

City of Lambertville
SPECIAL SESSION OF MAYOR AND COUNCIL
MONDAY, 7 P.M., AUGUST 29, 2011
JUSTICE CENTER, 25 SOUTH UNION STREET, LAMBERTVILLE
MINUTES

The Mayor called the meeting to order at 7 p.m. with a statement of compliance with the Open Public Meeting Act, notice was sent to the Beacon, the Times and the Democrat on Friday, August 26, 2011, posted on the City's bulletin board and website, and sent to assorted individuals through the list serve of the website.

ROLL CALL.

Mrs. Ege called the roll as follows:

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

Absent: Councilwoman Asaro.

Pledge of Allegiance.

The Mayor led the public in the Pledge of Allegiance.

MOMENT OF SILENCE.

Mrs. Ege led the public in a Moment of silence in recognition of the Lambertville citizens and all others serving with the United States Armed Services.

RESOLUTIONS.

RESOLUTION NUMBER 138-2011: A Resolution of Approval to Submit a Grant Application and Execute a Grant Agreement with the New Jersey Department of Transportation for the South Franklin Street Improvements Project.

CITY OF LAMBERTVILLE
COUNTY OF HUNTERDON
RESOLUTION NO. 138-2011

A RESOLUTION OF APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE SOUTH FRANKLIN STREET IMPROVEMENTS PROJECT

Councilman Sanders offered the following resolution and moved its adoption:

WHEREAS, the New Jersey Department of Transportation (NJDOT) is accepting applications for FY2012 Municipal Aid projects, and NJDOT will provide financial assistance to municipalities for transportation infrastructure improvements which are selected through the grant application process; and

WHEREAS, South Franklin Street exhibits the need for roadway and drainage improvements; therefore, the City of Lambertville will submit a Municipal Aid Grant

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Application for South Franklin Street improvements project, which will extend along South Franklin Street between Highland Avenue and Weeden Street;

NOW THEREFORE, BE IT RESOLVED that the Council of the City of Lambertville, formally approves the grant application for the above stated project;

BE IT FURTHER RESOLVED that the City Engineer is hereby authorized to submit an electronic grant application identified as MA-2012-Lambertville City-00155 to the New Jersey Department of Transportation on behalf of the City of Lambertville;

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Lambertville and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Council on August 29, 2011.

Cynthia L. Ege, CMR, RMC, City Clerk

Council President Stegman made a motion to approve Resolution 138-2011. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

RESOLUTION NUMBER 141-2011: A Resolution of Approval to Submit a Grant Application and Execute a Grant Agreement with Federal Department of Transportation for the South Franklin Street Improvement Project.

City of Lambertville
RESOLUTION NUMBER 141-2011
“Supporting the Federal Department of Transportation Grant Application for South Franklin Street Drainage Project”

WHEREAS, the Federal Department of Transportation Grant Program funds local transportation projects for communities throughout the United States; and

WHEREAS, the City of Lambertville is submitting an application for improvements to South Franklin Street; and

WHEREAS, the project will make improvements to roadway, inclusive of drainage, which will be constructed on the portion of roadway south of Douglas Street; and

WHEREAS, the project improvements will include road pavement, road resurfacing, drainage improvements, and curbing to improve drainage, road conditions and meet applicable standards; and

WHEREAS, this project will impact homeowners on South Franklin Street and South Main Street where the over flow of water drains causing damage to the hillside which is eroding, and

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WHEREAS, T&M Associates, 11 Tindall Road, Middletown, New Jersey have prepared the grant application;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council hereby endorse the Federal Department of Transportation Grant application for the improvements to South Franklin Street; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to execute any and all documents related to the Federal Department of Transportation Grant application.

Council President Stegman made a motion to approve resolution 141-2011. Council President Stegman seconded the motion. An affirmative roll call vote in favor the motion was taken by all members present. **MOTION CARRIED.**

RESOLUTION NUMBER 142- 2011: A Resolution to Authorize the Appraisal of the McCann Property, block 1002, lot 64 and block 1097, lot 7.01, for the purposes of condemnation.

City of Lambertville
Resolution 142-2011

A Resolution Authorizing the Exercise of Eminent Domain, If advisable, to Acquire Block 1002, Lot 64, Block 1097, Lot 7.01 in the City of Lambertville.

BE IT RESOLVED by Mayor and council of the city of Lambertville, County of Hunterdon, State of New jersey that it hereby authorizes studies and proceedings to be commenced in order to evaluate the advisability of exercising the power of eminent domain and ultimately to exercise such power, if deemed advisable, in order to acquire Block 1002, Lot 64, also known as 140 York Street, and Block 1097, Lot 7.01, also known as 25 Jean Street, in the City of Lambertville for an amount to be determined by way of appraisal and ultimately by voluntary agreement or determination made pursuant to the Eminent Domain Act.

BE IT FURTHER RESOLVED that it is the intent of this resolution to allow but not require the exercise of eminent domain to acquire the aforesaid property.

BE IT FURTHER RESOLVED that the City Clerk, City Engineer, City Attorney and such other municipal officials as are appropriate are hereby authorized to execute such documents and undertake such action as is necessary to carry out the purpose of this resolution.

ADOPTED: August 29, 2011

Council President Stegman made a motion to approve resolution 142-2011. Councilman Sanders seconded the motion. An affirmative roll call vote in favor of the motion was taken by all members present. **MOTION CARRIED.**

RESOLUTION NUMBER 143-2011: A Resolution to Authorize the Grant Application for the Codification of the City's Ordinances.

City of Lambertville
Resolution Number 143-2011

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A Resolution Authorizing the Grant Application to the Department of Housing and Urban Development to fund the Codification of Ordinances

WHEREAS, the City of Lambertville's general ordinances were last codified in 2002, and

WHEREAS, the City of Lambertville's zoning ordinances are a compilation of ordinances and issued as unofficial, and

WHEREAS, Coded Systems has provided the City with a quote as follows:

- City Code Republication: \$10,990
- Comprehensive Legal/Editorial Review of City Code: \$2,800
- Zoning/Land Use Codification: \$9,600

WHEREAS, the Department of Housing and Urban Development is offering a Community Challenge Planning Grant which requires a 20% match.

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 Clerk is hereby authorized to file the grant application with the Department of Housing and Urban Development for the Community Challenge Planning Grant to fund the republication of the City Codes and to codify the Zoning/Land Use Ordinances.

BE IT FURTHER RESOLVED by Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that the City will appropriate 20% or \$4,678 as the match portion of this grant.

ADOPTED: August 29, 2011

Council President Stegman made a motion to approve resolution 143-2011. Councilman Sanders seconded the motion. An affirmative roll call vote in favor of the motion was taken by all members present. MOTION CARRIED.

RESOLUTION NUMBER 144-2011: A Resolution Authorizing the Change Order for the Bike Ped Project, to include the purchase of trash receptacles for the Central Business District.

City of Lambertville
Resolution 144-2011
*A Resolution to Authorize the Change Order for the Pedestrian Improvements,
Federal Project No. STP-A00S(702)*

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 change order for the Pedestrian Improvements for the City of Lambertville, Hunterdon County, Federal Project No. STP-A00S(702) in the amount of \$18,258 for the purchase of the trash receptacles for the Central Business District.

ADOPTED: August 29, 2011

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Council President Stegman made a motion to approve resolution 144-2011. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Resolution Number 145-2011: A Resolution Authorizing the Contract with Top Line in the amount of \$315,176.18 for the North Union Street, Phase II Reconstruction Project, Ordinance Number 04-2011 with a grant from NJDOT in the amount of \$175,000.

City of Lambertville
Resolution Number 145-2011
A Resolution to Award the Contract for North Union Street Phase II Reconstruction Project

WHEREAS, the City of Lambertville is the recipient of a grant from the New Jersey Department of Transportation in the amount of \$175,000 for the reconstruction of North Union Street between the cross streets of Buttonwood and almost to Arnett Avenue, and

WHEREAS, Bond Ordinance Number 04-2011, in the amount of \$400,000, was introduced at the March 3, 2011 regularly scheduled session of Mayor and Council and was the subject of a public hearing on March 21, 2011, and

WHEREAS, the bids were received and publicly opened and read aloud on Thursday, August 11, 2011, there were 2 bids received for the project and Engineer Ballard and Attorney Faherty reviewed the bids received and agree that Top Line was the lowest responsive and responsible bid received

WHEREAS, the following is a summary list of the three lowest bidders with their respective bid amounts,

Bidder	Amount
Jonico	\$321,533.00
Top Line	\$315,176.18

WHEREAS, the bid documentation is found to be in order and acceptable from an Engineering and Legal standpoint.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of Lambertville, in the County of Hunterdon, State of New Jersey, and Top Line is awarded the contract for the completion of North Union Street Phase II Reconstruction.

Adopted: August 29, 2011

Councilwoman Warner made a motion to approve resolution 145-2011. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

RESOLUTION NUMBER 139-2011: A Resolution of Approval to Submit a Grant Application and Execute a Grant Agreement with the New Jersey Department of Transportation for the North Union Street, Phase III, Improvements Project.

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CITY OF LAMBERTVILLE
COUNTY OF HUNTERDON
RESOLUTION NO. 139-2011

A RESOLUTION OF APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE NORTH UNION STREET, PHASE III IMPROVEMENTS PROJECT

Councilman Sanders offered the following resolution and moved its adoption:

WHEREAS, the New Jersey Department of Transportation (NJDOT) is accepting applications for FY2012 Municipal Aid projects, and NJDOT will provide financial assistance to municipalities for transportation infrastructure improvements which are selected through the grant application process; and

WHEREAS, North Union Street exhibits the need for roadway, pedestrian and drainage improvements; therefore, the City of Lambertville will submit a Municipal Aid Grant Application for North Union Street, Phase III improvements project, which will extend along North Union Street between York Street and Delaware Avenue;

NOW THEREFORE, BE IT RESOLVED that the Council of the City of Lambertville, formally approves the grant application for the above stated project;

BE IT FURTHER RESOLVED that the City Engineer is hereby authorized to submit an electronic grant application identified as MA-2012-Lambertville City-00156 to the New Jersey Department of Transportation on behalf of the City of Lambertville;

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Lambertville and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Council on August 29, 2011

Councilwoman Warner made a motion to approve resolution 139-2011. Council President Stegman seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

RESOLUTION NUMBER 140-2011: A Resolution of Approval to Submit a Grant Application and Execute a Grant Agreement with DRJTBC for the South Franklin Street Improvements Project.

City of Lambertville
RESOLUTION NUMBER 140-2011
“Supporting the DRJTBC Compact Authorized Investment Grant Application for South Franklin Street Drainage Project”

WHEREAS, the Delaware River Joint Toll Bridge Commission Compact Authorized Investment Grant Program funds local transportation projects for communities which host a Delaware River Joint Toll Bridge Commission bridge.; and

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WHEREAS, the City of Lambertville is submitting an application for improvements to South Franklin Street; and

WHEREAS, the project will make improvements to roadway, inclusive of drainage, which will be constructed on the portion of roadway south of Douglas Street; and

WHEREAS, the project improvements will include road pavement, road resurfacing, drainage improvements, and curbing to improve drainage, road conditions and meet applicable standards; and

WHEREAS, this project will impact homeowners on South Franklin Street and South Main Street where the over flow of water drains causing damage to the hillside which is eroding, and

WHEREAS, T&M Associates, 11 Tindall Road, Middletown, New Jersey have prepared the grant application;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council hereby endorse the Compact Authorized Investment Grant application for the improvements to South Franklin Street; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to execute any and all documents related to the Delaware River Joint Toll Bridge Commission Compact Authorized Investment Grant application.

Councilman Sanders made a motion to approve resolution 140-2011. Council President Stegman 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 Stegman made a motion to approve the bills on the interim bills list. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

CORRESPONDENCE

LAMBERTVILLE AREA CHAMBER OF COMMERCE: Request for funding of the Holiday Lighting from the Recreation and Events Account funded through Marriage and Civil Union Ceremony Fees.

Mayor DeVecchio informed the members of the public present that this request was for funding of the lighting during the Holiday which is funded through the donations received for marriage and civil union ceremonies.

Council President Stegman made a motion to approve the request of the Chamber to fund the holiday lighting through the donations received from marriage and civil union ceremonies. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

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ANNOUNCEMENTS.

FREE RABIES CLINIC is scheduled for Saturday, September 17, 2011 from 1-3 pm at the Union Fire House.

PUBLIC COMMENT.

Jeffrey Apoian, South Franklin Street.

Mr. Apoian complimented the Acting Public Works Director on the work he has done in sustaining South Franklin Street. He continued to speak out about the issues he has experienced on South Franklin Street with drainage, the roadway washing out, and damage to his property. The Mayor commented that the City has filed for three separate grants to fund the reconstruction and drainage of South Franklin Street.

Loredana Cromarty, Jefferson Street.

Ms. Cromarty spoke about the problems with the power outage. Mayor DelVecchio commented that he was working to have the power restored to all of Lambertville. He invited those present to attend a special session scheduled for Monday, September 12th at the Justice Center to speak about United Water and the power outage.

ADJOURNMENT.

The meeting adjourned at 7:50 p.m. with a motion made by Councilman Sanders. Council President Stegman seconded the motion. 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

Approved at the regularly scheduled session of September 19, 2011.