commented that it refers to measures where students feel more comfortable, school personnel who can facilitate where students can report about others, about their home, making school the community. Students and families in crisis, hardening refers to introducing elements of enforcement mentality, weapons, punishment instead of seeking out social and emotional help. She offered to share students with the council.

Mayor DelVecchio asked about her comment that the body of evidence supported students were negatively impacted. Ms. Braun Strumfels commented that the blue report is publicly available. The citations within the report go into detail, there is a delicate balance, the school system of

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authority, when punitive, sets a student up. This gives me great concern that we are considering putting an officer in the school as if that is an only solution.

Councilwoman Taylor asked when the board would reconsider this action. Dr. Lou responded that this isn't necessarily a forever decision. The board did decide to move forward with that decision. I can't justify to say its only needed for older kids, they are no more value than elementary school. With regard to Lauren's comments, one can only look at our website to see our goals on the improvement of social learning. Personnel on campus and in each of our buildings, special counselors that are absolutely there when children need to have those conversations. Not out of control, no high level of expulsion rates. Presence have reduced that, no data, just observations. The school is very fortunate, absent trauma that are in larger areas, we don't have those issues.

Mayor DelVecchio asked Filomena, Lauren and Meghan if we were not to act and something would happen, we would have some moral exposure if we didn't act. Once it's presented what's the exposure of the governing body? I think given that we had an opportunity and we didn't, morally, God forbid, I don't know if we had someone there if it would prevent it. That's a burden to think about.

Doug Gravier asked where it ends? Mayor DelVecchio responded it wouldn't be there, we talked about street light, if there was nothing there but the fact that there was it creates that. Mr. Gravier responded that the point is: something happens and then we want to get a solider in the school ... where does it end? This fear? We are trying to manage fear. Where does it end? Mayor DelVecchio responded that it's going to sleep at night and knowing you did the right thing, while regardless of my personal decision on this issue. Mr. Gravier responded that it's terrible time we are in, reality is the way of the world and has always been, there are no guarantees. As adults we understand that. Mayor DelVecchio commented that when he went to see the Mets play when he was younger you walked right in and now you have to go through a metal detector and they go through your bags. It's a different world, different time and place.

Filomena Hengst commented that she agreed that if there is some kind of threat, we need to assure our students, has to be evidence based, SRO have not stopped it. The focus on evidence-based measures, a lot of people are saying no, three people – no. Why would you move it?

Council President Sanders commented that for better or worse, I think for the better, regionalized the school district, but this is one of the challenges. This is a joint school with representatives from all three communities and the other communities are in favor of this. I care about it, I'm not fond of it, I do think about it, we are trying to preserve a school in Lambertville. We have taken a lot of efforts to think of creative solutions to address how we can do that. I worry about consequences that drives our unified school district, why do we want to put a school Lambertville, create bad blood, what might that mean for our chances down the road. This is something I've thought about.

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Al Komathy commented that maybe it gets lost. During Shad Fest, we have security, you have to have it. Ward, your points are very reasonable, we can't split the community. There are many of us that worked years to bring this district together. I think the approach the council and everything looks at and right or wrong, they will be looking at you. This is a societal issue, events, security, baseball, this is society in general for most vulnerable.

Meagan Warner commented that she thinks any issue that is defining of the character of the BOE comes down to a line of people on one side and it seems to be community based. Allowing this to go forward will not affect the mindset in allowing this to go forward. I sit in committee meetings and I don't see how doing the right thing here tonight any way to come back to bite us in the future. The board doesn't have the right to hold the governing body hostage.

Councilwoman Taylor commented that she would rather not have this and see the board change it and she asked how permanent is the decision? If things change, then perhaps this can be undone then.

Dan Seiter, commented that he struggled with this constantly and I am still fixed on a better solution than this but its at the board level. If we have the hired security officer, are you ok with that because it is no longer managed by the police. He said he was excited to have Filomena and Lauren joining the board but they taking two seats that voted against this action. Mayor DelVecchio asked if he had a fifth vote to against the Class III Officer, to overturn the vote? Filomena Hengst commented that she couldn't answer that right now. The security guard will cost \$38,000, that's more than is budgeted and she doesn't know if it will pass. This is strongly supported in West Amwell. Mayor DelVecchio commented that he didn't see that changing the vote.

Mayor DelVecchio commented that we either take action or wait to see what the board does. Councilwoman Warner commented that she was twice as conflicted now. She said she really didn't expect to be so conflicted. She commented that she didn't feel comfortable voting on this today, she understands the position we are in and would much rather have Lt. Brown be the person responsible for hiring this officer and establishing the ground rules and appreciative of Council President Sander's recommendations. She just doesn't feel the answer to potential threats and gun violence is guns in schools and can't come away from that. If the climate or culture to change to such a degree that we would not have to approach it this way or if there were alternatives to putting a school resource officer, an innovative idea on how to address potential threats, would be far more appreciative of that.

Mayor DelVecchio commented that we only have one option before us tonight. What's wrong with doing this and then in six months or a year, it can change. Councilwoman Warner asked if in the school's budget cycle which goes through July 1, in the spring they begin working on the new budget, so if we have to make this decision, can we not put a time limit on it and state through the end of this school year? Mayor DelVecchio commented that we are only voting on

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an interlocal agreement on a 1-year basis. Lt. Brown responded that we can evaluate in a months' time to see if you want to continue it, monthly, bimonthly, but we have the right to end it at any time. Councilwoman Asaro commented that training will take some time. Lt. Brown commented that it will take six months to do the training. The only officers that can apply are retired officers with the last three-years. They have to meet all of the attorney general's requirements.

Dr. Lou commented that it will take some time to advertise to find the applicants. Even if the council sees fit to pass the resolution, at the end of December, he couldn't imagine that they would be ready to hire in January. There are applicants out there, and when West Amwell advertised they had 18 plus applicants. Mayor DelVecchio asked for the salary range. Dr. Lou commented that it was \$25 per hour.

Councilwoman Taylor asked if we vote yes, it is through the end of the school year only. If the school board approves it, we would need to approve it again in three months.

Councilwoman Asaro made the motion to approve the following resolution, conditionally granting the approval of the interlocal agreement with the South Hunterdon Regional School District:

**RESOLUTION NUMBER 202-2018**

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

**WHEREAS**, the hiring of a Class III was the subject of a special session of the governing body held on August 15, 2018 and

**WHEREAS**, members of the public expressed concern for the following: diversity, cultural sensitivity, roles and responsibilities of the officer, jurisdiction over-all incidents typically categorized as behavioral and not criminal offenses; Firearms in a school, Student-SRO liaison, Record-Keeping, Transparency, and the length of the contract; and

**WHEREAS**, the governing body was informed by the superintendent of schools that if the city did not move forward with the agreement, the school board planned to hire a security firm to serve in that capacity and the city would not have control over the individual.

**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 Interlocal 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 which will be conditioned upon:

9. Duration of contract: this contract shall expire June 30, 2019 with the option of renewal.
10. Hiring Considerations: preference shall be given for being bilingual (English/Spanish).

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11. Training Requirements: Mandatory training in cultural sensitivity in the first six months of service.
12. Roles and responsibilities: The Principal and/or Superintendent (P/S):  
Have jurisdiction over all incidents typically categorized as behavioral and not criminal offenses.
  - b) Therefore, in all non-criminal incidents, the P/S have the authority to determine how a situation will be handled, including whether the local police department will be further involved; and the P/S have the final say on any and every disciplinary action taken, unless the P/S have decided to turn the incident over to the police.
13. Firearms: Unless there is a clear and present danger of bodily harm, the SRO will never, under any circumstances, remove a firearm from its holster. Therefore, there will be NO demonstrations/presentations involving firearms in either a formal or informal setting.
14. Student-SRO liaison: A school administrator will be assigned the role of Student-SRO Liaison for Lambertville Public School. This is the person to whom students would report any incidents/complaints involving the SRO. Students will also be told that they can tell a teacher about an incident, and that teacher can talk to the liaison if that is what the student prefers.
15. Record-Keeping: Incident form: a record will be made by either the SRO or a student of a) any and every negative interaction the SRO has with any students (as perceived by either the student or the SRO), and b) any incident during which the SRO chose to remove a firearm from its holster.
  - e) In every report, the race, gender, and disability status of the student(s) will be included, with the students' permission.
  - f) Incident forms must be turned in to the P/S on the date of the incident.
  - g) The P/S will determine whether there will be any follow-up with the student and/or SRO.
  - h) These data will be entered into a spreadsheet kept in the Superintendent's office.
16. Transparency: Students and parents will be informed at the beginning of every year regarding:
  - d) The students' rights regarding their interactions with the SRO
  - e) The limits of the SRO's access and responsibilities
  - f) The school liaison's name and contact information
17. Monthly Reporting to Lambertville Governing Body:
  - e) Report of the number of internal (student or teacher) acts of violence against students or teachers addressed by SRO.
  - f) Report the number of external acts of violence against students addressed by SRO.
  - g) Report of all complaints or commendations filed by teachers, students or administration regarding the SRO.
  - h) Report the aggregate (de-identified) data from the incident reports noted above.

BE IT FURTHER RESOLVED that the Mayor, City Attorney and City Clerk are hereby authorized to sign the contract.

ADOPTED: December 18, 2018



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DECEMBER 18, 2018, 6:30 P.M.  
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Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**ORDINANCES – SECOND READING– CONTINUED.**

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 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.*

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public present that this ordinance will fund the purchase of a refurbished garbage truck.

**ORDINANCE NO. 19-2018**

**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.**

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

**Section 1.** The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Lambertville, in the County of Hunterdon, New Jersey (the “City”) as general improvements. For the improvements or purposes described in Section 3 hereof, there is hereby appropriated the \$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.

**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.

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(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 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.

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

**Section 7.** Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

**Section 8.** The full faith and credit of the City is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable real property within the City for the payment of the obligations and the interest thereon without limitation as to rate or amount.

**Section 9.** The City Council hereby covenants on behalf of the City to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

**Section 10.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Mayor DelVecchio opened the public hearing on Ordinance Number 19-2018 and asked for public comment.

Mayor DelVecchio asked for a motion to close the public hearing for Ordinance Number 19-2018. \_\_\_ made the motion to close the public hearing for Ordinance Number 19-2018. \_\_\_ seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor DelVecchio asked for a motion to adopt on second reading, granting final approval for Ordinance Number 19-2018. \_\_\_ made the motion and \_\_\_ seconded the motion. An affirmative roll call vote in favor of the motion was taken by all members present. MOTION CARRIED.

**ANNOUNCEMENTS.**

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ENVIRONMENTAL COMMISSION will meet at 7:30 pm on December 19 at City Hall.

CITY HALL: The Clerk's Office and the Tax Office will be relocated on Tuesday, December 4 and Wednesday, December 5 to the second floor of City Hall while new furniture is installed.

STREET SWEEPER: The Street Sweeper will stop running on Friday December 7<sup>th</sup> and will resume their normal schedule on March 11, 2019, weather permitting.

DECEMBER CLOSINGS: All City Offices will be closed on Tuesday, December 25, 2018 for the Christmas Holiday.

PARKING METERS: The parking meters will be bagged beginning Monday, December 17<sup>th</sup> through December 25.

REORGANIZATION SCHEDULE: Please take notice that pursuant to NJSA 10:4-6, the following is a schedule of the 2019 Reorganization Meetings of Mayor and Council, Boards and Committees for the City of Lambertville.

Mayor and Council, January 1, 2019 at 1:00 PM

Planning Board, Wednesday, January 2, 2019, 7:00 PM

Office of Emergency Management, Monday, January 10, 2019, 7:00 PM at City Hall

Library Board, Tuesday, January 8, 2019, 7:00 PM at the Library, 6 Lily Street

Historical Preservation, Tuesday, January 8, 2019, 7:30 PM

Recreation Commission, Wednesday, January 9, 2019, 8 PM

Shade Tree Commission, Monday, January 28, 2019, 7:30 PM

Mayor and Council, Regularly Scheduled Session, Tuesday, January 22, 2019, 7:00 PM

Human Rights Council, Monday, January 7, 2019, 7 PM at the Phillip L. Pittore Justice Center

Environmental Commission, Wednesday, January 23, 2019, 7:30 PM at City Hall

Zoning Board of Adjustment, Thursday, January 31, 2019, 7:30 PM

All meetings are held at the Phillip L. Pittore Justice Center, located at 25 South Union Street in the City of Lambertville, unless otherwise noted.

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A copy of all meeting agendas are posted in accordance with the Open Public Meetings Act on the bulletin board at City Hall located at 18 York Street, and on the City's website at [www.lambertvillenj.org](http://www.lambertvillenj.org).

Mayor DelVecchio asked for a moment of silence in remembrance of the following people:

Cheryl Pittore: a retired school teacher, who was also a Democratic Committee Person and a member of the Halloween Committee for years.

Aliceann Krosen: a local resident who was born and raised in Lambertville and had a catering business used by many of our residents.

### **OLD BUSINESS**

**ROAD DIET:** The Mayor and Mayor-elect are meeting with NJDOT on Friday to discuss the proposal for striping.

**PARKING/SWAN CREEK:** We had a very good discussion on December 8 with representatives from the railroad and will need to meet again in January. Tom Eagan asked for an update. Mayor DelVecchio commented that both projects are intertwined and he was working on resolving the issues raised by NJDEP.

### **PUBLICPARTICIPATION/PETITION OF CITIZENS AND PUBLIC DISCUSSION.**

Council President Sanders commented that the City had a resolution adopted by the Lambertville Board of Fire Commissioners authorizing the move to November elections on the meeting agenda under correspondence. He responded that elections cost money and this was a good move but he questioned why they didn't do more to advertise their elections, like the one they just held. There is the letter of the law and the spirit of the law. He felt there was a better way to participate and to help to make sure our community is aware.

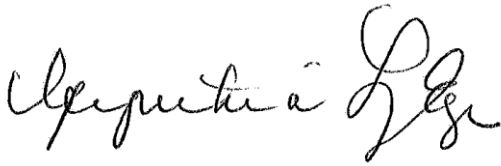
**Medical Marijuana:** Mary DelVecchio informed the members of the public present that the application filed by Fedway with the State of New Jersey to use their site as a medical marijuana distribution center was not picked.

### **ADJOURNMENT.**

The meeting adjourned at 9:10 p.m. with a motion made by Councilwoman Taylor and seconded by Councilwoman Warner. An affirmative voice vote was taken in favor of the motion by all members present. MOTION CARRIED.

Respectfully submitted,

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Cynthia L. Ege, CMR, RMC, City Clerk



*The December 18, 2018 session minutes were approved at the regularly scheduled council session held on January 22, 2019.*