



**City of Lambertville**  
**REGULARLY SCHEDULED SESSION**  
**THURSDAY, OCTOBER 22, 2020, 6:00 PM**  
**VIRTUAL MEETING USING ZOOM**  
**AGENDA**

Please use this link to obtain information for meeting participation:  
<http://lambertvillenj.org/virtualmeetings>

**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.

The City Clerk read the following statement into the record:

This meeting is being held in compliance with the Open Public Meetings Act with the Annual Notice advertised in Trenton Times, provided to the Hunterdon County Democrat and Trenton Times, the posting of the meeting agenda on the Bulletin Board at City Hall, on the City's website at [www.lambertvillenj.org](http://www.lambertvillenj.org), on the exterior door of the Elevator Entrance at City Hall, and to department heads and the listserv.

This session will be recorded using Zoom. The recording will be posted to the City's website.

**CLOSED SESSION:** *A Resolution to go into Closed Session to discuss Personnel, Contracts and Litigation Involving the City, Pursuant to N.J.S.A. 40:4-12(b)(7)*

Mayor Fahl asked for a motion to go into closed session to discuss personnel, contracts, and litigation involving the City, pursuant to N.J.S.A. 40:4-12(b)(7).

**RESOLUTION**

*“Authorizing a Closed Session at the October 22, 2020 Lambertville City Council Meeting to Discuss Personnel, Contracts and Litigation Involving the City, Pursuant to N.J.S.A. 40:4-12(b)(7)”*

**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**, N.J.S.A. 10:4-12 provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by resolution; and

**WHEREAS**, it is necessary for the City to discuss, in a session not open to the public, attorney-client privileged issues related to contracts, personnel, and anticipated litigation involving the City, pursuant to N.J.S.A. 10:4-12(b)(7).

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of Lambertville that a closed session shall be held on October 22, 2020, via Zoom, to discuss litigation involving the City, pursuant to N.J.S.A. 40:4-12(b)(7).

**BE IT FURTHER RESOLVED** that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Lambertville Mayor and City Council.

ADOPTED:

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Mayor Fahl and City Council convened in closed session at 6:01 p.m. with a motion made by Council President Asaro and seconded by Councilwoman Taylor. 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 6:36 p.m. with a motion made by Council President Asaro and seconded by Councilwoman Taylor. An affirmative voice/roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

The Governing Body took a break and reconvened in Open Session at 7:00 p.m.

### ROLL CALL

The City Clerk called the roll as follows:

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

*Absent:* Councilwoman Urbish

*Also present:* William Opel – City Attorney, Cindy Ege – City Clerk, Kristina Majeski – Deputy Clerk

### PLEDGE OF ALLEGIANCE

Mayor Fahl led the public in the Pledge of Allegiance. She asked the members of the public present to stay standing for the moment of silence.

### MOMENT OF SILENCE

Mayor Fahl asked for a moment of silence in honor of those serving in the United States Arms Forces in Country and Abroad; and for those serving on the front lines of COVID19.

### CITY ATTORNEY STATEMENT REGARDING COUNCIL SESSIONS

The City Attorney read the following statement into the record:

Based on the public health emergency caused by the COVID-19 virus, the State of New Jersey and the City of Lambertville have taken necessary action to ensure the continued regular operation of government.

Pursuant to the Open Public Meetings Act, formal action by the Governing Body must be taken in public, at a meeting that is adequately noticed to invite public participation and maximum transparency. **Such requirements are not set aside during times of emergency, and therefore the City and its Governing Body MUST proceed with conducting these necessary meetings, in accordance with State law, and in a manner that ensures optimum transparency.**

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Despite recent amendments to OPMA providing for electronic notice of any meeting, the City will continue to provide the standard statutory notice for its meetings by posting such notice in City Hall and publishing notice with The Trenton Times and Hunterdon County Democrat.

We would like to note the following, as the City has formulated a specific plan as to how to proceed with Governing Body meetings for the foreseeable future:

The OPMA, as amended, authorizes governing bodies to conduct public meetings through use of streaming services and other online meeting platforms. The City will utilize Zoom video conferencing, which also provides a dial-in feature if residents would prefer to participate by phone rather than video, as well as teleconferencing for those who wish to connect by phone only.

The City will continue to rely on the procedures currently in place for public comments directed to City officials during all meetings. **There will be no change to the City's public comment policy for virtual meetings.**

The City, at all times, will act within the requirements of the OPMA for meetings conducted during this public health emergency so that the City government can continue to provide services to the community, and the public can continue to participate and provide comments, without interruption.

### **PUBLIC COMMENT/PUBLIC PARTICIPATION**

The Deputy Clerk read the following statement into the record:

**PARTICIPATION BY COMPUTER:** If you are currently utilizing a computer to participate, you would click the "Raise Hand" button on the bottom of the screen. This will place you in a queue that I can see for when it is time to take public comments. People are sorted in the order they raised their hands. When I call on you, a message will pop-up asking if you want to unmute yourself. If you choose to move forward and place a public comment or question, choose to unmute, if you have changed your mind then choose to deny.

**PARTICIPATION BY PHONE:** If you are dialing in on your phone

**DISPLAY OF YOUR PHONE NUMBER:** To avoid having your phone number displayed on the screen, first dial \*67, then the meeting phone number followed by the meeting identification number. Your phone number will not be displayed.

**RAISE YOUR HAND:** dial \*9 to be placed in the queue. When called on, the system will ask you to confirm being un-muted to proceed.

You will be asked to state your full name and address into the record, then please feel free to make your comment or ask a question. You will remain unmuted while the governing body responds. Please make sure there is no background noise such as the T.V. on, music or loud chatter.

When public comments are finished, participants will be placed back on mute for the duration of the meeting.

Members of the Governing Body will raise their hand to make a comment or ask a question.

### **MEETING MINUTES**

Council President Asaro asked for a motion to approve the following sets of minutes: September 24, 2020 Voting Session Minutes, September 24, 2020 Closed Session Minutes, and October 6, 2020 Work Session Minutes. Councilwoman Taylor made the

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motion to approve the minutes as submitted. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**BILLS LIST**

Council President Asaro asked for a motion to approve the Bills List when the funds become available. Councilman Sanders made the motion to approve the Bills List. Councilwoman Taylor seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**PROCLAMATIONS**

Council President Asaro read the proclamation into the record.

Anthony Memolo: for life saving efforts

*Proclamation*

WHEREAS, Roman Anthony Memolo is a Sergeant in the Lambertville Police Department with 18 years of services; and

WHEREAS, Sgt. Memolo is married to Jacqueline, and has a daughter Eden; and

WHEREAS, on June 26, 2020, Sgt. Memolo responded to a residence on Lincoln Avenue for an unconscious victim; and

WHEREAS, the officer found the victim slumped over the chair outside the residence and had no pulse and was not breathing; and

WHEREAS, Sgt. Memolo placed the victim on the ground and immediately started CPR, applied the AED and continued with CPR until the Lambertville-New Hope Rescue Squad and the Hunterdon Medical Center paramedics arrived on scene; saving the victim's life.

WHEREAS, the victim had an obstructed airway, causing cardiac arrest and Sergeant Memolo's actions saved his life.

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 Sergeant Memolo is hereby congratulated for a job well done.

BE IT FURTHER RESOLVED that Sergeant Roman Anthony Memolo is hereby congratulated on receiving the Life Saving Award issued by Lt. Robert Brown.

ADOPTED: October 22, 2020

Council President Asaro asked for a motion to adopt the proclamation honoring Sgt. Memolo. Mayor Fahl made the motion and Councilman Sanders seconded the motion.

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

**PUBLIC COMMENT:** Members of the Governing Body discussed the process for allowing public comment.

**RESOLUTIONS**

*Draft reports, contracts and other documentation in draft form will be provided to the members of the public if they are adopted by the Governing Body.*

CONSENT AGENDA:

Council President Asaro asked for a motion to approve the resolutions listed on the consent agenda (122-128 and 133 and 134).

RESOLUTION NUMBER 122-2020: A Resolution to Authorize the Tax Refund for Block 1030, Lot 4, for a Total Disabled Veteran.

RESOLUTION NUMBER 122-2020

*A Resolution to Authorize the Refund to Corelogic in the Amount of \$3,564.59 and Canceling 2020 Taxes in the Amount of \$6,024.61 and 2021 Taxes in the Amount of \$4,506.41*

WHEREAS, the Tax Assessor has certified that the owner of 57 N. Union Street meets all of the requirements to receive Veterans Status;

WHEREAS, the Tax Collector requested that the Governing Body authorize the refund of tax payments made for 2020 in the Amount of \$3,564.59 to Corelogic and cancel the balance of taxes due for 2020 in the Amount of \$6,024.61 and for 2021 in the Amount of \$4,506.41.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the refund of tax payments made for 2020 in the Amount of \$3,564.59 to Corelogic and cancel the balance of taxes due for 2020 in the Amount of \$6,024.61 and for 2021 in the Amount of \$4,506.41 is hereby authorized.

ADOPTED: October 22, 2020

RESOLUTION NUMBER 123-2020: A Resolution to Correct the Refund Amount in Resolution Number 111-2020, for Block 1020, Lot 3, 111 North Union Street, to read \$11,185.88

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*NOW THEREFORE BE IT RESOLVED by the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the refund of first and second quarter tax payments to Young Life, Texas Nonprofit Corp., 111 North Union Street, Lambertville for Block 1020, Lot 3 in the amount of \$11,185.88 due to total exemption.*

*ADOPTED: October 22, 2020*

**RESOLUTION NUMBER 124-2020: A Resolution to Correct the Lien for Block 1003, Lot 11, 310 North Union Street, Eric Hineline to Remove Demolition from the Lien**

**RESOLUTION NUMBER 124-2020**

*A Resolution to Correct the Lien for Block 1003, Lot 11, 310 North Union Street, Eric Hineline to Remove Demolition from the Lien*

WHEREAS, on December 26, 2001, the City of Lambertville demolished the fire damaged structure located at 310 North Union Street, block 1003, Lot 11; and

WHEREAS, the statutory reference for demolition, N.J.S.A 40:48-2.5 et. seq. (Repair, Closing or Demolition; ordinance; authorization for order of public officer; summary proceedings to demolish unsafe building) was incorrectly cited in the filing of the lien; and

WHEREAS, Certificate Number 07-04, indicates a portion of the lien was for demolition.

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 demolition portion of the lien filed on Certificate Number 07-04, is hereby removed.

BE IT FURTHER RESOVLED that the Tax Collector is authorized to file the correction with the County of Hunterdon and any other agency retaining jurisdiction.

ADOPTED: October 22, 2020

**RESOLUTION NUMBER 125-2020: A Resolution of the City of Lambertville Authorizing the Transfer of Regional Contribution Agreement Funds to the City of Lambertville Affordable Housing Trust Fund**

**CITY OF LAMBERTVILLE**

**RESOLUTION 125-2020**

**A RESOLUTION OF THE CITY OF LAMBERTVILLE AUTHORIZING THE TRANSFER OF REGIONAL CONTRIBUTION AGREEMENT FUNDS TO THE CITY OF LAMBERTVILLE AFFORDABLE HOUSING TRUST FUND**

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WHEREAS the Mayor and Council of the City of Lambertville authorized a Regional Contribution Agreement with the Township of Delaware, County of Hunterdon; developed pursuant to the provisions of N.J.S.A. 52:27D-301 et seq.; and

WHEREAS said Regional Contribution Agreement was approved by the Council on Affordable Housing on December 6, 2000; and

WHEREAS the Mayor and Council of the City of Lambertville also authorized a Regional Contribution Agreement with the Township of Franklin; developed pursuant to the provisions of N.J.S.A. 52:27D-301 et seq.; and

WHEREAS said Regional Contribution Agreement was approved by the Council on Affordable Housing on August 2, 2000; and

WHEREAS the City of Lambertville has met all obligations for the development of low-moderate income affordable housing pursuant to the terms of the Township of Franklin Regional Contribution Agreement: and

WHEREAS the City of Lambertville has met all obligations for the development of low-moderate income affordable housing pursuant to the terms of the Township of Delaware Regional Contribution Agreement: and

WHEREAS there currently remains an unobligated balance from the Township of Franklin Regional Contribution Agreement as listed below; and

WHEREAS there currently remains an unobligated balance from the Township of Delaware Regional Contribution Agreement as listed below; and

<b><u>Improvement Authorizations:</u></b>		
	Ord. 2001-01 Housing Rehabilitation - Delaware Township	\$ 24,977.00
	Ord. 2001-03 Housing Rehabilitation - Franklin Township	\$ 14,639.00
	<b>Total</b>	<b>\$ 39,616.00</b>
<b><u>Reserve for COAH Deposits:</u></b>		
	Delaware Township*	\$ 9,331.29
	Franklin Township*	\$ 5,332.34
	Residual Interest*	\$ 1,021.80
	*including all pro-rated interest earned in 2020	
	<b>Total</b>	<b>\$ 15,685.43</b>

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lambertville as follows:

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1. The City Council of the City of Lambertville hereby authorizes the City of Lambertville Chief Financial Officer to transfer all Regional Contribution Agreement balances to the City of Lambertville Affordable Housing Trust Fund account; and
2. All transferred funds shall be spent in accordance with *N.J.A.C. 5:93-8.16* and the City of Lambertville Affordable Housing Trust Fund Spending Plan as approved by the Superior Court of New Jersey, for the development of new affordable housing units in the City of Lambertville, including allowable administrative costs; and
3. This Resolution shall take effect immediately.

ADOPTED: October 22, 2020

*RESOLUTION NUMBER 126-2020: A Resolution to Request Grant funds from the County of Hunterdon for COVID19 Expenses*

**RESOLUTION NUMBER 126-2020**

**WHEREAS**, Hunterdon County has approved a COVID Municipal Grant Program to assist Hunterdon County’s 26 municipalities with pandemic emergency response costs, and

**WHEREAS**, approved grants will be distributed on a per capita basis for each municipality with each jurisdiction being eligible for \$1,000, but up to a \$5,000 maximum, and

**NOW, THEREFORE, BE IT RESOLVED**, City of Lambertville requests \$1,562.40 to cover expenses related to the response to the COVID-19 pandemic, and has attached an itemized breakdown of costs incurred with a total sum. This resolution authorizes the application for, and acceptance of, funds issued under the Hunterdon County COVID Municipal Grant Program.

ADOPTED: October 22, 2020

*RESOLUTION NUMBER 127-2020: A Resolution to Authorize the Inclusion of the LEAP Grant in the 2020 Budget (Chapter 159).*

**FORM OF RESOLUTION REQUESTING APPROVAL OF  
ITEMS OF REVENUE AND APPROPRIATION  
NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

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

**NOW, THEREFORE, BE IT RESOLVED**, that the City of Lambertville in the County of Hunterdon, New Jersey, hereby requests the Director of the Division of Local

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Government Services to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$75,000.00, which is now available from “Local Efficiency Achievement Program (LEAP)” in the amount of \$75,000.00.

BE IT FURTHER RESOLVED, that the like sum of \$75,000.00 is hereby appropriated under the caption “Local Efficiency Achievement Program (LEAP)”; and

BE IT FURTHER RESOLVED that the above is the result of funds from FEMA via the State of New Jersey in the amount of \$75,000.00.

**RESOLUTION NUMBER 128-2020: A Resolution to Authorize the Local Government Emergency Fund (CRF Grant to the State of New Jersey.**

**RESOLUTION NUMBER 128-2020**

*A Resolution to Authorize the Local Government Emergency Fund (CRF) Grant*

**WHEREAS**, as the public health emergency associated with COVID-19 pandemic continues, the most significant negative financial impacts faced by county and municipal governments throughout New Jersey result from extreme economic contraction, deficits in tax and fee revenues, and extraordinary increases in public safety and health and human services expenditures; and

**WHEREAS**, severe fiscal stress limits the ability of counties and municipalities to maintain essential services and take the steps necessary to fight COVID-19, and

WHEREAS, without substantial federal assistance, residential taxpayers would absorb the primary impact of meeting these extraordinary needs and closing any associated operating deficits; and

WHEREAS, the Department of Community Affairs (“DCA”), through the Division of Local Government Services (“LDGS” or “Division”), has been deemed the lead agency for the distribution of the Local Government Emergency Fund (the “LGEF” or “Program”), provided through an allocation of the State of New Jersey’s CARES Act Coronavirus Relief Fund (CRF Funds); and

WHEREAS, counties and municipalities excluded from the federal government’s direct CRF allocation plan, as well as those counties and municipalities that are currently the most impacted by COVID-19 in comparison to their available resources, are eligible for LGEF funds pursuant to a maximum distribution determined by formula; and

WHEREAS, a total of \$60 million is currently being made available under Program, with a potential \$60 million more to be allocated; and

WHEREAS, LGEF Grants exist to support costs incurred as part of a local unit’s response to COVID-19.

**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 City of Lambertville will apply for LGEF Grants in the amount of \$20,507.00

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RESOLUTION NUMBER 133-2020: A Resolution to Authorize the Contract with Suburban Engineering Consulting, LLC in an Amount Not to Exceed \$19,700.00 for the Reconstruction of 18 Storm Drains in an Amount Not to Exceed \$19,700.00.

**RESOLUTION NUMBER 133-2020**

*A Resolution to Authorize the Contract with Suburban Consulting Engineers, Inc. for the Engineering of 18 Storm Drains in an Amount Not to Exceed \$19,700.00*

WHEREAS, the Public Works Director has identified 18 storm drains within the City of Lambertville that are in need of repair; and

WHEREAS, the City has funds available in Ordinance Number 08-2018 to fund the engineering.

NOW THEREFORE BE IT RESOLVED BY THE Governing Body of the City of Lambertville, in the County of Hunterdon, that the contract with Suburban Consulting Engineers, Inc. in an amount not to exceed \$19,700.00 for the engineering of the 18 storm drains is here by authorized.

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

ADOPTED: October 22, 2020

RESOLUTION NUMBER 134-2020: A Resolution Authorizing the Award of a Non-Fair and Open Contract for the Sweeper Repairs.

**RESOLUTION NUMBER 134-2020**  
**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN**  
**CONTRACT FOR THE SWEEPER REPAIRS**

WHEREAS, the City of Lambertville has a need to acquire mechanical services for the repair of the Street Sweeper as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate>; and,

WHEREAS, the Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is 1 year; and

WHEREAS, City of Lambertville has submitted a proposal October 14, 2020 indicating they will provide the required repairs for the Street Sweeper in an amount not to exceed \$23,300; and

WHEREAS, W.E. Timmerman Co, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that W.E. Timmerman Co, Inc. Has not made any

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reportable contributions to a political or candidate committee in the Hunterdon County Democratic Club in the previous one year, and that the contract will prohibit the W.E. Timmerman Co., Inc. from making any reportable contributions through the term of the contract, and

WHEREAS, the Certified Municipal Finance Officer has certified that funds are available in Ordinance Number 11-2020;

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Lambertville authorizes the City Clerk to enter into a contract with W.E. Timmerman Co., Inc. as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution. and,

BE IT FURTHER RESOLVED that the City of Lambertville will provide the public notice in the next edition of the Trenton Times.

ADOPTED: October 22, 2020

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

**END OF CONSENT AGENDA**

RESOLUTION NUMBER 129-2020: A Resolution to Define Sparkle Week for 2021

Mayor Fahl informed the members of the Governing Body that Sparkle Week in 2020 was extremely heavy and because people were home due to the Corona Virus and due to the heavy rains, the cost was over the budget. Discussion ensued.

Mayor Fahl asked for a motion to adopt Resolution Number 129-2020:

*A Resolution to Define the Items Accepted During Sparkle Week for the 2021 Calendar Year*

WHEREAS, Sparkle Week has become a treasured event in the City of Lambertville; and

WHEREAS, in 2020, the tonnage tripled for Sparkle Week with the disposal of mattresses, box springs, and furniture.

NOW THEREFORE BE IT RESOLVED that the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that the following items that can be purchased with a Bulk Trash Permit will not be accepted during Sparkle Week in 2021:

1. Covered Chairs
2. Couch/Sofa
3. Love Seat
4. Mattresses or Box Springs

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- 5. Electronics
- 6. Tires

*BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to place this on the City's website, post it on the Bulletin Board at City Hall and prior to the scheduled event, send it out through the list serve.*

*ADOPTED: October 22, 2020*

Councilman Sanders made the motion to adopt resolution number 129-2020. Council President Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

RESOLUTION NUMBER 130-2020: A Resolution to Authorize the City Clerk and CMFO to Certify and Submit the 2020 Best Practice Inventory

Mayor Fahl asked for a motion to approve the Best Practice Inventory.

**City of Lambertville**

**RESOLUTION NUMBER 130-2020**

*A Resolution to Authorize the City Clerk to Submit the Best Practice Inventory to the State of New Jersey*

WHEREAS, the City Clerk, the Certified Municipal Finance Officer and the City Planner reviewed the Best Practice Inventory for the State of New Jersey; and

WHEREAS, the City has achieved a score of 22.5.

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 the City Clerk and CMFO are hereby authorized to submit the Best Practice Inventory to the State of New Jersey.

*ADOPTED: October 22, 2020*

Councilman Sanders made the motion to adopt Resolution Number 130-2020. Councilwoman Taylor seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**CAT RECOMMENDATIONS**

Mayor Fahl asked for a motion to adopt resolution number 120-2020, adopting the recommendations of the CAT for design guidelines for the project at the police site.

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Discussion ensued. Members of the Governing Body amended the resolution removing the requirements of a green rooftop and the language pertaining to the location of grills and fire pits.

RESOLUTION NUMBER 120-2020

*A Resolution to Adopt the Design Recommendations of the Community Advisory Team for Design Guidelines for the Redevelopment Project at the Police Site*

WHEREAS, the Community Advisory Team was formed to understand the community’s values as they pertain to the character of the City and development, understand the City’s challenges and communicate obligations to the community, and after understanding these situations and values, advocate to the City Council for a plan that addresses these challenges and aligns with the community’s values; and

WHEREAS, the Community Advisory Team members met from June through September and focused on community input hosting virtual meetings using the Zoom meeting platform

WHEREAS, the Co-Chairpersons of the Community Advisory Team, Sarah Gold and Paul Kuhl, presented their recommendations to the Governing Body at the October 6, 2020 session.

NOW THEREFORE BE IT RESOLVED by the Governing Body in the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that the design recommendations of the Community Advisory Team, made at the October 6, 2020 Work Session of the Governing Body and amended at the October 22, 2020 Voting Session of the Governing Body, deleting the requirements of a green rooftop and rules pertaining to the placement of grills and firepits, is hereby deemed approved.

ADOPTED: October 22, 2020

Council President Asaro made the motion to adopt the resolution as amended. Councilwoman Taylor seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor Fahl asked for a motion to adopt Resolution number 121-2020 adopting the recommendations of the CAT for the environmental assessment of the police site.

Discussion ensued.

RESOLUTION NUMBER 121-2020

*A Resolution to Adopt the Recommendations of the Community Advisory Team for the Environmental Assessment at the Police Site*

WHEREAS, the Community Advisory Team was formed to understand the community’s values as they pertain to the character of the City and development,

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understand the City’s challenges and communicate obligations to the community, and after understanding these situations and values, advocate to the City Council for a plan that addresses these challenges and aligns with the community’s values; and

WHEREAS, the Community Advisory Team members met from June through September and focused on community input hosting virtual meetings using the Zoom meeting platform

WHEREAS, the Co-Chairpersons of the Community Advisory Team, Sarah Gold and Paul Kuhl, presented their recommendations to the Governing Body at the October 6, 2020 session.

NOW THEREFORE BE IT RESOLVED by the Governing Body in the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that the environmental recommendations of the Community Advisory Team for the environmental assessment for the Police Site, made at the October 6, 2020 Work Session of the Governing Body are hereby deemed approved.

ADOPTED: Defeated

Councilman Sanders made the motion to adopt Resolution Number 121-2020. Councilwoman Taylor seconded the motion. A roll call vote was taken with the following members voting no: Councilman Sanders, Councilwoman Taylor, and Council President Asaro. The following member voted yes: Mayor Fahl. MOTION DEFEATED.

**NO ACTION:** Mayor Fahl informed the members of the Governing Body and public that Resolution Number 131-2020 was being moved to the November 10, 2020 Meeting Agenda.

*RESOLUTION NUMBER 131-2020: A Resolution Authorizing the Chief Financial Officer of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey to Submit an Application to the Director of the Division of Local Government Services for Approval of A Special Emergency in the Amount of \$438,000.00, or Such Other Amount Certified by Such Director, for the Purposes Set forth in N.J.S.A. 40A:4-53(L) and/or N.J.S.A. 40:A-53(M)*

~~RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY TO SUBMIT AN APPLICATION TO THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES FOR APPROVAL OF A SPECIAL EMERGENCY IN THE AMOUNT OF \$438,000, OR SUCH OTHER AMOUNT CERTIFIED BY SUCH DIRECTOR, FOR THE PURPOSES SET FORTH IN N.J.S.A. 40A:4-53(L) AND/OR N.J.S.A. 40A:4-53(M)~~

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~~BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY (not less than a majority of all members thereof affirmatively confirming) AS FOLLOWS:~~

~~**Section 1.**—The City of Lambertville, in the County of Hunterdon, New Jersey (the "City") hereby approves the application prepared by the Chief Financial Officer of the City in the form attached hereto as **Exhibit A**, seeking the approval of the Director of the Division of Local Government Services (the "Director") of a special emergency in the amount of \$438,000, or such other amount certified by the Director, for the purposes set forth in N.J.S.A. 40A:4-53(l) and/or N.J.S.A. 40A:4-53(m).~~

~~**Section 2.**—The City hereby further authorizes and directs the Chief Financial Officer of the City to submit said Application to the Director by no later than December 1, 2020. If necessary for any reason, the City hereby further authorizes the Chief Financial Officer of the City to submit to the Director a written request for an extension of the December 1, 2020 deadline and to file such Application on or prior to such extended deadline.~~

~~**Section 3.**—This resolution shall take effect in accordance with applicable law.~~

**Exhibit A**

**Application**

RESOLUTION NUMBER 132-2020: A Resolution to Amend the Not to Exceed Amounts in Resolution Numbers 19-2020 Special Engineer, 20-2020 and 21-2020 Architect.

Mayor Fahl asked for a motion to approve Resolution Number 132-2020, noting that it will free up funding for future transfers.

RESOLUTION NUMBER 132-2020

*A Resolution to Amend the Not to Exceed Amounts in Resolution Numbers 19-2020 Special Engineer, and 21-2020 Architect.*

WHEREAS, on January 7, 2020, the Governing Body of the City of Lambertville awarded contracts for professional services; and

WHEREAS, the following not to exceed amounts in the resolutions for professional services is amended to read:

Resolution Number 19-2020, Engineer for Special Projects, with a contract rate to not exceed \$00.00 (was \$1,500.00); and

Resolution Number 21-2020, City Architect with a contract rate not to exceed \$00.00 (was \$10,000).

NOW THEREFORE BE IT RESOLVED BY THE Governing Body of the City of Lambertville, in the County of Hunterdon, that the amendments to resolutions listed adopted on January 7, 2020 are hereby authorized.

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ADOPTED: October 22, 2020

Councilwoman Taylor made the motion to adopt Resolution Number 132-2020. Council President Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**ORDINANCES – FIRST READING**

**NO ACTION:** Mayor Fahl informed the members of the Governing Body and public that Resolution Number 131-2020 was being moved to the November 10, 2020 Meeting Agenda.

*ORDINANCE NUMBER 13-2020: Ordinance Authorizing a Special Emergency Appropriation in the Amount of \$438,000.00 or such Other Amount Certified by the Director of the Division of Local Government Services, for the Purposes Set Forth in N.J.S.A. 40A:4-53(L) and/or N.J.S.A. 40A:4053(M), in and by the City of Lambertville in the County of Hunterdon, New Jersey.*

~~ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE AMOUNT OF \$438,000, OR SUCH OTHER AMOUNT CERTIFIED BY THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES, FOR THE PURPOSES SET FORTH IN N.J.S.A. 40A:4-53(L) AND/OR N.J.S.A. 40A:4-53(M), IN AND BY THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY~~

~~BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY AS FOLLOWS:~~

~~**Section 1.** The City of Lambertville, in the County of Hunterdon, New Jersey (the "City") hereby appropriates an aggregate amount of \$438,000 to provide for (i) the immediate preparation, response, recovery, and restoration of public services during such time as a public health emergency, pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), declared in response to COVID-19 remains in effect, in the amount of \$43,000, pursuant to N.J.S.A. 40A:4-53(l) and (ii) a deficit in operations experienced by the City during fiscal year 2020, in which a public health emergency pursuant to the "Emergency Health Powers Act," P.L.2005, c.222 (C.26:13-1 et seq.), or a state of emergency, pursuant to P.L.1942, c.251 (C.App.A:9-33 et seq.), or both, has been declared by the Governor in response to COVID-19, in the amount of \$395,000, pursuant to N.J.S.A. 40A:4-53(m). The appropriation authorized hereby shall be in the~~

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~~individual and aggregate amounts set forth herein or such other amounts as certified by the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey (the "Director").~~

~~**Section 2.** — The City shall apply for any financial assistance that may be available to the City from the federal government, the State of New Jersey, and other sources to offset any operating deficit directly attributable to COVID-19, and any such financial assistance obtained by the City shall be utilized to offset any operating deficit.~~

~~**Section 3.** — A copy of this ordinance as finally adopted shall be filed with the Director.~~

~~**Section 4.** — This ordinance shall take effect upon the latter of (i) the date determined by applicable law or (ii) the earlier of (a) the date the Director approves in writing the application submitted by the Chief Financial Officer of the City (the "Application") and (b) the date that is 45 days (or the first business day following such 45<sup>th</sup> day, if applicable) following the date the Chief Financial Officer submits the Application to the Director.~~

~~EXTRACT from the minutes of a regular meeting of the City Council of the City of Lambertville, in the County of Hunterdon, New Jersey, on \_\_\_\_\_, 2020 at \_\_\_\_\_:\_\_\_\_\_ p.m.~~

**ORDINANCES – SECOND READING/PUBLIC HEARING - None**

**BOARDS AND COMMISSIONS**

Mayor Fahl nominated Penny Cooper Brach to serve on the Parks and Recreation Commission. Council President Asaro made a motion to confirm the Mayor’s nomination. Councilwoman Taylor seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor Fahl informed the members of the public that the City is reviewing appointments for 2021 and she asked all interested parties to submit a letter/email of interest to the Mayor, Council President Asaro and the City Clerk.

**COUNCIL MEMBER UPDATES/DISCUSSION**

HALLOWEEN UPDATE – Mayor Fahl informed the members of the public present that the City is not shutting down North Union for Halloween. We are actively discouraging

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families from participating in door to door trick or treating. She said she tried to organize something but fell short this year. Mayor Fahl commented that she hopes everyone considers keeping Halloween celebrations to a minimum. OEM and first responders are prepared for Halloween, but again we are asking folks, because of the pandemic to think before celebrating in normal fashion. The Governor's rules state no indoor gatherings over 25 and that we will be on alert for super spreader events in the City.

**HUMAN RIGHTS COUNCIL UPDATE** – Council President Asaro gave an overview of the last meeting held. She informed the members of the public that the Human Rights Council held a listening meeting dedicated to a single topic: to review police in our community, public services and budgeting. They will present their initial set of recommendations to the Governing Body at the end of year. Mayor Fahl thanked the Police Department for presenting the records which are still in paper form, so the data collection required an incredible amount of office time. We are incredibly lucky with our Police Department and they were a willing partner. She thanked the volunteers at Human Rights Council.

**CENSUS** – Councilman Sanders informed the members of the public that the last report on data collection was October 15, and it showed out of 99.98 of all housing units nationwide, 67 were self-responses and the rest through follow-up operations. Our self-response was a little higher and we exceeded the number of 10 years ago. Councilman Sanders thanked all of the folks who contributed time and energy, especially Stephen Harris, Indivisible, Fisherman's Mark, and the Sanders family. They created a family video and sat with him at the Bridge and Union Square.

**BUSINESS DISTRICT:** Councilwoman Taylor commented that the city continues to work with the chamber and they are looking at holiday season with the focus on safely bringing people to town. There has been a lot of support for chamber with the Scare crows, art in windows and the Historical Society with Then and Now exhibits. There are a lot of people doing good work to make sure we are safe.

**ELECTRONIC RECYCLING:** Mayor Fahl announced a free recycling event scheduled for November 21 – 9 am to 11 am at the American Legion located at 320 North Union Street.

**ROLLING HARVEST FOOD DRIVE** is happening on Saturday, October 24 at the American Legion. This is a free farmers market so if you know anyone in need, setting up at 9 am at the Legion. 12 – 1:30 pm.

**CORRESPONDENCE** – none.

#### **ANNOUNCEMENTS**

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CONVENIENCE CENTER HOURS: For additional information, please visit the city's website at: <https://lambertvillenj.org/newsfeed-pages/389-the-city-of-lambertville-convenience-center>

- i. Wednesday, October 21, 2020 from 3 to 5 pm;
- ii. Wednesday, October 28, 2020 from 3 to 5 pm
- iii. Saturday, November 7, 2020 from 9 am to 12 noon
- iv. Wednesday, November 18, 2020 from 3 to 5 pm
- v. Saturday, November 21, 2020 from 9 am to 12 noon

**PUBLIC PARTICIPATION/PUBLIC CONCERN**

Mayor Fahl opened the meeting up for public comments.

NONE.

**ADJOURNMENT**

Mayor Fahl asked for a motion to adjourn at 8:30 p.m. with a motion made by Councilman Sanders and seconded by Councilwoman Taylor. An affirmative voice vote was taken in favor of the motion by all members present. MOTION CARRIED.

Respectfully submitted,

*Cynthia L. Ege*

Cynthia L. Ege  
CMR, RMC, City Clerk

The October 22, 2020 Session Minutes were approved at the November 30, 2020 session.