



**City of Lambertville**  
**REGULARLY SCHEDULED SESSION**  
**THURSDAY, June 20, 2019, 7:00 PM**  
**PHILLIP L. PITTORE JUSTICE CENTER**  
**MINUTES**

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

Mayor Fahl called the meeting to order at 7:00 p.m. and asked the City Clerk to read the statement of compliance with the Open Public Meetings Act into the record: "Adequate notice of the regularly scheduled voting session held on June 20, 2019, has been provided through the posting of the annual meeting schedule, by emailing notice to the Hunterdon County Democrat and the Trenton Times and to various individuals on the list serve in accordance with Section 13 of the Open Public Meetings Act."

**ROLL CALL**

The City Clerk called the roll as follows:

*Present:* Councilman Sanders, Councilwoman Warner, Council President Asaro, Mayor Fahl.

*Absent:* Councilwoman Taylor

**PLEDGE OF ALLEGIANCE**

Mayor Fahl 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 Asaro asked for a motion to approve the following minutes as submitted: 05-23-19 Regular Session Minutes, 06/06/19 Work Session Minutes and 06/06/19 Closed Session Minutes. Councilwoman Warner made a motion to approve the minutes as submitted/amended. Mayor Fahl seconded the motion. An affirmative voice vote was taken in favor of the motion by all members present. MOTION CARRIED.

**ADMINISTRATIVE REPORTS**

Council President Asaro asked for a motion to approve the Administrative Reports: Clerk's Report – Cynthia Ege, CMR, RMC. Construction Official – Kenneth Rogers, Sub Code Official (Lambertville, Frenchtown), Court – Patricia Wozniak, Court Administrator, Finance – Christie Ehret, CMFO, Fire Official – Frank D'Amore, Police Department – Robert Brown, Lt., Public Works – Lester E. Myers, Jr., CMPW, Tax Assessor – Richard Carmosino, CMTA and Tax Collector – Cynthia McBride, CMTC. Councilwoman Warner made the motion to approve and Mayor Fahl seconded the motion. An affirmative voice vote was taken in favor of the motion by all members present. MOTION CARRIED.

**APPROVAL OF THE BILLS LIST**

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Mayor Fahl asked for a motion to approve the Bills List and the amended Bills List. Councilwoman Warner made a motion to approve the Bills List and the amended Bills List. Mayor Fahl seconded the motion. An affirmative voice vote was taken in favor of the motion by all members present. MOTION CARRIED.

## **PROCLAMATIONS**

Homestead Market – celebrating 30 Years

Council President Asaro read the proclamation into the record.

*Proclamation*

WHEREAS, the Closson Family has lived in Lambertville for over 100 years, and

WHEREAS, the Homestead Farm Market, located at 262 North Main Street, first opened in Lambertville in June of 1989 and what began as a Farm Stand at the end of the driveway has transformed 32 years later to include fresh, locally-grown produce and home-made foods to families of Hunterdon and Bucks Counties and

WHEREAS, the mission statement “We’re picky about produce” has been enjoyed by Locavores who are interested in eating food that is locally produced because it’s good for our environment, it’s good for our local farmers, and it’s good for you,” while supporting local initiatives to “Ditch Disposables” by offering reusable mesh produce bags in a variety of sizes, and

WHEREAS, some of their achievements include the title of Jersey Bites Best Pie; Hunterdon Happenings Best Gourmet Market and Best Farmer’s Market, and

WHEREAS, the Closson Family has supported many local organizations like the South Hunterdon Sports Teams, Fisherman’s Mark, Delaware Valley Council of Churches, LAEF, Friends of Ely Park, Senior Citizen Groups, the Lambertville-New Hope Ambulatory and Rescue Squad, Fire Departments, Animal Alliance, Wildlife Organizations and more.

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 Homestead Farmers Market is hereby congratulated on 30 years of business in the City of Lambertville.

BE IT FURTHER RESOLVED that Friday, July 12, 2019 is hereby proclaimed Homestead Farm Market Day in the City of Lambertville.

ADOPTED: June 20, 2019

Mayor Fahl invited everyone to the fun community event scheduled for July 12<sup>th</sup> at Ely Field and she asked for a motion to adopt the proclamation honoring the milestone of 30 years in business for the Homestead Farm Market. Council President Asaro made the motion to adopt the proclamation. Councilwoman Warner seconded the motion. An affirmative voice vote was taken in favor of the motion by all members present. MOTION CARRIED.

## **RESOLUTIONS**

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

**RESOLUTION NUMBER 84-2019:** *A Resolution to Authorize the City to Renew the Alcohol Beverage Control Licenses for the 2019/2020 Term.*

**RESOLUTION NUMBER 84-2019**

*A Resolution to Approve the Alcoholic Beverage Control Licenses for the 2018-2019 Terms*

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

<b>Establishment</b>	<b>License Number</b>	<b>Type</b>
Boat House Inc. The	1017-32-006-003	Plenary Retail Consumption License with Broad Package Privilege
Lambertville Lodge 1070 BPO Elks	1017-31-015-001	Club License
De Annas of Lambertville LLC	1017-33-003-003	Plenary Retail Consumption License
ETZ Food Inc. DBA Bell's Tavern	1017-33-002-006	Plenary Retail Consumption License
LV House LLC DBA Lambertville House	1017-33-008-009	Plenary Retail Consumption License
Masset Group Inc. DBA Inn of the Hawke	1017-33-005-008	Plenary Retail Consumption License
Mitchell's Café Inc.	1017-33-004-004	Plenary Retail Consumption License
Swan Hotel The	1017-33-009-002	Plenary Retail Consumption License
Targa Investments DBA Lambertville Station, Inn at the Lambertville Station	1017-33-007-004	Plenary Retail Consumption License
Toscanni Post 120 American Legion	1017-31-012-001	Club License
Irish Diplomat LLC DBA Walker's Wine & Spirits, Inc.	1017-44-010-007	Plenary Retail Distribution License
Wonderful World of Wines LLC	1017-44-011-005	Plenary Retail Distribution License

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**WHEREAS**, the City Clerk has received the Alcoholic Beverage Retail License Clearance Certificate for each entity, and

**WHEREAS**, the Clerk received authorization from the Police Department on April 23, 2019 to issue and has not received a written objection to the renewal of these licenses from the members of the public.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Lambertville, County of Hunterdon, State of New Jersey, that the above licenses be renewed for the 2019-2020 license year upon completion of the requirements as outlined by the Attorney General's Office and the City Clerk is hereby directed to upload a certified copy of this Resolution to the State of New Jersey, Division of Alcoholic Beverage Control, Department of Law and Public Safety, for processing.

**BE IT FURTHER RESOLVED** that the City Clerk be authorized to issue the 2019-2020 licenses to the proper holder prior to the effective date of July 1, 2019.

***RESOLUTION NUMBER 85-2019: A Resolution Authorizing the Redemption of a Tax Lien for Block 1024, Lot 2, in the Amount of \$944.85, Plus the Premium in the Amount of \$2,500.00.***

**RESOLUTION 85-2019**

*A Resolution Authorizing the Redemption of a Tax Lien for Block 1024, Lot 2 In the Amount of \$944.84, Plus the Premium in the Amount of \$2,500.00*

**WHEREAS**, Tax Lien Certificate 18-00005 issued on Block 1024 Lot 2 was sold to Cazenovia Creek Funding II LLC, PO BOX 54132 New Orleans, LA 70154 on 06/21/18 and

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

**NOW THEREFORE BE IT RESOLVED** by Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the check is hereby authorized to Cazenovia Creek Funding II, LLC PO BOX 54132 New Orleans, LA 54132 for the redemption of tax lien certificate #18-00005 in the amount of: \$944.84

In addition, the City is holding a premium in the amount of \$2,500.00

and upon redemption this is due back to the lienholder.

2 checks for the lienholder –

Check 1= \$944.84

Check 2= for premium= \$2,500.00

*RESOLUTION NUMBER 86-2019: A Resolution Requesting the Insertion of a Special Item of Revenue in the Budget, Chapter 159, In the Amount of \$850.00 for Lower Delaware Wild & Scenic Grant*

**RESOLUTION NUMBER 86-2019**

**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 has 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 \$850.00 for Lower Delaware Wild & Scenic 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 2019 CY Budget in the amount of \$850.00 which item is now available as revenue from the receipt of the Lower Delaware Wild & Scenic Grant.

**BE IT FURTHER RESOLVED** that a like sum of \$850.00 is hereby appropriated under the caption of:

OPERATIONS "EXCLUDED FROM CAP"

Lower Delaware Wild & Scenic     \$850.00

**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:     June 20, 2019

*RESOLUTION NUMBER 87-2019: A Resolution to Authorize the Refund of a Fire Safety Permit to Peter Guth for 26 Church Street in the Amount Not to Exceed \$90.00.*

**RESOLUTION 87-2019**

*A Resolution Authorizing the Refund of a Fire Safety Permit to Peter Guth for 26 Church Street in the Amount Not to Exceed \$90.00*

**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 the refund of a Fire Safety Permit to Peter Guth for 26 Church Street in an amount not to exceed \$90.00 is hereby authorized.

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RESOLUTION NUMBER 88-2019: A Resolution Authorizing the Signatures on Bank Accounts.

**RESOLUTION NUMBER 88-2019**

*“Amending Resolution Number 06-2019, Authorizing Signatures on City Bank Accounts”*

**WHEREAS**, on January 1, 2019 the governing body of the City of Lambertville met to hold the annual reorganization; and

**WHEREAS**, they designated the following employees as signers on City Bank Accounts; and

**WHEREAS**, Ordinance Number 03-2019 amended the Lambertville City Code, 2014 by adding the position of Business Administrator.

**NOW, THEREFORE, BE IT RESOLVED** by the governing body of the City of Lambertville, County of Hunterdon, State of New Jersey, that Resolution Number 06-2019 is hereby amended to include the Business Administrator as a signer on the following accounts and through 2019 checks drawn or withdrawals from these accounts be signed as follows:

City Clerk’s Account and Petty Cash Account:

**BE IT FURTHER RESOLVED** that the accounts listed below by signed by three of the following officials, requiring a minimum of one elected official’s signature:

Julia Fahl, Mayor

Elizabeth Asaro, Council President

Alex Torpey, Business Administrator

Cynthia Ege, City Clerk

Robert Brown, Lieutenant

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  
Tax Title Lien Account  
Miscellaneous Escrow Accounts (PB, ZBOA, Developers)

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

Julia Fahl, Mayor

Elizabeth Asaro, Council President

Alex Torpey, Business Administrator

Cynthia Ege, City Clerk

Robert Brown, Lieutenant

ADOPTED: June 20, 2019

**RESOLUTION NUMBER 89-2019: A Resolution Appointing Alex Torpey as the Public Agency Compliance Officer.**

**RESOLUTION NUMBER 89-2019**

*“Appointing Alex Torpey as Public Agency Compliance Officer for the City of Lambertville”*  
**WHEREAS**, Ordinance Number 03-2019 amended the Lambertville City Code, 2014 by adding the position of Business Administrator.

**NOW, THEREFORE, BE IT RESOLVED** that the governing body of the City of Lambertville hereby appoints Alex Torpey, the Business Administrator to serve as the Public Agency Compliance Officer effective June 20, 2019.

ADOPTED: June 20, 2019

**RESOLUTION NUMBER 90-2019: A Resolution to Amend Resolution Number 04-2019, the Cash Management Plan for the City of Lambertville.**

**Resolution Number 90-2019**

*A Resolution to Amend Resolution Number 04-2019, Cash Management Plan for the City of Lambertville*

**WHEREAS**, on January 1, 2019, the City of Lambertville’s Governing Body adopted a Cash Management Plan in accordance with N.J.S.A. 40A: 5-14, and

**WHEREAS**, Ordinance Number 03-2019 adopted on March 21, 2019, amended the Administrative Code of the City of Lambertville to include a Business Administrator; and

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the City of Lambertville, County of Hunterdon, State of New Jersey, that the Cash Management Plan of the City of Lambertville is hereby amended as follows:

**II. Designation of Official Depositories**

The following banks are hereby designated as legal depositories for all municipal funds:

Bank of Princeton  
Wells Fargo Bank

Bank of America  
PNC

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NOTE: Removed Northfield Bank

Prior to opening an account, each depository must submit to the Certified Municipal Finance Officer / Treasurer a copy of the Governmental Unit Deposit Protection Act (GUDPA) notification of eligibility, which is filed semi-annually with the Department of Banking each June 30th and December 31st;

This list may be amended or supplemented from time to time as Mayor and Council deems necessary.

**V. Authority for Investment Management**

The Certified Municipal Finance Officer / Treasurer, and/or Deputy Treasurer is authorized and directed to make investments on behalf of the City of Lambertville with the consent of the Business Administrator. All investment decisions shall be consistent with this plan, and all appropriate regulatory constraints.

**VII. Procedures for Disbursement of Funds**

Payments shall be prepared by the Deputy Treasurer and or Certified Municipal Finance Officer as authorized by the Business Administrator and submitted to Mayor and Council for their approval;

No municipal funds shall be disbursed by the Certified Municipal Finance Officer / Treasurer or Deputy Treasurer prior to approval of the governing body, except for: Debt Service payments; Investments;

Payroll turnovers to agency accounts; Tax payments to Hunterdon County, the South Hunterdon Regional School District, Board of Fire Commission, District 1 shall be made in accordance with schedules provided by each taxing district; the annual disbursement of the Petty Cash Check to the City Clerk and Police Department and permit fees for special projects;

Checks approved for payment shall be signed by any of the following; 1) Mayor, 2) Business Administrator, 3) City Clerk 4) Council President and 5) Lieutenant of the Police Department; and must contain three signatures.

Certified Municipal Finance 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  
Escrow Accounts for ZBOA, PB and Developers

SUI Reserve Fund  
COAH Residual Interest Account  
Developers Escrow Account  
COAH Trust  
FSA Medical Account  
Municipal Open Space  
Tax Title Lien Account

Regional Contribution Agreement Accounts with the following:  
Township of Delaware  
Township of Franklin



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Checks paid from the following accounts must contain two signatures:  
Payroll Fund

Wire transfers and Automated Clearing House (ACH) payments are to be made by the Certified Municipal Finance Officer / Treasurer or by the Business Administrator as authorized by the Mayor.

**VIII. Reporting**

The Business Administrator shall report to the Governing Body all purchases of investments in accordance with N.J.S.A. 40A: 5-15.2;

The Business Administrator shall also report to the Governing Body the available cash in each fund and/or bank account.

**Audit**

This Cash Management Plan shall be subject to the annual audit conducted pursuant to N.J.S.A. 40A: 5-14.

Adopted at the reorganization meeting of the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, held on the 1st day of January 2019 and amended at the regularly scheduled voting session held on Thursday, June 20, 2019.

ADOPTED: June 20, 2019, 2019

**RESOLUTION NUMBER 91-2019: A Resolution to Re-Appoint Cynthia Ege as the Registrar for the City of Lambertville.**

**RESOLUTION NUMBER 91-2019**

*“Appointing Cynthia Ege as the Certified Municipal Registrar for the City of Lambertville”*

**WHEREAS**, in accordance with the rules and regulations of N.J.S.A. 26:8-13, it is necessary for the local Registrar to be appointed through municipal resolution every three years.

**NOW, THEREFORE, BE IT RESOLVED** that the governing body of the City of Lambertville hereby re-appoints Cynthia Ege, the Registered Municipal Clerk to serve as the Certified Municipal Registrar, CMR3202, for a three-year term, effective June 20, 2019 through June 19, 2022.

ADOPTED: June 20, 2019

**RESOLUTION NUMBER 92-2019: Resolution of Support for the Route 29 Project from Alexauken Creek Road to Washington Road.**

**RESOLUTION NUMBER 92-2019**

A Resolution of Support for the NJDOT Route 29 Road Project Beginning at Alexauken Creek and Ending at Washington Road.

**WHEREAS**, the Director of the Department of Public Works and the Officer in Charge of the Police Department has requested that City Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, adopt a resolution in support of the proposed N.J. Department of Transportation’s Concept Development Study dated May 2015; and

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**WHEREAS**, the purpose and need of this project is to address the pavement deficiencies along NJ Route 29, MP 19.8-24.5, MP 27.4-30.4 and MP 33.7-34.3, while containing surface runoff to prevent further pavement deterioration; and

**WHEREAS**, the project’s concept development study evaluated the option for repairing and rehabilitating the pavement facility while also improving the roadway drainage network. This will include the installation of inlets/pipes to capture and store runoff while conveying flow to the existing outfall locations along the D&R Canal. ADA compliance will be achieved by remediating substandard sidewalk connections, curbing, curb ramp locations and crosswalk striping. Incidental roadway improvements include the remediation of substandard guiderail, refreshed signing and corridor striping, in-kind replacement of centerline rumble strips and raised pavement markings. Additionally, two structures within the project limits require rehabilitation and/or remediation. Substandard cross-slopes, super elevation, vertical curves, and minimum grades will be corrected within the footprint of the existing corridor, without significant impacts to right-of-way, driveways, or existing cultural and environmental features.

**WHEREAS**, the City requesting consideration of additional street lighting at Alexauken Creek and Route 29 to assist with the flow of traffic and resolve safety concerns.

**NOW, THEREFORE, BE IT RESOLVED** that the governing body of the City of Lambertville hereby supports the NJDOT Route 29 Road Project beginning at Alexauken Creek and ending at Washington Street in the City of Lambertville and respectfully requests the addition of a street light at the intersection of Alexauken Creek and Route 29.

**ADOPTED:** June 20, 2019

**RESOLUTION NUMBER 93-2019:** *A Resolution to Authorize the Participation in the County of Hunterdon’s Cooperative Purchase of Snow and Ice Control Measures, Reserving 300 Tons of Salt.*

**RESOLUTION NUMBER 93-2019**

*A Resolution to Authorize the Participation in the County of Hunterdon’s Cooperative Purchase of Snow and Ice Control Measures, Reserving 300 Tons of Salt*

**NOW, THEREFORE, BE IT RESOLVED** that the governing body of the City of Lambertville hereby authorizes the participation in the County of Hunterdon’s Cooperative purchase of snow and ice control measures, reserving 300 tons of salt for the 2019-2020 winter term.

**ADOPTED:** June 20, 2019

**RESOLUTION NUMBER 94-2019:** *A Resolution to Authorize the Renewal of the ABC License (Pocket License) held by Stephen Williamson, Authorized by the State of New Jersey in June of 2018 for a Two-Year Term.*

**RESOLUTION NUMBER 93-2019**

*A Resolution to Approve the Alcoholic Beverage Control Licenses for the License Held by Stephen Williamson for the 2019-2020 Term*

**WHEREAS**, a copy of the verified petition for a special ruling was filed by Stephen Williamson for license number 1017-33-001-005 with the City Clerk on May 9, 2018; and

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**WHEREAS**, Stephen Williamson filed the paperwork asking for special ruling for the verified petition from the State of New Jersey, Department of Law and Public Safety, Division of Alcoholic Beverage Control on May 9, 2018 for the 2018-2019 and 2019-2020 license term; and

**WHEREAS**, Stephen Williamson paid appropriate fees to the State of New Jersey and to the City of Lambertville and received the necessary Tax Clearance Certificate for the 2019 license term.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that the Alcoholic Beverage Control License, Number 1017-33-001-005 issued to Stephen Williamson is hereby authorized.

ADOPTED: June 20, 2019

**RESOLUTION NUMBER 95-2019: A Resolution to Appoint Ray Barson at the Alternate Judge at A Rate Not to Exceed \$300 Per Session.**

**RESOLUTION NUMBER 95-2019**

*A Resolution to Appoint Raymond Barson as the Alternate Municipal Court Judge at A Rate of \$300 Per Session*

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the City of Lambertville hereby appoints Raymond Barson to serve as the Alternate Municipal Court Judge at a rate of \$300 per session.

ADOPTED: June 20, 2019

**RESOLUTION NUMBER 96-2019: A Resolution to Authorize the Increase in Contract with Flanagan Productions to Cover the Changes with the Email Accounts, in an Amount Not to Exceed \$14,334.00 for 2019.**

**RESOLUTION NUMBER 96-2019**

*A Resolution to Authorize the Increase in Contract with Flanagan Productions to Cover the Changes with the Email Accounts, in an Amount Not to Exceed \$14,334.00 for the 2019 Contract Period*

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the City of Lambertville that the contract with Flanagan Productions is hereby increased to \$14,334.00 for the 2019 contract period.

ADOPTED: June 20, 2019

**RESOLUTION NUMBER 97-2019: A Resolution to Authorize the Electronic Tax Lien Certificate Sale Services for 2019 Pursuant to N.J.S.A. 54-5-19.1(c).**

**RESOLUTION NUMBER 97-2019**

*A Resolution to Authorize the Mayor, City Attorney and City Clerk to Sign the Agreement of Services in Accordance with N.J.A.C. 54-5.19, with Real Auction for Internet-Based Electronic Processing of Bid Information Related to the Auction Sale of Municipality's Tax Certificates*

**NOW THEREFORE BE IT RESOLVED**, by the governing body of the City of Lambertville, County of Hunterdon, State of New Jersey, that the Mayor, City Attorney and City Clerk are hereby authorized to sign the amendment to the agreement of services with Real Auction for

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Internet-Based Electronic Processing of Bid Information Related to the Auction Sale of Municipality's Tax Certificates.

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Council President Asaro asked for a motion to adopt the resolution numbers 84-2019 through 97-2019. Councilwoman Warner made a motion to adopt the resolutions and Mayor Fahl seconded the motion. An affirmative voice vote was taken in favor of the motion by all members present. **MOTION CARRIED.**

**RESOLUTION NUMBER 98-2019:** *A Resolution to Authorize the contract with York Fence for the Purchase and Installation of a New Fence by the Play Equipment at the Ely Park Fence in An Amount Not to Exceed \$7,475.00.*

Mayor Fahl informed the members of the public that she received many complaints about the condition of the fence by the play equipment at Ely Field. The new fence will match the wrought iron fence that is in the process of being installed along Route 29. This will be paid out of the funds requested by the Recreation Commission allotted in the Mayor's budget.

**RESOLUTION NUMBER 98-2019**

*A Resolution to Authorize the Contract with York Fence for the Purchase and Installation of a New Fence by the Play Equipment at Ely Park in an Amount Not to Exceed \$7,475.00*

**WHEREAS**, Michael Burns, City Architect, solicited for quotes for the purchase and installation of a new fence on two sides of the play area between Perry and Buttonwood Streets; and

**WHEREAS**, the lowest quote was received from York Fence Company in the amount of \$7,475.00; and

**WHEREAS**, the CMFO has certified that funds are available in Ordinance Number 11-2018.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the City of Lambertville that the contract with York Fence is hereby authorized in an amount not to exceed \$7,475.

**ADOPTED:** June 20, 2019

Mayor Fahl asked for a motion to adopt Resolution Number 97-2019. Councilman Sanders made the motion and Councilwoman Warner seconded the motion. An affirmative voice vote in favor of the motion was taken by all members present. **MOTION CARRIED.**

**RESOLUTION NUMBER 99-2019:** *A Resolution to Authorize the Contract With T and M Associates for the Completion of the Preliminary Assessment of Block 1073, Lots 1,3,5,6,7,8,9,10,11,32,33,33.01; Block 1090, Lots 4 and 5, Block 1091, Lots 1 and 1.01 in An Amount Not to Exceed \$12,200.00.*

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Council President Asaro read the resolution by title into the record. She informed the members of the public present that this resolution will assist the city with fulfilling the requirement we have from COAH.

**RESOLUTION NUMBER 99-2019**

*A Resolution to Authorize the Contract with T and M Associates for the Completion of the Preliminary Assessment of Block 1073, Lots 1,3,5,6,7,8,9,10,11,32,33,33.01; Block 1090, Lots 4 and 5; Block 1091, Lots 1 and 1.01 in An Amount Not to Exceed \$12,200.00*

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the City of Lambertville that the contract with T and M Associates for the completion of the preliminary assessment of Block 1073, Lots 1,3,5,6,7,8,9,10,11,32,33,33.01; Block 1090, Lots 4 and 5; Block 1091, Lots 1 and 1.01 in an amount not to exceed \$12,200.00 is hereby authorized.

ADOPTED: June 20, 2019

Mayor Fahl asked for a motion to adopt Resolution Number 99-2019. Councilman Sanders made the motion and Council President Asaro seconded the motion. An affirmative voice vote was taken in favor of the motion by all members present.  
**MOTION CARRIED.**

**RESOLUTION NUMBER 100-2019:** *A Resolution to Authorize the Insertion of an Item of Revenue (Chapter 159) in the 2019 Budget for Clean Communities in An Amount of \$10,291.06.*

Council President Asaro read the resolution into the record. Mayor Fahl informed the members of the public present that this resolution is to authorize the City to insert a grant received from Clean Communities into our 2019 budget. She recognized the Environmental Commission for their hard work in making sure the City receives funding.

**RESOLUTION NUMBER 100-2019**

**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 **\$10,291.06 for Clean Communities Grant.**

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**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 \$10,291.06 which item is now available as revenue from the receipt of the Clean Communities Grant.

**BE IT FURTHER RESOLVED** that a like sum of \$10,291.06 is hereby appropriated under the caption of:

OPERATIONS "EXCLUDED FROM CAP"

**Clean Communities Grant            \$10,291.06**

**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: June 20, 2019

Mayor Fahl asked for a motion to adopt Resolution Number 100-2019. Councilwoman Warner made the motion to adopt Resolution Number 100-2019. Council President Asaro seconded the motion. An affirmative voice vote was taken in favor of the motion by all members present. MOTION CARRIED.

RESOLUTION NUMBER 101-2019: A Resolution Requesting the Insertion of a Special Item of Revenue (Chapter 159) in the Amount of \$1000.00 into the 2019 Budget for the Association of NJ (ANEC) Open Space Stewardship.

Council President Asaro read the resolution into the record by title. Mayor Fahl informed the members of the public present that this is to request approval from the State of New Jersey to insert a grant received from NJEC in the amount of \$1,000 into the 2019 budget. She recognized the joint efforts of the Recreation Commission and Environmental Commission for their work on this application.

**RESOLUTION NUMBER 101-2019**

**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 \$1000.00 for Association of NJ (ANEC) Open Space Stewardship

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**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 2019 CY Budget in the amount of \$1,000.00 which item is now available as revenue from the receipt of the Association of NJ (ANEC) Open Space Stewardship.

**BE IT FURTHER RESOLVED** that a like sum of \$1,000.00 is hereby appropriated under the caption of:

OPERATIONS "EXCLUDED FROM CAP"

Association of NJ (ANEC) Open Space Stewardship     \$1,000.00

**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:     June 20, 2019

Mayor Fahl asked for a motion to adopt Resolution Number 101-2019. Councilman Sanders made the motion to adopt the resolution and Council President Asaro seconded the motion. An affirmative voice vote was taken in favor of the motion by all members present. MOTION CARRIED.

*RESOLUTION NUMBER 102-2019: A Resolution Authorizing the Acceptance of a Letter of Credit in Place of a Performance Bond for Block 1076, Lot 14 in the Amount of \$77,738.00 Plus the Posting of a Cash Bond in the Amount of \$8,638.00 As Determined by the City Engineer.*

Council President Asaro read the resolution into the record by title. Mayor Fahl asked the City Clerk to explain this resolution. The City Clerk informed the members of the public present that a developer typically submits a performance bond prior to beginning construction on a project. There have been times when the City has received a letter of credit which is accepted by the Governing Body.

**RESOLUTION NUMBER 102-2019**

*A Resolution Authorizing the Acceptance of a Letter of Credit in Place of a Performance Bond for Block 1076, Lot 14 in the Amount of \$77,738.00 Plus the Posting of a Cash Bond in the Amount of \$8,638.00 As Determined by the City Engineer.*

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the City of Lambertville that a letter of credit in the amount of \$77,738.00 for the development of Block 1076, Lot 14, plus the posting of a cash bond in the amount of \$8,638.00 is hereby authorized.

ADOPTED: June 20, 2019

Judy Gleason, 86 North Union Street asked if this was for the property on North Franklin and Church Street. The City Clerk commented that she thought it was the same lot.

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Mayor Fahl asked for a motion to adopt Resolution Number 102-2019. Council President Asaro made the motion and Councilwoman Warner seconded the motion. An affirmative voice vote was taken in favor of the motion by all members present.  
**MOTION CARRIED.**

***RESOLUTION NUMBER 103-2019: A Salary & Wage Resolution for the Officials and Employees of the City of Lambertville.***

Council President Asaro read the resolution into the record by title. She informed the members of the public present that this resolution adopts salary and wages for the employees and elected officials of the City of Lambertville.

**RESOLUTION NUMBER 103-2019**

*Establishing the 2019 Salary and Wages for Officials and Employees of the City of Lambertville*

WHEREAS, Ordinance Number 07-2019 adopted April 9, 2019, established salary ranges for officials and employees of the City of Lambertville; and

WHEREAS, the 2019 calendar year budget included a 2% raise for non-union employees who have been working for the City of Lambertville consistently for more than 1 year; and

WHEREAS, the 2019 calendar year budget was formally adopted by the Mayor and Council of the City of Lambertville in the County of Hunterdon on Tuesday, April 18, 2019; and

WHEREAS, it is necessary to establish specific salary for specific positions;

NOW THEREFORE BE IT RESOLVED that the following salaries are established:

EMPLOYEE	TITLE	2019 SALARY
Julia Fahl	Mayor	\$8,000.00
Beth Asaro	Council President	\$3,200
Julia Taylor	Councilwoman	\$1,100
Elaine Warner	Councilwoman	\$1,100
Wardell Sanders	Councilman	00.00
Alex Torpey	Business Administrator	\$120,000.00
Sally Lelie	Senior Police Admin. Asst. FT	\$44,414.88
Tara Barlow	Part Time Secretary –Police (33.5hrs)	Hourly: \$13.24 Annually: \$11,532.04
Vernon Barlow	Crossing Guard – Part Time 45 hrs/26 pays	Hourly: \$13.81 Annually: \$15,000.00
Michael Vecchio	Parking Enforcement Officer FT	\$36,732.14
Stephen Bialy	Parking Enforcement Officer PT	Hourly: \$13.00
Anthony Goccia	Class 2 Patrolman (48 hours) (16 pays)	Hourly: \$17.35 Annually: \$13,324.80
Sally Lelie	Police Matron (min. 3 hrs)	\$34.17
Tara Barlow	Police Matron (min 3 hrs)	\$19.88
Patricia Wozniak	Court Administrator	\$49,877.18
Jasna Ljutica	Violation’s Clerk (30 hrs)	Hourly: \$17.00

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		Max per Agreement \$14,500.00
Richard Cushing	Judge	\$15,000.00
Raymond Barson	Alternate Judge	\$300.00 per session
Christie Ehret	Certified Municipal Finance Officer and Treasurer	\$9,012.04
<b>EMPLOYEE</b>	<b>TITLE</b>	<b>2018 SALARY</b>
Susan Bacorn	Deputy Treasurer/Bookkeeper	\$44,941.30
Cynthia McBride	Certified Municipal Tax Collector	\$16,564.28
Richard Carmosino	Certified Municipal Tax Assessor	\$33,760.66
Cynthia L. Ege	Municipal Clerk	\$79,677.64
Shelley Corrado	Office Clerk/Deputy Registrar	\$31,583.16
Shelley Corrado	Finance Clerk (Max \$994)	\$16.90
Shelley Corrado	Tax Clerk (Max \$5,156)	Stipend \$ 174.00 Hourly: \$ 13.80
Crystal Lawton	Planning Board Admin. Officer	\$7,648.44
Crystal Lawton	ZBOA Admin Officer	\$3,863.57
Kenneth Rogers	Construction Code Official/Building Inspector	\$41,008.08
Kenneth Rogers	Construction Code Official - Frenchtown	Paid Quarterly Per Agreement
Kenneth Rogers	Fire Subcode Official	\$5,857.43
Timothy Dieterman	Plumbing Subcode Official	\$14,343.28
Timothy Dieterman	Plumbing Subcode Official - Frenchtown	\$450 Per Quarter Annual: \$1,800.00
Frank D'Amore	Zoning Officer – Lambertville	\$7,140
Frank D'Amore	Zoning Officer – Frenchtown	\$3,000
Frank D'Amore	Fire Prevention Official	\$23,715.54
Staff	Assistant to Fire Prev. Official	\$4,000
Crystal Lawton	TACO	\$32,164.23
Victor Timpanero	Electrical Inspector – Frenchtown	\$450 Per Quarter Annual: \$1,800.00
Victor Timpanero	Electrical Inspector – Lambertville	\$10,339.26
Lester Myers, Jr.	Public Works Director	Hourly: \$28.16
Robbin Worthington	Laborer	Hourly: \$20.23
Robbin Worthington	Sanitation Truck Driver	Hourly: \$22.64
David Kerr	Laborer	Hourly: \$18.54
David Kerr	Sanitation Truck Driver	Hourly: \$22.64
John Ott	Laborer	Hourly: \$12.50
John Ott	Sanitation Truck Driver	Hourly: \$0
Michael Beekman	Laborer	Hourly: \$12.00
Michael Beekman	Sanitation Truck Driver	Hourly: \$0
Inmates	Minimum Wage	Hourly: \$8.85 Increase to \$10.00 – Jul 1
Helen T. Kuhl	Public Assistance Director	\$16,370.30
Lara M. Zinda	Historic Commission Secretary	\$1,148.44

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BE IT FURTHER RESOLVED that this resolution shall be retroactive to January 1, 2019.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

ADOPTED: June 20, 2019

Judy Gleason, 86 North Union Street asked if this included the salary of the Business Administrator and asked what the salary was. Mayor Fahl responded that it did include the Business Administrator’s salary and it is \$120,000 which will be pro-rated for the first year.

Mayor Fahl asked for a motion to adopt Resolution Number 103-2019. Council President Asaro made the motion to adopt and Councilwoman Warner seconded the motion. An affirmative voice vote was taken in favor of the motion by all members present. MOTION CARRIED.

**ORDINANCES – FINAL READING**

***ORDINANCE NUMBER 13-2019: An Ordinance to Amend the Lambertville City Code, 2014, Chapter X, Building and Housing, Building Sub Code Fees.***

Council President Asaro read the Ordinance into the record by title and she informed the members of the public present that this Ordinance will increase the fees for construction permits.

**ORDINANCE NUMBER 13-2019**

*An Ordinance to Amend Chapter Ten, Fees for Construction Permits*

**10-1.3 Fees for a Construction Permit.**

*Fees.* The fee for a construction permit in Lambertville or any interlocal arrangement shall be the sum of the Subcode fees listed in paragraphs 1(a) through 6(d) hereof and shall be paid prior to the issuance of a permit. Twenty (20%) percent of the construction permit fee shall be considered as the plan review fee, which will be paid at the enforcing agency's office at the time the permit application is submitted and is non-refundable. The plan review fee for prototype plans shall be five (5%) percent of the amount to be charged for a construction permit.

*1. Building Subcode Fees.*

- a. Fees for new construction shall be based upon the volume of the structure. This fee shall be in the amount of **\$.075** per cubic foot, except that agricultural structures on farms shall be in the amount of \$0.025.
- b. Fees for renovations, alterations, repairs, commercial roofing, commercial siding, and for foundations and on-site work for pre-manufactured

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construction or relocated structures, the fee shall be based upon the estimated cost of work. The City reserves the right to require a copy of actual contracts or current market price evaluation based on common estimating practices; or an architect or engineer's cost estimate; or actual third-party estimates. The cost shall include all labor and material (including bartered, donated, free, etc. labor and/or materials)

- c. This fee shall be as follows:
  - i. **\$37.00** per \$1,000.00 of estimated cost of work up to \$50,000.00 of estimated cost of construction;
  - ii. **\$33.00** per \$1,000.00 for estimated cost of work from \$50,001.00 to \$100,000.00 estimated cost of construction; and
  - iii. **\$29.00** per \$1,000.00 for additional costs over \$100,000.00 estimated cost of construction.
- d. The fee for temporary structures shall be based on the volume of the structure. The building Subcode fee shall be .025 per cubic foot. Electric, plumbing and fire Subcode fees shall be based on the normal fee schedule. All structures for which volume cannot be computed shall be \$95.00.
- e. Fees for additions shall be computed on the same basis as for new construction (volume) for the added portion.
- f. Fees for combination renovations and additions shall be computed as the sum of the fees computed separately in accordance with paragraphs (a) and (b) above.
- g. The fee for construction or installation of a single family residential in-ground swimming pool shall be **\$250.00**. The fee for construction or installation of all other use group in-ground swimming pools shall be **\$350.00**. The fee for aboveground pools shall be **\$75.00**.
- h. The fee for construction or installation of retaining walls shall be as follows:
  - i. The fee for a retaining wall with a surface area of 550 square feet or less that is associated with a single Class 3 residential structure shall be **\$150.00**.
  - j. The fee for a retaining wall with a surface area of more than 550 square feet that is associated with a single Class 3 residential structure shall be **\$290.00**.
  - k. The fee for all other retaining walls shall be based on the cost of work as follows:
    - i. \$20.00 per \$1,000.00 of estimated cost of work up to \$50,000.00,
    - ii. \$16.00 per \$1,000.00 of estimated cost of work from \$50,001.00 to \$100,000.00,
    - iii. \$12.00 per \$1,000.00 of estimated cost of work over \$100,000.00,
- l. **In use groups R-3, 4 or 5 single family detached dwellings the fee for the construction and/or renovation of a deck up to 150 sq. ft. shall be \$150.00, 151 sq. ft. to 250 sq. ft. shall be \$240.00 and over 250 sq. ft.**

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**shall be \$350.00. All other use groups shall be based on the cost of the work.**

- m. The installation of sheds over 200 square feet shall be a minimum of \$175.00
- n. The fee for a residential roof or siding replacement shall be \$110.00 and for commercial roof or siding replacement shall be based on the cost of work.
- o. The fee for a demolition and/or removal permit of a building or structure shall be **\$150.00** for Class 3 residential and **\$275.00** for all other use groups, provided that the fee shall be \$75.00 for structures under 400 square feet in area.
- p. The fee for removal or abandonment of underground storage tanks shall be **\$125.00** each for tanks up to 1,000 gallons and **\$195.00** each for tanks over 1,001 gallons.
- q. The fee to construct or erect a sign shall be \$3.00 per square foot surface area of the sign, computed on one side only for double-faced signs. The minimum fee shall be \$75.00.
- r. The minimum fee for the building technical section shall be **\$75.00.**

2. *Plumbing Subcode Fees.*

- a. The fee shall be in the amount of **\$26.00** per fixture or stack such as sinks, water closets, urinals, bath tubs, showers, clothes washers, dishwashers, hose bibs, gas piping per outlet, condensate pump, etc., except as listed below in 2(b) and (c).
- b. The fee for domestic hot water heater replacement fee shall be \$95.00.
- c. The fee for special devices shall be **\$110.00** for the following: grease traps, oil separators, water-cooled air-conditioning units, air-conditioning compressors, refrigeration units, hot water boilers, fuel oil piping, new gas service and underground gas lines, interceptors, water and sewer connections, active solar systems, sewer pumps.
- d. For equipment listed in NJAC 5:23-2.23(1) such as backflow preventers, high pressure boilers, refrigeration systems, etc. the fee shall be \$95.00 for the first device and \$25.00 for additional similar devices in the same building.
- e. The minimum fee for the plumbing technical section shall be **\$75.00.**

3. *Electrical Subcode Fees.*

- a. For from one to 25 devices, receptacles or fixtures, the fee shall be in the amount of \$75.00; for each additional device, receptacle or fixture in addition to this, the fee shall be in the amount of \$1.25 per device, receptacle or fixture. For the purpose of computing this fee, devices, receptacles or

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fixtures shall include but are not limited to the following: lighting outlets or fixtures, switches, fluorescent fixtures, receptacles, light standards less than 8 foot in height, communication points, alarm devices, and other panels or devices rated less than 20 amps, smoke and heat detectors, or similar fixtures, and motors or devices of less than or equal to one horsepower or one kilowatt.

- b. For each motor or electrical device greater than one horsepower and less than or equal to 10 horsepower; and for photovoltaic system arrays, greater than one kilowatt and less than or equal to 10 kilowatts, the fee shall be **\$35.00**.
- c. For each motor or electrical device greater than 10 horsepower and less than or equal to 25 horsepower; for photovoltaic system arrays, greater than 10 kilowatts and less than or equal to 25 kilowatts or kva; the fee shall be **\$65.00**.
- d. For each motor or electrical device greater than 26 horsepower and less than or equal to 50 horsepower; and for photovoltaic system arrays, greater than 26 kilowatts and less than or equal to 50 kilowatts or kva, the fee shall be **\$125.00**.
- e. For each motor or electrical device greater than 51 horsepower and less than or equal to 100 horsepower; and for photovoltaic system arrays, transformers and generators greater than 51 kilowatts and less than or equal to 100 kilowatts or kva, the fee shall be **\$200.00**.
- f. For each motor or electrical device greater than 100 horsepower; and for photovoltaic system arrays, transformers and generators greater than 100 kilowatts or kva, the fee shall be **\$800.00**.
- g. Equipment, devices rated by kilowatt or kva include but are not limited to the following: electric ranges/receptacles, ovens, surface units, electric hot water heaters, electric dryers/receptacles, dishwashers, central AC units, baseboard heaters, transformers, generators, steam shower units or any other devices consuming or generating electrical current. Equipment or devices rated by horsepower include but are not limited to the following: garbage disposals, motors, etc. Space heaters or air handlers may be rated by HP, kW or kva.
- h. For each service, panel or motor control and for inverters, panels and disconnects for photovoltaic systems, rated up to 100 amps the fee shall be **\$95.00**.
- i. For each service, panel or motor control and for inverters, panels and disconnects for photovoltaic systems, rated 101 amps up to 200 amps the fee shall be **\$175.00**.

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- j. For each service, panel or motor control and for inverters, panels and disconnects for photovoltaic systems, rated 201 amps up to 400 amps the fee shall be **\$360.00**
  - k. For each service, panel or motor control and for inverters, panels and disconnects for photovoltaic systems, rated over 400 amps the fee shall be **\$800.00**.
  - l. For all the following: signs; fire, security, burglar control stations; communication control units; smoke, heat, fire, burglar alarm systems in 1 and 2 family dwellings; utility load management devices; lighting standards over 8 foot the fee shall be **\$75.00**.
  - m. For in-ground pools the fee shall be \$225.00.
  - n. For spas, hot tubs, or fountains the fee shall be \$150.00.
  - o. For storable or portable pools, the fee shall be \$75.00.
  - p. For a swimming pool bonding certificate of compliance, the fee shall be \$95.00
  - q. Transformers and generators less than or equal to 20kw shall be \$100.00. Transformers and generators greater than 20kw and less than or equal to 50kw shall be \$175. Generator panels shall follow (h) thru (k) above.
  - r. The minimum fee for the electrical technical section shall be **\$75.00**.
4. *Fire Subcode Fee.*
- a. The fee for sprinkler systems shall be **\$125.00** for up to 12 heads;
  - b. For 13 to and including 40 heads the fee shall be **\$200.00**.
  - c. For 41 to and including 100 heads the fee shall be **\$350.00**; and
  - d. For all heads over 100 the fee shall be \$2.00 per head.
  - e. The fee for each standpipe shall be \$325.00.
  - f. The fee for each independent pre-engineered suppression system shall be **\$225.00**.
  - g. The fee for each gas or oil-fired appliance shall be \$75.00
  - h. The fee for each kitchen exhaust system shall be \$225.00.
  - i. The fee for spray booths exhaust system shall be **\$325.00**.
  - j. The fee for a wood/coal burning stove, fire place inserts, pre-fab or masonry fireplace shall be **\$75.00**.
  - k. The fee for Dry pipe, Pre-action or sprinkler alarm valves and for smoke, heat detectors and manual fire alarms shall be \$125.00 for up to 12 alarms, except that hard wired and interconnected alarms for 1 and 2 family residential the fee shall be **\$75.00** for up to 12 alarms;
  - l. Each device over 12 shall be \$8.00 each
  - m. The fee for R3, R4 and R5 fire alarm systems shall be \$95.00.
  - n. The fee for fire pumps shall be **\$425.00** each.
  - o. The fee for incinerators shall be **\$425.00** each.
  - p. The fee for crematoriums shall be **\$425.00** each.

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- q. The fee for unit heaters shall be \$75.00 each.
  - r. The fee for chimney relining shall be \$75.00.
  - s. The fee for the installation of **any underground fuel storage tank up to 550 gallons shall be \$150.00. The fee for the above ground fuel storage tanks up to 550 gallons shall be \$75.00. For tanks 551 to 1,000 gallons shall be \$200.00. For tanks over 1,001 gallons, the fee shall be \$400.00.**
  - t. The fee for a fire sprinkler water storage tank shall be **\$275.00.**
  - u. The minimum fee for the fire technical section for 1 or 2 family residential shall be **\$65.00** and for all other use groups shall be **\$125.00.**
5. *Certificates and Other Special Fees.*
- a. The fees for certificates shall be as follows:
  - b. Certificate of occupancy, residential (single family) is **\$175.00** except the fee for a certificate of occupancy for pools, decks and small additions (under 400 square feet) is \$45.00.
  - c. Certificate of occupancy, other than single family is **\$350.00.**
  - d. Certificate of occupancy for changes in use group is **\$350.00.**
  - e. Certificate of approval, no fee.
  - f. Continued certificate of occupancy is **\$350.00** per unit or tenant space.
  - g. Temporary certificate of occupancy, renewal fee **shall be \$30.00.**
  - h. Certificate of Compliance, no fee.
  - i. The fee for asbestos or lead abatement projects shall be as follows:
  - j. The administrative fee for each construction permit issued for an asbestos hazard abatement project shall be as specified at NJAC 5:23-8.9
  - k. The administrative fee for each certificate of occupancy issued following the successful completion of an asbestos hazard abatement project shall be as specified at NJAC 5:23-8.9
  - l. The fee for a permit for lead hazard abatement projects shall be \$190.00.
  - m. The fee for a lead abatement clearance certificate shall be \$35.00.
  - n. The fee for a variation request application shall be **\$125.00** for Class 3 residential and; **\$300.00** for Class 3 other than residential and Class 2 and; **\$850.00** for Class 1 buildings. The fee for resubmission of an application for a variation shall be one half (1/2) of the original fee if required by the Construction Official.
  - o. The fee for an application for the construction board of appeals shall be as specified by the Hunterdon County Construction Board of Appeals application.
  - p. A fee of \$110.00 per hour may be charged for review of any amendment or change to a plan that has already been released, or any other additional work required by ordinance or interlocal agreement.
  - q. The fee for a zoning permit is **\$50.00**

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- r. The fee for a Flood Development Permit shall be **\$175.00** plus any applicable City engineering review costs, if required by the City Engineer.
  - s. The fee to reinstate a lapsed permit shall be fifty (50%) percent of the initial permit fee provided such application is made within one (1) year from the date the initial permit lapsed. Thereafter, the fee to reinstate a lapsed permit shall be based on the current fee schedule.
  - t. The fee for an annual permit shall be charged annually, and shall be a flat fee based on the number of maintenance workers (excluding managers, engineers and clerks) who are primarily engaged in work governed by a Subcode (building/fire, electrical and plumbing). Fees shall be as follows:
    - i. One (1) through twenty-five (25) workers (including foreman or forewoman), **\$1,500.00** per worker;
    - ii. each additional worker over twenty-five (25), **\$450.00** per worker.
  - u. Prior to the issuance of the annual permit a training registration fee of **\$196.00** per Subcode shall be submitted by the applicant and shall be forwarded by the Construction Official to the Department of Community Affairs, Construction Code Element, Training Section along with a copy of the construction permit (Form F-170). Checks shall be made payable to "Treasurer, State of New Jersey." The Department shall register these individuals and notify them of the courses being offered.
6. *Exempt Fees.*
- a. No fees shall be charged for construction of any permitted building or structure owned by the City of Lambertville or any of its respective agencies.
  - b. Newly constructed and rehabilitated residential units that are to be legally restricted to occupancy by households of low income may qualify for reduce fees or be exempt from construction permit fees as authorized by City Counsel on an individual basis, except for the State Training Fee.
  - c. Pursuant to N.J.S.A. 52:27D-126e and N.J.S.A. 40:55D-8, no person shall be charged a construction permit surcharge fee or enforcing agency fee for any construction, reconstruction, alteration or improvement designed and undertaken solely to promote accessibility by disabled persons to an existing public or private structure for any of the facilities contained therein. A disabled person, or a parent or sibling of a disabled person, shall not be required to pay any municipal fee or charge in order to secure a construction permit for any construction, reconstruction, alteration or improvement which promotes accessibility to his or her own living unit. For purposes of this subsection, the term "disabled person" means a person who has the total and permanent inability to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment, including blindness, and shall include, but not be limited to, any resident of

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this state who is disabled pursuant to Federal Social Security Act (42 U.S.C. §416), or the Federal Railroad Retirement Act of 1974 (45 U.S.C. §231, et seq.), or is rated as having a sixty (60%) percent disability or higher pursuant to any federal law administered by the United States Veterans Act. For purposes of this paragraph, the term "blindness" means central visual acuity of 20/200 or less in the better eye with the use of a correcting lens. An eye which is accompanied by a limitation in the field of vision such that the widest diameter of the visual field subtends an angle no greater than twenty (20) degrees shall be considered as having a central visual acuity of 20/200 or less.

- d. Outside agency fees. Notwithstanding any other fee hereinafter set forth, when the township has retained a private on-site inspection or plan review agency to carry out Subcode official responsibility no fee charged shall exceed the amount paid by the Township to that private agency plus thirty (30%) percent.

11. The Mechanical Inspector fee for construction use group R-3 and R-5 shall be:

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

INTRODUCTION AND FIRST READING:                      May 16, 2019

PUBLIC HEARING AND SECOND READING:    June 20, 2019

Council President Asaro opened the public hearing for Ordinance Number 13-2019 and she asked for questions or comments from the Governing Body:

Councilwoman Warner asked if this included the removal of underground storage tanks. The City Clerk explained that there is a process that you have to go through to ensure there isn't a hazardous waste site.

Mayor Fahl asked for comments from the Public. There being no questions from the public, Mayor Fahl asked for a motion to close the public hearing for Ordinance Number 13-2019. Council President Asaro made a motion to close the public hearing for Ordinance Number 13-2019. Councilwoman Warner seconded the motion. An affirmative voice vote was taken in favor of the motion by all members present.  
**MOTION CARRIED.**

Mayor Fahl asked for a motion to adopt on second reading granting final approval for Ordinance Number 13-2019. Council President Asaro made a motion to approve on second reading, granting final approval for Ordinance 13-2019. Councilwoman Warner

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

***ORDINANCE NUMBER 14-2019: An Ordinance to Amend the Lambertville City Code, 2014, Chapter 8 Municipal Parking Areas and Metered Parking, Section 25.1.2, Meters Erected, Hours of Parking, Meter Free.***

Council President Asaro read the Ordinance into the record by title. She informed the members of the public present that the initial write of the Ordinance did not include the entire metered area and there were some changes based on the work session held on June 6<sup>th</sup>. She asked for a motion to rescind Ordinance Number 14-2019.

**ORDINANCE NUMBER 14-2019**

*An Ordinance to Amend the Lambertville City Code, 2014, Chapter 8 Municipal Parking Areas and Metered Parking, Section 8-251.2, Meters Erected, Hours of Parking, Meter Free*

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 following sections of Chapter 8 are hereby amended to read:

8-25.2 Meters Erected, Hours of Parking, Meter Free

Parking meters shall be erected in a portion of the lot and vehicles parked in those spots between the hours of 9:00 a.m. to 9:00 p.m., Sunday through Saturday, shall be subject to the provisions of Section 8-17 and 8-18 regarding parking meter spaces and the deposit of coins.

INTRODUCED ON FIRST READING: May 16, 2019

PUBLIC HEARING AND SECOND READING: June 20-2019

Mayor Fahl made a motion to adopt the Ordinance. Councilman Sanders seconded the motion. An opposing voice vote was taken by all members present. MOTION CARRIED.

**ORDINANCES – FIRST READING**

***ORDINANCE NUMBER 15-2019: An Ordinance to Amend the Lambertville City Code, 2014, Chapter VIII, Municipal Parking Areas and Metered Parking, to Implement a Pilot Parking Program on Mt. Hope Street by Cavallo Park, on Coryell Street beginning at North Franklin and running west to Route 179, Using Parkmobile to Charge for Parking at a rate of \$1.25 Per Hour and to Amend the Hours of Parking on Sundays from 9 am to 9 pm.***

Mayor Fahl informed the members of the public present that the City has worked with the professionals to rewrite the ordinance to do the following:

- 1: Changes the time period to Sunday through Saturday from 9 am to 9 pm;

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- 2: Changes the maximum period of time you can park at a meter or electronic parking system to 12 hours;
- 3: Removes the free week from December 17 through December 24<sup>th</sup> and replaces it with approval of the Governing Body by resolution.
- 4: Adds the Coryell Street parking area and the Mt. Hope Street parking area as a pilot program using an electronic payment system (Parkmobile).

**ORDINANCE NUMBER 15-2019**

*An Ordinance to Amend the Lambertville City Code, 2014, Chapter VIII Municipal Parking Areas and Metered Parking, Article I Parking Lots, and Article II Parking Meters and Electronic Mobile Parking System Applications*

NOW THEREFORE BE IT RESOVLED by the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that Chapter VIII Municipal Parking Areas and Metered Parking, Article 1 General Provisions and Article II Parking Meters and Electronic Mobile Parking System Applications as follows:

**Article I – Parking Lots**

**SECTION 8-1, DEFINITIONS, AUTHORITY**

**8-1.1 Purpose**

This article is adopted for the purpose of promoting the orderly and safe parking of motor vehicles and the minimizing of congestion of City owned property.

**8-1.2 Definition**

When any words and phrases are used in this article, the meaning respectively ascribed to them in N.J.S.A. 39:1 shall be deemed to apply to such words and phrases used herein.

**8-1.3 Authority**

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

Parking in a space which has been designated as “Permitted Parking Only” shall be limited to the lessee of the space, who must display a sticker on the passenger side rear window or a temporary permit to be displayed on the dashboard of the driver’s side of the vehicle and issued by the Clerk’s Office All unauthorized vehicles parked in any of the designated reserved parking spaces in the lots owned, maintained and operated by the City of Lambertville shall be issued a notice of violation with a fine not to exceed one hundred dollars (\$100.00). In addition, said vehicles are subject to towing, the cost of which is to be borne by the registered owner.

**8-1.4 Permit Parking**

In addition to the metered parking spaces, there shall be parking spaces created which shall be available at all times by permit. The permits shall be issued by the City Clerk on a first come/first

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serve basis. Each spot shall be numbered to correspond with the permit number and available to the permit holder at all times.

8-1.5 Metered Parking

The City shall install parking meters in the parking zones as provided in this article immediately adjacent to each designated space. The meters are digital and will accept any combination of nickels, dimes and quarters.

8-1.6 Electronic Mobile Parking System Application

In addition to the metered spaces and permit spaces, the City shall designate parking zones where parking can be paid through the use of an Electronic Mobile Parking System Applications.

SECTION 8-2, PARKING LOTS

8-2 Parking Lots

(a) York Street Lot by Permit

Location: The municipal parking lot located to the rear of City Hall, 18 York Street, on the easterly side of North Union Street, between York and Delevan Street.

Restriction: This lot is restricted for the use of municipal employees (11 spaces).

Permits: In addition to the eleven (11) municipal employee parking spaces, there shall be eight (8) parking spots, which shall be available to residents by permit only. The permits shall be issued by the City Clerk on a first come, first serve basis. Each spot shall be numbered to correspond with the permit number and available to the permit holder at all times.

Handicapped Parking: There shall be one handicapped parking space located by the elevator shaft entrance. This space shall be limited for use by those visiting 18 York Street, seven (7) days per week, Sunday through Saturday from 9:00 a.m. to 9:00 p.m. The time limit per vehicle shall not exceed two (2) hours.

(b) Perry Street (no fee)

Location: The west end of Perry Street between Clinton Street and the Delaware and Raritan Canal.

Restriction: There shall be diagonal parking only on the north side of the street.

(c) Buttonwood Street (no fee)

Location: The parking area located at the west end of Buttonwood Street between Clinton Street and the Delaware and Raritan Canal.

Restriction: There shall be diagonal parking only on the north side of the lot.

(d) South Main Street (Library) (meters and Electronic Mobile Parking System Applications)

Location: The municipal parking lot located to the rear of the Lilly Mansion on the easterly side of South Main Street between Ferry and Bridge Street.

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Restriction: The lot is restricted to metered and Electronic Mobile Parking System Applications for up to twelve (12) hours.

(e) North Union Street Lot (meters and Electronic Mobile Parking System Applications)

Location: The municipal parking lot located on the easterly side of North Union Street between Bridge and Church Street.

Restrictions: The lot is restricted to metered and Electronic Mobile Parking System Applications for up to twelve (12) hours.

(f) Bridge Street Parking Lot (meters and Electronic Mobile Parking System Applications)

Location a: The parking lot is located on the westerly side of the bank located on the corner of Bridge and South Union Street.

Location b: The parking lot is located on the easterly side of Kline's Court and is reserved for bank employee parking during banking hours. Permits will be issued by the Clerk's Office for bank employees.

Restrictions: The lot is restricted to metered and Electronic Mobile Parking System Applications for up to twelve (12) hours.

(g) South Union Street Lot (meters, Electronic Mobile Parking System Applications and permit)

Location: The municipal parking lot located on the westerly side of North Union Street, to the immediate back and side of the Phillip L. Pittore Justice Center.

Restrictions: The lot is restricted to metered and Electronic Mobile Parking System Applications for up to 12 hours.

Permits: In addition to the metered parking spaces, there shall be parking spaces created which shall be available at all times by permit. The permits shall be issued by the City Clerk on a first come/first serve basis. Each spot shall be numbered to correspond with the permit number and available to the permit holder at all times.

NEW

(h) Mt. Hope Street (electronic mobile parking system application)

Location: Mt. Hope Street west of South Union Street to Canal Street.

Restrictions: The lot is restricted to Electronic Mobile Parking System Application payments for up to 12 hours.

(i) Coryell Street (Electronic Mobile Parking System Application)

Location: Coryell Street the east side of North Franklin Street.

Restrictions: This portion of the street is restricted to Electronic Mobile Parking System Application payments for up to twelve (12) hours.

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**Article II Parking Meters and Electronic Mobile Parking System Applications**

8-3 Parking Zones

8-3.1 Establishment of Zones

Parking meter zones are hereby established in the City. The zones shall be described in Sections 7-4.5 and 8-3.

8-4 Installation of Parking Meters

(a) Design

Each parking meter shall be so designed, constructed, installed and set that upon the expiration of the time period regulated, by the deposit of one (1) or more coins, as provided herein, it will indicate by appropriate signal that lawful parking period has expired, and during the period of time and prior to the expiration thereof, will indicate the interval of time which remains of such period.

(b) Prohibited Locations

No parking meters shall be installed in any of the areas where parking is prohibited pursuant to N.J.S.A. 39:4-138.

(c) Legend

Each parking meter shall bear thereon a legend indicating the days and hours when the requirement to deposit coins therein shall apply, the value of the coins to be deposited, and the limited period of time for which parking is lawfully permitted in the parking meter zone in which such meter is located.

8-5 Mobile Parking System

(a) City to Award a Bid with a company for the use of an application to permit users to reserve and park in a metered parking space for a fee.

(b) The City shall install signage to inform the members of the Zone, the hours, and how they can utilize the system.

8-6 Parking Spaces

(a) The City shall designate the parking spaces to be used by installing markings upon the pavement. Parking spaces shall be the appropriate length and width so as to be accessible from the traffic lanes of such street.

(b) No person shall park a vehicle in any such designated parking space during the restricted or regulated time applicable to the parking zone in which the meter is located so that any part of the vehicle occupies more than one (1) space or protrudes beyond the markings designating the space, except that a truck which is the size too large to be parked within a single designated parking space shall be permitted to two (2) adjoining parking spaces when coins have been deposited in the meter or Electronic Mobile Parking System Applications has been paid for each space so occupied as is required in this section for the parking of other vehicles in such space.

8-7 Applicability

Municipal employees of the City of Lambertville, while on official City business, shall be exempt from paying metered parking fees. The City Clerk shall issue parking permits to all employees

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authorized and approved by resolution of the Governing Body. The parking permits must be displayed in the vehicles. A list of all parking permits issued to employees shall be provided to the Police Department.

**8-8 Penalty**

Any person violating one (1) or more of the prohibitions set forth in this article shall be liable to the penalties contained in Chapter I, Section 105, General Penalty. Any person who while on a municipal parking lot during legal parking hours, violates any pertinent provision of N.J.S.A. 39:1 et seq. shall be liable to the penalty provided for such violation.

The Police Department may have any vehicle parked in violation of this article towed away at the expense of the owner. In the event that a vehicle is towed away for illegal parking, it shall be stored in a safe place and shall be restored to the owner or operator of the vehicle upon payment of towing and storage costs. The location of vehicles which have been towed away may be ascertained by requesting such information from the Police Department.

A violation of Chapter 8, Sections 1 through 10 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.

**8-9 Other Restrictive Provisions**

The provisions of this subsection shall not relieve any person from the duty to observe other and more restrictive provisions of this subsection and the State Vehicle Code prohibiting or limiting the stopping, standing or parking of vehicles in specified places or at specified times.

**8-10 Prohibited Acts**

No person shall deposit or attempt to deposit in any parking meter any slug, button or any other device or substance as substitutes for coins of the United States currency.

No person shall copy a temporary parking permit for the purpose of obtaining free parking without the express approval of the Governing Body.

No person shall deface, injure, tamper with, open or willfully break, destroy or impair the usefulness of any parking meter.

No person shall permit a vehicle within his control to be parked in any such parking space during the restricted and regulated time applicable to the parking meter zone in which the meter is located while the parking meter for the space indicates by signal that the lawful parking time in the space has expired. This provision shall not apply to the act of parking or the necessary time which is required to deposit immediately thereafter a coin or coins in the meter.

No person shall park a vehicle in any parking space for a consecutive period of time longer than that limited period of time (twelve (12) hours) for which parking is lawfully permitted in the parking zone in which the meter or space is located, irrespective of the number of amounts of coin deposited in the meter or hours reserved through the Electronic Mobile Parking System Applications.

**8-11 Exception for Certain Holidays**

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The parking regulations set forth in this article shall not be in effect and will not be enforced on New Year's Day, Easter, Memorial Day, July 4<sup>th</sup>, Labor Day, Thanksgiving, and Christmas.

The Governing Body may suspend parking for any special events by adopting a resolution.

NOTE: free parking from December 17 through to the December 24<sup>th</sup> was removed and authorizing the suspension of parking for any special event was added.

8-12 Fees

(a)PERMIT FEES: The fee for a permit shall be fifty-five (\$55.00) dollars per month with a late fee of ten (\$10.00) dollars if not paid by the fifth (5<sup>th</sup>) of the month. If the fee is not paid by the tenth of the month, the permit shall be null and void and available for issuance to another person. A list will be maintained by the City Clerk to be utilized in the event of a vacancy.

(b)METER FEES: Ordinance Number -09-2019 (*Previously approved effective date, June 11, 2019*)

The City shall install parking meters in the parking meter zones as provided in this article immediately adjacent to each designated parking space. The meters are digital and will accept any combination of nickels, dimes and quarters. A vehicle may lawfully park in such parking meter zones for a period of 10 minutes for a fee of twenty cents (\$.20), 30 minutes for a fee of sixty-two (\$.62) cents or an hour for a fee of one dollar and twenty-five cents (\$1.25).

(c)DAILY RATE

For a fee of ten (\$10) dollars per day payable to the City of Lambertville, contractors regularly engaged in the maintenance field or vehicles involved for moving household goods may secure a sign to be secured to the meter allowing them to park in a metered space for that day.

(d)MOBILE RATES

(e) HOURS OF PARKING, TIME LIMIT

All metered parking and mobile parking system spaces throughout the City of Lambertville shall remain in effect between the hours of 9:00 a.m. through 9:00 p.m., Sunday through Saturday.

8-13 Restrictive Provisions

(a) Disabled Vehicles: No person shall park or place any disabled vehicle or permit any such disabled vehicle to remain in any such parking area without the express permission of the Police.

(b) Duty to Observe: The provisions of this article shall not relieve any person from the duty to observe other and more restrictive provisions of this chapter and the State Vehicle Code prohibiting or limiting the stopping, standing or parking of vehicles in specified places or at specified times.

(c) Penalty: Any person violating one (1) or more of the prohibitions set forth in this article shall be liable to the penalties contained in Chapter I, Section 1-5, General

(d) There will be a penalty fee of 50% of the price of ticket for all user errors with the mobile parking system application at the discretion of the enforcing agency.

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FIRST READING AND INTRODUCTION: June 20, 2019

PUBLIC HEARING AND ADOPTION: July 18, 2019

Mayor Fahl informed the members of the public present that the City received a letter from John Lanza, an Attorney representing the Churches, asking the city to reconsider extending the meter times on Sundays. She and Councilwoman Warner met with representatives of the Church and they will continue to meet with them to make sure this doesn't harm folks with mobility issues. She also informed the members of the public present that the City received a petition from residents of Coryell Street about putting meters on the street/municipal lot. Mayor Fahl informed the members of the public that she really appreciated their efforts and that they are excellent stewards of our community.

Mayor Fahl asked for Council comments.

Councilman Sanders apologized for missing the work session. He stated that he was glad the City wasn't moving forward with metering the parking lot by Ely Field. He asked if on Coryell and Mt. Hope Streets if electronic mobile parking systems meant Parkmobile. Mayor Fahl responded that by not paying for the infrastructure, this will allow the city to study this first. This will provide the city with real data and is an interesting way to move forward with consideration of meters for all municipal lots.

Councilman Sanders agreed that the data would be great and asked about signage. He commented that he wanted to make sure that people don't get ticketed. Mayor Fahl thanked the Business Administrator for spear heading this initiative and said Parkmobile provides free signage with no cost to the City. The other thing is if people don't have a mobile application, Parkmobile has provided a free mobile call in number so you don't need a smart phone to park in one of these spaces. She acknowledged that there will be a learning curve.

Councilman Sanders asked about striping the parking lot at Ely Field. Mayor Fahl said it was off the table for now but is an important conversation to have.

Mayor Fahl asked for public comments. She asked legal representatives to wait for the public to have their say.

Dave Haneman, 55 North Franklin Street commented that this is a street not a municipal lot. They felt this was a selective use of meters targeting our community and neighbors and was extremely unfair. They asked why these aren't being done on North Union Street by Cherry Street. Why not do it in a more commercial area that has a parking issue and is creating discord among the neighbors.

Mayor Fahl responded that she appreciated the questions and said that during the budget discussions, there was a concern to increase revenue in the City. We discussed

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increasing the number of meters as well as increasing the time on Sundays; this is a portion of that broader scope. Metering North Union Street is not out of the question and may be handled down the road but it was not brought up during the budget discussions.

Mr. Haneman commented that it was his understanding that parking is a legal issue, and council is heading us right down that path. When was it designated a lot, that's Coryell Street, not a lot? And how does the City Council determine that's a lot, not a street? Were neighbors asked about that?

Michael Davies, 92 Coryell Street, commented that he resides across from that part of Coryell Street and it is not a parking lot. It is illegal to do this for revenue. Widener University is suing Chester, you open the city up for litigation. This is a quality of life issue. 11 people are parking 2 blocks away now. As far as the restaurant that is there, they will park in a free spot before metered spot.

Shelley Carter, 38 South Union Street, commented that she is sorry everyone is going through this issue. There are four spots in front of her house, there are no meters, everyone fights for those spaces. She said she is forced to park in the alley or the municipal lot. She is on the waiting list to lease a parking space from the City. She asked how does she fight the tourist that park directly in front of her house and then she has to feed the meter. There was a couple that parked in front of her house, they took their bikes and spent all day on the trails from 8:30 am to 6 pm.

Mayor Fahl responded that she was happy to work with you in the city to address your parking meter issue. There is no denying that in the center of Lambertville parking is tight on weekends. She commented that she was sorry for her frustration.

Kathy Williams, North Franklin Street commented that tourist park everywhere and you are only hurting the residents. The people that go to the restaurants will not use the metered parking. It is a street, just because you paved it and put lines on it, doesn't make it a parking lot. Mayor Fahl commented that it was paved before she took office and she appreciated everyone's comments. We encourage you to continue to have this dialogue with Council.

Ray Akalonis, Perry Street: he said he wanted to raise a question about parking at the Catholic Church. Is it closed during the day? Since the Church doesn't pay taxes, he asked if the City Council would approach the Catholic Church and as an act of kindness to the City, open the lot while the Church isn't in use. Mayor Fahl commented that she appreciates the comments and said she reached out to the Church and we are in contact with the legal team. Mayor Fahl stated that she will have that conversation.

Gary Giordano, 56 Church Street, has lived in Lambertville since 2007. He resides around the corner from Coryell Street and he thought it was DeAnna's parking lot until someone came around with the petition. He asked the Governing Body to rethink your decision. The two lots were sold and there is a lot of housing in the middle- or low-

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income housing, homes valued at \$250,000 or \$239,000, not a wealthy area and they don't have extra money to fund the metered parking and he felt it wasn't right to put the pressure on the neighborhood. He questioned the appearance of doing something for DeAnna's.

Mayor Fahl commented that the Governing Body has been having this conversation since the beginning of the budget process. We had work sessions where no vote was taken, we are going to continue and if we vote to introduce this ordinance tonight, we will have a public hearing on July 18<sup>th</sup>. She commended everyone who is here to discuss this issue. She stated that she couldn't agree more with the comments, every single Lambertvillian has a parking issue, not just Coryell Street. The broad sweeping changes in this city and we are addressing a portion of it.

Robin Wright, an Attorney with Lanza and Lanza representing the First Presbyterian Church and St. John's Roman Catholic Church. She informed the members of the public that both Church's oppose the increase in Sunday hours. The houses of worship were built long before cars were invented and the parking lot at the Catholic Church doesn't accommodate everyone. They are old historic Churches and other communities don't charge for parking. Boston, San Francisco exempt parking, they are just asking for reconsideration of extended hours on Sundays. People will get tickets for coming to Church and there is a federal policy against burdening religious practice; raising revenue is not properly studied; and there is a cost for enforcement. The Churches do outreach ministry, they have a food pantry, provide a red cross shelter, free public green spaces, youth basketball leagues, and work with the City for Shad Festival. She felt this was a burden on the Churches, the elderly and the poor and hostile to religion. She urged the Governing Body to not adopt the Ordinance.

Mayor Fahl commented that particularly our Presbyterian Church is a cornerstone of fabric of Lambertville and both Churches are staples in our community. She has enjoyed quite a few events at the Church and she acknowledged and thanked them for being a good steward in our community. She said she looks forward to working with both Churches to see how we can work together to make sure it isn't overly burdensome. Councilwoman Warner and I met with this group, and will continue the discussion.

Councilman Sanders commented that he echo's Mayor Fahl's comments. He has visited the First Presbyterian Church for basketball games and roller skating. He asked if he heard correctly, Ms. Wright stated that the effect of it was to tax religion and that isn't the purpose, a lot of businesses and people come to town for other things and he didn't want that comment to not be responded to.

Mayor Fahl commented that she was extremely proud of the deliberation over the course of the past couple of months. She stated that she appreciated everyone coming in to comment.

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Lauren Kovacs, 90 Douglas Street reminded the Governing Body of the separation of Church and State and commented that many atheists reside in our community. She further commented that Gordon's Alley is completely used by the Catholic Church and asked that Council put meters on this street.

Mark Donlon, 1 Washington Street commented that he resides on the corner of Washington and York Streets and is concerned about the overflow. This is a test program for the next six months and he is wondering how you will collect information on the impact on the residents, what is the mechanism you have? Mayor Fahl encouraged Mr. Donlon to attend a work session. This is the way that the democratic process is supposed to work. We have a process in place and the idea is to take data by the application which includes usage, fees, times of meter rate spikes and to hear from the public so that we know how this is affecting you.

The Business Administrator commented that he has been working with the City Planner and stakeholders to look at the data and additional studies that could end up including things like knocking on doors, spot checks on how full lots are all times of the day and a number of different ways to study the impact of parking changes. Parking directors have reported that they have similar parking challenges (Red Bank, Asbury Park) so that when the council does make a decision there is a little bit of data to use and provide feedback.

Dan Connelly, 65 Grants Alley, asked when that property was paved, we went out to talk about the impact with drainage. They said don't worry, the drainage pipe is open but now we have a problem with run off from that site. People started parking in Grant's Alley where they have the diagonals, have to inch back. We are talking about neighbors where you leave your keys because we know there isn't enough parking. He asked that the Governing Body consider the ripple effect.

Amy Bevels, 70 South Union Street, resides in the row of town houses on South Union Street. She is a little concerned about a couple of things, the total number of lots with limited road frontage. Mayor Fahl commented that we are just talking about the Coryell Street, Mount Hope Street, time change on Sundays and uniform parking hours. Ms. Bevels stated that the town houses were built with off street parking. There was an additional parking area where the gazebo is at Cavallo Park, but that is now grass. Because there is limited parking on South Union, people use Mount Hope Street for parking. There is a multi-residential unit across the street, 4 rentals without parking. In Sellersville there is free parking. The maintenance of the lots, the streets, meters, all cost money and taking up space that could be something else for parking. Tax dollars paid for the lot so you are charging them to park.

Judy Gleason, North Union Street thanked the Governing Body for the opportunity to ask questions. She asked if this was the first reading of the ordinance or if the City amended Ordinance Number 14-2019? The City Attorney responded that this is the first reading. The notice will be published and then there will be a second reading on July

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18. Ms. Gleason asked about the discontinuance of the free parking during the holiday week and expressed concern for the business community. Mayor Fahl commented that in conjunction with yourself and the business community, the Governing Body suspended meters for June 26<sup>th</sup>. The change in the ordinance gives the Governing Body the flexibility to do that. The goal of the ordinance is to clarify and make policy changes, removing December 17 to the 24<sup>th</sup> and giving the Governing Body the opportunity to have a conversation about when the bags go up instead of having that resolved within an ordinance to insure, we will have an ongoing conversation with the business community. This gives us flexibility.

Councilman Sanders stated that the intent is to give the Governing Body flexibility.

Sharon Warren, 89 Coryell Street, Lambertville is a city, benefits of a city which is architecture. It is a small town, but if someone were to come home from work and there are no parking spaces available, they will need to pay for parking. She was bothered by that and felt if two nights a week, \$3.75, four times is \$30. At the end of a year, they have paid \$360 and that's not right.

Mayor Fahl commented that she appreciated her comments and noted that it was 8:30 pm and we have other agenda items. She asked if you felt you have an opinion that has not been stated to come forward.

Phil McCloughan, 48 Alexander Avenue commented that you are expanding the meters in lots that other residents use if there parking is taken up, but then you are offering nights where it is free parking for the business district but there are no meters on the North end of Union Street. You are shifting the burden from the business district to pay for parking. If you offer free parking, you are inviting people in for the business district. If you don't have a meter in front of your house, you can't get a parking permit, so you are putting the burden on some and not others and you are shifting the burden to those residents and not the business district.

Mayor Fahl responded to be fair, the goal of the policy shift is that everybody feels a little bit of the pain. Mr. McCloughan asked why not send meters all the way down Union in front of Bells, Owow Cow? They have more businesses in Lambertville other than what is in the business district. Customers go to Finkle's. Mayor Fahl responded that she appreciated his comments.

Joan Marriott, 90 Coryell Street said she was born and raised here, I frequented Mason's, it was always Coryell Street, she said she didn't know when it became a lot or why it got paved. She was content with the stones.

Mayor Fahl informed the members of the public that this wasn't the official public hearing and we are going to move on. The public hearing date is July 18<sup>th</sup>.

Mayor Fahl asked for a motion to introduce on first reading Ordinance Number 15-2019. Councilwoman Warner made a motion to introduce on first reading, Ordinance

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Number 15-2019. Council President Asaro seconded the motion. An affirmative voice vote was taken in favor of the motion by all members present.

Mayor Fahl informed the members of the public present that the public hearing is scheduled for July 18.

***ORDINANCE NUMBER 16-2019: An Ordinance to Amend the Lambertville City Code, 2014, Chapter 7, Section 4.7 Handicapped Parking, Adding Two Additional Handicapped Parking Spaces:***

Council President Asaro read the ordinance into the record by title and she informed the members of the public present that Ordinance Number 16-2019 will create two additional handicapped parking spaces in the following areas:

50 York Street, Arnett Avenue on the Main Street Side.

**ORDINANCE NUMBER 16-2019**

*An Ordinance to Amend the Lambertville City Code, 2014, Chapter VII Traffic, Section 4.7 Parking Restricted for Use by handicapped Persons, to Include a Handicapped Parking Space in Front of 50 York Street and on the East Side of Arnett Avenue*

NOW THEREFORE BE IT RESOVLED by the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that Chapter VII Traffic, Section 4.7 Parking Restricted for Use by Handicapped Person is hereby amended to include the following handicapped parking space:

In front of 50York Street; and

East Side of Arnett Avenue (Main Street Side)

FIRST READING AND INTRODUCTION:        June 20 2019

PUBLIC HEARING AND ADOPTION:    July 18, 2019

Mayor Fahl asked for a motion to introduce Ordinance Number 16-2019. Councilman Sanders made a motion to introduce on first reading and Council President Asaro seconded the motion. An affirmative voice vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor Fahl informed the members of the public present that the public hearing is scheduled for July 18.

**ONGONING PROJECTS**

Mayor Fahl gave the following update:

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ROUTE 29 ROAD DIET: We have heard that the NJ DOT has approved our plans submitted, and a tentative public meeting is being anticipated for July 8th. Mayor Fahl informed the members of the public present that this will be an open meeting with engineers to review the final plans and DOT will announce the time frame.

COMPOST PROGRAM/THIRD CAN: Mayor Fahl announced that approximately 20% of the residents and all of the restaurants participating in garbage pick-up are enrolled in the compost/third can program. Due to circumstances, a consumer misuse, we lost our contract with AgChoice. The City, through the leadership of the Business Administrator identified short-term solution with Waste Management. We will have a community leading of sorts about the way we throw away our trash. The City is looking at a long-term solution that will include the implementation of an education process with the goals to improve, re-educate, reduce trucking and fossil fuel use, build new partnerships, and all with an overall with a cost reduction.

The Business Administrator, Alex Torpey, commented that most of us are sustainability minded. This is a national and global problem and we are not exempt from that. The place we took our trash found bleach, metal forks, a coffee pot, and ice melt mixed in with the food waste. We were using a small facility and so their employees had to go through our compost by hand to make sure it didn't contaminate the stream. Unfortunately, because they had to manually inspect the load and we would get charged additional fees that changed the cost structure to not be cheaper than garbage. According to Sustainable Jersey, this is a struggle everywhere. This is an opportunity to show leadership. We are working with the Environmental Commission to lay out a way to separate waste and recycling in general and launch new programs to clean-up the waste system. The short-term solution is a contract with Waste Management while we look for a long-term more permanent solution.

Councilman Sanders asked if there was an opportunity with the County of Hunterdon. The Business Administrator responded that he didn't believe that the County was collecting food waste.

Cat Walker asked if the school participated in the third can program. Mayor Fahl responded that they have a community garden but the school lunch program does not participate in the food waste/third can compost program. She further explained that we aren't looking to expand the program but instead to educate the public.

The Business Administrator commented that we would be taping a video to be shared on Facebook with Mayor Fahl sorting recycling. He explained that the Environmental Commission laid out an interesting model for creating dialogue through ditching disposables program.

Council President Asaro asked if the city had labels or tags for the cans. The Business Administrator commented that the Environmental Commission is discussing doing that.

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The issue is when the can is left to the curb people are putting garbage in them over night. The labels will stop a certain percentage of the people from doing that.

Mayor Fahl commented that a perfect compost stream is hard to attain.

Dan Connelly, 65 Grants Alley asked if the city was working on this, he wonders if there is a way to give ideas, small city like this in Europe who has interesting ideas. Mayor Fahl added yes, to the Mayor, the Business Administrator to the Environmental Commission. She directed him to the city's website for the dates and times of the meetings.

Lauren Kovacs gave the Environmental Commission's email address:  
[lambertvilleenc@gmail.com](mailto:lambertvilleenc@gmail.com).

Mark Donlon, a member of the Environmental Commission asked why he was just learning about this today. Mayor Fahl responded that there have been a series of fines levied against the City that should have been a red flag. The blame lies with every single actor along this stream. The City, residents, business owners, at every point this operation failed. We need to actively move forward to find a solution to re-educate people. Mayor Fahl commented that she was in conversation with the Chair of the Environmental Commission as speedily as we could.

A member of the public commented that the major problem is that it was introduced as a pilot program. He felt that their neighbors don't know what this is, the bins sit on North Main and nine out of ten people don't know what it is.

**LAMBERTVILLE FLY PROGRAM:** Mayor Fahl announced that the City was working with Fisherman's Mark and the Summer Camp program to fund lunches and some breakfast to any child interested regardless of need. There is a food insecurity in 40% of the students attending the elementary school. We are using the summer program to reach the children and attack that problem. Everyone was encouraged to take a minute and look at the flyer.

**LMUA AND SWAN CREEK FLOOD MITIGATION PROJECT:** Mayor Fahl reported that she has met with Dan Whitaker to discuss DEP's request and she is waiting for his response.

Tom Eagan, 43 Ferry Street commented that he has been coming to the meetings for a long time. We are arriving at a place where the status quo, all know it is just a matter of time before the next flood. We want this to be something we all care about equally and to be successful. He asked for better communication. Mayor Fahl responded that she appreciated his input and she take responsibility and apologized for that. The City hit a dead end and she is working diligently on that. She isn't ready for a meeting yet but said she would call him tomorrow.

Sandra Harris asked when the board would be meeting next. Mayor Fahl said she would follow-up with them.

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Karen Fox asked when 5G Cell Towers would be on the agenda. Mayor Fahl replied not in July.

#### **CONSTITUENT CONCERNS**

Larry, 32 Lincoln Avenue: expressed concern over the railroad coming back into town. Concern is for environmental impact, noise, fuel, canal able to withstand the impact. Mayor Fahl said it was a complicated question and she appreciated his looking into this issue. She is actively working on this issue but this wasn't something that would happen tomorrow or this year or next year. There will be many stages before the train chugs into downtown Lambertville

Herb Spiegel asked if the Mayor was prepared to appoint a committee on this topic and he said he was upset about the changes on the canal already. Mayor Fahl responded that she appreciates the comment and she wanted to be clear about the distinction. The New Jersey Water Supply Authority clear cut the vegetation on the canal and not the railroad. She said she wasn't prepared to appoint a committee yet and she is trying to work with the NJ Water Supply Authority to improve communications.

Lindsay Gallagher, 261 North Union Street commented that she was really upset when she saw that the railroad sprayed pesticides but she found out that they acted within legal guidelines. Mayor Fahl responded that she appreciated Ms. Gallagher's comments and directed her to the Environmental Commission's next meeting. Mayor Fahl said the Environmental Commission will be devoting a portion of their next meeting to hear the concerns of the members of the public.

Chris Plummer, 115 Clinton Street asked if the city or citizens of Lambertville had any information about when tankers were left on the tracks and were full of PCVS. Mayor Fahl referred him to the City Historian, Lou Toboz and the Library to review newspaper archives.

#### **CORRESPONDENCE**

**BARNETT REALTY:** Letter requesting road repairs to Washington Street.

**TOWNSHIP OF RARITAN:** Resolution Opposing the Category 1 Water Upgrades.

**CORYELL STREET RESIDENTS:** Petition signed by residents requesting that Ordinance to Pay for Parking on the Coryell Street cart way, east of North Franklin Street be stopped immediately.

**ST. ANDREWS EPISCOPHAL CHURCH:** Requesting a Handicapped Parking Space in front of 50 York Street and a Loading Zone.

#### **ANNOUNCEMENTS**

**SUMMER CAMP:** Sign-up sheets are available on the city's website ([www.lambertvillenj.org](http://www.lambertvillenj.org)) and in the Clerk's Office at City Hall.

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**OFFICE CLOSURES:** JULY 4<sup>TH</sup>: All City Offices will be closed on Thursday, July 4<sup>th</sup>. Garbage and Recycling will be picked up on Friday, July 5<sup>th</sup>.

**PUBLIC PARTICIPATION/PUBLIC CONCERN**

Max Orland, 271 North Union Street, expressed concern over the railroad and the spraying of pesticides. Mayor Fahl responded that she appreciated his comments and said she didn't have any additional information.

Larry commented that he invited the railroad to this meeting. Mayor Fahl responded that she isn't prepared to meet with the railroad until the city has more information.

Zac Anglin, 265 North Union Street thanked the Mayor for looking into it. He asked if the City would gain any revenue from the railroad should they operate again. Mayor Fahl said she wasn't familiar with it.

Lauren Kovacs commented that the City had no jurisdiction over the railroad and it is outside of our hands. Mayor Fahl responded that it is more complicated than that and requires a public process. She understands everyone's concern but this is a question for DEP.

**CLOSED SESSION**

The Governing Body will go into closed session to discuss personnel (benefits), pending or anticipated litigation or contract negotiation in which the public body is, or may become, a party, or matters falling within the attorney-client privilege (debt service).

**RESOLUTION**

*“Authorizing a Closed Session at the June 20, 2019 Lambertville City Council Meeting to Discuss personnel (benefits), pending or anticipated litigation or contract negotiation in which the public body is, or may become, a party, or matters falling within the attorney-client privilege (debt service).”*

**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 June 20, 2019, in the Phillip L. Pittore Justice Center, located at 25 South Union Street, Lambertville, to discuss the following matters: personnel (benefits), pending or anticipated litigation or contract negotiation in which the public body is, or may become, a party, or matters falling within the attorney-client privilege (debt service).

**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 Fahl and City Council convened in closed session at 9:18 p.m. with a motion made by Councilman Sanders and seconded by Council President Asaro. An affirmative voice/roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor Fahl and City Council re-convened in regular session at 10:27 p.m. with a motion made by Council President Asaro and seconded by Councilwoman Warner. An affirmative voice/roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**ADJOURNMENT**

The meeting adjourned at 10:27 p.m. with a motion made by Council President Asaro and seconded by Councilwoman Warner. An affirmative voice vote was taken in favor of the motion by all members present. MOTION CARRIED.

Respectfully submitted,



Cynthia L. Ege., CMR, RMC, City Clerk



*The June 20, 2019 session minutes were approved by the Governing Body on July 18, 2019.*