

**City of Lambertville**  
**Regularly Scheduled Session of Mayor and Council**  
**Monday, October 17, 2011, 6:30 PM**  
**Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**

The meeting was Called to order at 6:30 pm by Mayor DelVecchio with a statement of compliance with the Open Public Meeting Act, noticing the following on Friday, October 14, 2011: The Beacon, the Democrat, the Times, posting the agenda to the bulletin board at city hall, the website at [www.lambertvillenj.org](http://www.lambertvillenj.org), and noticing various people on the list serve, inclusive of department heads, city attorney and city engineer.

**ROLL CALL.**

Mrs. Ege called the roll as follows:

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

Absent: None.

**PLEDGE OF ALLEGIANCE.**

Mayor DelVecchio led the public in the Pledge of Allegiance.

**MOMENT OF SILENCE.**

Mrs. Ege led the public in a Moment of Silence in honor of those serving their Country in the United States Armed Forces.

**RESOLUTION TO GO INTO CLOSED SESSION.**

**RESOLUTION**

*“Authorizing a Closed Session at the October 17, 2011 Lambertville City Council Meeting to Discuss Contracts, Personnel, Acquisition of Property, Possible Litigation”*

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

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

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of Lambertville that a closed session shall be held on October 17, 2011, in the Justice Center 25 South Union Street, Lambertville, to discuss the following matters: *Contracts, Personnel, Acquisition of Property, Possible Litigation.*

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

The resolution was adopted on a call of ayes and nays as follows:

Ayes: Councilwoman Asaro, Councilman Sanders, Councilwoman Warner, Council President Stegman, Mayor DelVecchio.

Nays: None.

Mayor DelVecchio and City Council convened in closed session at 6:30 p.m.

Mayor DelVecchio and City Council re-convened in regular session at 7:04 p.m.

## **APPROVAL OF MINUTES.**

Council President Stegman made a motion to accept the following sets of minutes: September 19, 2011 Regularly Scheduled Session Minutes, September 19, 2011 Closed Session Minutes, and October 4, 2011 Special Session Minutes. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

## **ADMINISTRATIVE REPORTS.**

Councilwoman Warner made a motion to accept the following administrative reports as presented: Tax Collector – Bonnie Eick, Municipal Court Administrator – Barbara Halper, Construction Official – Ken Rogers, Zoning Officer/Fire Inspector – John Barczyk, Police Director – Bruce Cocuzza, Acting Public Works Director – Lester Myers, City Clerk – Cynthia Ege, and Acting Chief Financial Officer and Director of Finance – Diane Sherry Buono. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

## **APPROVAL OF BILLS LIST.**

Council President Stegman made a motion to approve the bills on the bills list and the amended bills list, with the exception of the voucher for J&J Eick for work at the Police Station. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

## **RESOLUTIONS.**

CONSENT AGENDA: *The following resolutions were approved on a consent agenda:*

Resolution Number 99-2011: *A Resolution Supporting the Statewide Ban on Natural Gas development involving hydraulic fracturing to prevent and avoid degradation of the water resources and ecosystems of the Delaware River Watershed.*

### **City of Lambertville**

#### **RESOLUTION NUMBER 99-2011**

*“A Resolution Supporting the Statewide Ban on Natural Gas development involving Hydraulic fracturing to prevent and avoid degradation of the water resources and ecosystems of the Delaware River Watershed”*

**WHEREAS**, natural gas development is proposed within the Delaware River Watershed; and

**WHEREAS**, the Delaware River is designated as a Wild and Scenic River of federally recognized outstanding resources, natural assets, and exceptional water quality; and

**WHEREAS**, the Delaware River supplied drinking water to over 15 million people, many of them downstream of the Marcellus Shale fairway in the Upper and Middle Delaware River Watershed, including the City of Lambertville, approximately 3 million people in New Jersey; and

**WHEREAS**, the Delaware River is the lifeblood of the communities along the River, is essential for commerce, tourism and recreation, and once contaminated will negatively impact those communities and those uses and can be very costly or impossible to remediate and can take a very long time; and

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**WHEREAS**, the Delaware River Basin Commission (DRBC) has designated the non-tidal River – the entire 197 mile River from Hancock, New York to Trenton, New Jersey – as Special Protection Waters due to the exceptional water quality and “exceptionally high scenic, recreational, ecological, and/or water supply values” of the River; and

**WHEREAS**, these special waters and ecosystems must be maintained as per the DRBC Water Code, so that there be “no measurable change in existing water quality except towards natural conditions” requiring protection from avoidable water quality degradation; and

**WHEREAS**, degradation of these waters would be illegal and would impose significant hardships, public health detriment, and economic harm if degraded; and

**WHEREAS**, the natural gas development process involves the use of chemicals and hazardous materials during construction, drilling, hydraulic fracturing, gas production and delivery, well maintenance, and workover operations; and

**WHEREAS**, hydraulic fracturing of underground geologic formations is often accomplished by injecting a complex mix of fluids and chemicals, including large volumes of water, on average 4.5 million gallons per well, under very high pressure to create fractures in gas bearing geologic formations, and

**WHEREAS**, billions of gallons of fresh water will be depleted by hydraulic fracturing (the water is not returned to the source and is classified as a consumptive loss) and at least 200,000 acres of land are already leased for gas development, and that tens of thousands of wells are expected to be drilled in the Upper and Middle Delaware River Watershed; and

**WHEREAS**, many of the chemical constituents injected during hydraulic fracturing have documented adverse health effects and/or adverse environmental impacts; and

**WHEREAS**, use of these hydraulic fracturing mixes exposes adjacent land and surface waters to the risk of contamination through open pit storage, truck transport on roadways, and activities during well development; and

**WHEREAS**, in 2005, as part of the federal Energy Policy Act and over objections of health care, scientific, environmental and conservation communities, regulation of hydraulic fracturing fluids under the Safe Drinking Water Act by the Environmental Protection Agency was exempted, thereby allowing oil and gas companies to use these substances without federal oversight or standards; and

**WHEREAS**, the oil and gas industry remains one of the only industries that is allowed to inject such known chemical constituents directly onto or adjacent to underground drinking water supplies without federal oversight; and

**WHEREAS**, the oil and gas industry is not required by federal law to publicly disclose chemical formulas of hydraulic fracturing fluids so that this information is publicly available for health and safety purposes; and

**WHEREAS**, proposed natural gas wells in the Delaware River Watershed are planning to use chemical additives in drilling and to use hydraulic fracturing in developing these wells and exploratory wells that have been drilled have used chemical additives in drilling; and

**WHEREAS**, natural gas development will fragment forests in the Upper and Middle Delaware River Watershed, which is 89% forested, and convert naturally vegetated land to impervious cover and industrial conditions, increasing Stormwater runoff and pollution, flooding, sedimentation,

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and erosion to the tributaries and the mainstem River and will emit air pollution during constructing, drilling, extraction, and production of natural gas; and

**WHEREAS**, the Delaware River Basin Commission is seeking funding to complete a cumulative impact analysis of natural gas development on the water resources of the Delaware River Basin; and

**WHEREAS**, the US Environmental Protection Agency is studying the practice of hydraulic fracturing and the study will be completed in 2012 and, if it is recommended by the study that hydraulic fracturing should be subject to the Safe Drinking Water Act, that the federal oversight of hydraulic fracturing would not be unduly burdensome on industry or the economy; and

**WHEREAS**, the City of Lambertville has declared that the Delaware River will be significantly impacted with a long term affect on many of the valued traditions and the cultural heritage celebrated by the community which include:

- the 100 year old tradition of fishing for Shad,
- tourism: Shad Festival and the Winter Festival,
- recreational activities celebrated on the river and
- will overall negatively impact the communities residing on the river as well as those who depend on the river for drinking water; and

**WHEREAS**, the wise stewardship of the City of Lambertville's natural resources involves protection of the City of Lambertville's water supplies and water resources for generations to come; and

**WHEREAS**, protection of the City of Lambertville's water supplies and resources is better accomplished by prevention of contamination and environmental degradation, rather than attempting to cleaning up contamination and restoring degraded environments after the fact;

**NOW THEREFORE BE IT RESOLVED** that on the twentieth day of June, 2011, the City of Lambertville supports strong regulation by the DRBC to prevent pollution and avoid degradation of the water resources and ecosystems of the Delaware River Watershed; and

**BE IT RESOLVED** that the City of Lambertville supports a New Jersey statewide ban on natural gas development involving hydraulic fracturing; and

**BE IT RESOLVED** that the City of Lambertville calls on our Congressional Representative and U.S. Senators to join Senator Lautenberg, Congressman Pallone and Congressman Holt in co-sponsoring H.R. 1084/S. 587, the Fracturing Responsibility and Awareness of Chemicals Act ("FRAC Act") a bill that would repeal the fracking exemption to the Safe Drinking Water Act and require disclosure of chemicals used in fracking.

PASSED, APPROVED, AND EFFECTIVE on this 18<sup>th</sup> day of July, 2011.

ATTEST:

\_\_\_\_\_  
David M. DelVecchio, Mayor

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

\_\_\_\_\_  
Steven M. Stegman, Council President

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Resolution Number 126-2011: *A Resolution to award the bid for Decorative Yoke Adapters, Meter Poles, Meter Pole Sleeves and Pole Collars.*

**City of Lambertville**  
**Resolution 126-2011**

*A Resolution to Award the Bid for the Decorative Yoke Adapters, Meter Pole Bases, Meter Pole Sleeves, and Pole Collars*

WHEREAS, the City of Lambertville advertised the bid in the legal section of the July 8, 2011 issue of the Trenton Times for Decorative Yoke Adapters, Meter Pole Bases, Meter Pole Sleeves and Pole Collars, and

WHEREAS, the City of Lambertville received two bids on July 22, 2011 and publicly opened and read the bid document in accordance with the Local Public Contracts Law, and

WHEREAS, the City Attorney has reviewed the packages submitted and has determined that the responders have complied with statutory requirements and has noted that one responder was for new meters and the second responder was for refurbished and remanufactured meters, and

WHEREAS, the budget for the decorative yoke adapters, meter pole bases, meter pole sleeves and pole collars will be paid through the following:

- Ordinance Number 06-2011, purchase of 90, \$10,440
- Ordinance Number 22-2011, purchase of 60, \$ 6,960, and

WHEREAS, the following responders bid on the project:

| <b>Responder</b> | <b>Amount</b>   |
|------------------|---|
| Take A Powder    | \$17,400 for 150 each of the following:<br>Yoke Adapters - \$32<br>Decorative Meter Pole Bases - \$40<br>Decorative Meter Pole Sleeves - \$30<br>Decorative Pole Collar - \$14  |
| POM Incorporated | \$17,670 for iron, \$15,007.50 for aluminum<br>Yoke Adapters - \$38.99 (alum), \$56.74 (iron)<br>Decorative Meter Pole Bases: \$24.66<br>Decorative Meter pole Sleeves: \$36.40<br>Decorative Pole Collar – not available |

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 bid received for the refurbished and remanufactured meters is the most responsive and advantageous, price and other factors considered.

BE IT FURTHER RESOLVED THAT THE contract is hereby awarded to Take a Powder, Inc., of Paterson, NJ at an amount not to exceed \$15,800 for the purchase of 136 yoke adapters, decorative meter pole bases, decorative meter pole sleeves and decorative pole collars.

BE IT FURTHER RESOLVED THAT the Mayor and City Clerk are here by authorized to sign the contract on behalf of the City of Lambertville.

ADOPTED: October 17, 2011

Resolution Number 154-2011: *A Resolution to award the contract for Appraisal of the McCann Property for the purpose of condemnation to Norman J. Goldberg, Inc., in an*

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*amount not to exceed \$2,500, and \$250 for all work associated with testimony, depositions, meetings, etc., inclusive of travel.*

**City of Lambertville**  
**Resolution 154-2011**

*A Resolution to Award the Bid for the Appraisal of the McCann Property, Block 1002, Lot 64 and Block 1097, Lot 7.01 in the City of Lambertville*

WHEREAS, the City of Lambertville adopted Resolution 142-2011 authorizing the exercise of Eminent Domain, if advisable, to acquire block 1002, lot 64 and block 1098, lot 7.01, at a special session of Mayor and Council held on August 29, 2011 at the Justice Center, and

WHEREAS, part of the process requires the City obtain an appraisal for the purpose of determining fair market value, and

WHEREAS, the City contacted three companies who were qualified to complete the appraisal and provide the required testimony if needed, and

WHEREAS, the City Attorney reviewed the two proposals received and has determined them to be complete, qualified, and

WHEREAS, the following responders bid on the project:

| <b>Responder</b>  | <b>Amount</b>  |
|---|--|
| <b>Norman J. Goldberg, State Certified Real Estate Appraisers</b><br>44 Leigh Street<br>Clinton, NJ 08809<br>908-730-8808 | \$2,500 for trial ready appraisal to be used for Eminent Domain<br>Time: 60 days from notice of engagement<br>Hourly Rate plus travel: \$250   |
| <b>Federal Appraisal &amp; Consulting</b><br>460 Rout 22 West, Suite 403<br>Whitehouse Station, NJ 08889<br>908-534-3590  | \$4,500 for Appraisal Reports, inclusive of expenses<br>Time: 6 weeks from date of acceptance<br>Hourly Rate, plus reimbursable: \$350<br>Other Consulting Services are also available |

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 bid received from Norman J. Goldberg, State Certified Real Estate Appraisers for the appraisal of the McCann Property is the most responsive and advantageous, price and other factors considered, and

BE IT FURTHER RESOLVED THAT THE contract is hereby awarded to Norman J. Goldberg, State Certified Real Estate Appraisers, of Clinton, NJ at an amount not to exceed \$2,500 for the completion of the appraisal and \$250 per hour plus travel for additional work as required.

BE IT FURTHER RESOLVED THAT the Mayor and City Clerk are here by authorized to sign the contract on behalf of the City of Lambertville.

ADOPTED: October 17, 2011

Resolution Number 155-2011: *A Resolution to award the contract to replace the body on the Crysteel, RC-650 for Public Works funded through Ordinance 03-2011.*

**City of Lambertville**  
**Resolution 155-2011**

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*A Resolution to Award the Contract to Bristol-Donald Co., Inc. for the Replacement Body on the Crysteel, RC650*

WHEREAS, the City of Lambertville adopted Bond Ordinance 03-2011 to fund the replacement body of the Crysteel RC650, and

WHEREAS, two quotes were solicited and received, and

WHEREAS, the following responders bid on the project:

| <b>Responder</b>   | <b>Amount</b> |
|--|---------------|
| Bristol-Donald Co., Inc.,<br>50 Roanoke Avenue<br>Newark, NJ 07105 | \$12,765      |
| Trius, Inc.<br>5049 Industrial Road<br>Farmingdale, NJ 07727       | \$\$14,695.00 |

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 quote received from Bristol-Donald Co., Inc. is hereby awarded for the replacement body at an amount not to exceed \$12,765.

ADOPTED: October 17, 2011

Resolution Number 156-2011: *A Resolution to Approve the Raffle Application for Fisherman’s Mark scheduled for November 21, 2011 for an on premise draw benefiting the playground at Fisherman’s Mark.*

**City of Lambertville**  
**Resolution 156-2011**

*“A Resolution Approving the Application for a Raffle License for the Fisherman’s Mark”*

WHEREAS, the City of Lambertville received an application for a raffle license from Fisherman’s Mark, on Monday, October 3, 2011, and

WHEREAS, the raffle license is for on premise draw which will be conducted on November 21, 2011 at 11 AM, and

WHEREAS, a review of the application found registration identification number 244-4-30718 pursuant to N.J.S.A. 5:8-6, a Legalized Games of Chance Control Commission Registration, and

WHEREAS, Barbara J. Petty – Executive Director, Daniel F. Rattigan – Board President, Frederick D. Reynolds – Treasurer, Andrew P. Abruzzese – Board Members and Katelynn Connolly – Member in Charge completed the application and have successfully completed the finger printing process, and

WHEREAS, a copy of this application was forwarded to the Police Director for his review and investigation on October 5, 2011. A formal report from the Police Department was received on October 14, 2011 at which time the Determination of Findings was completed by the City Clerk.

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 raffle application submitted by Fisherman’s Mark, for an on premise draw scheduled for November 21, 2011 is hereby approved for submission to Legalized Games of Chance Control Commission.

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BE IT FURTHER RESOLVED that if a Do Not Issue Notice is not received within fifteen days of the date of submission to the Legalized Games of Chance Control Commission, a license will be issued to the Lambertville Public School PTA.

ADOPTED: October 17, 2011

John Price "Jack" Lindsley – celebrating his 100<sup>th</sup> Birthday.

**City of Lambertville**  
**PROCLAMATION**  
**CELEBRATING 100 YEAR BIRTHDAY**

**WHEREAS**, John Price Lindsley, "Jack" was born November 28, 1911, raised in the City of Lambertville and resided on Perry Street, attended the Lambertville Elementary School, the Lambertville High School, and Rider College, *and*

**WHEREAS**, Jack was married to Ruth Elizabeth Amerman, worked at the Acme, and raised his family on Elm Street in Lambertville, *and*

**WHEREAS**, Jack is the Father of Sandra Huffman, and the Grandfather of Denise Lynn DiPatrizio and Dawn Michelle Hines, and the Great Grandfather of Brittni Alynn DiPatrizio, *and*

**WHEREAS**, he has been recognized by the Columbia Fire Company for 75 years of service, the City of Lambertville, and the State of New Jersey for his contributions to the Community, *and*

**WHEREAS**, Mr. Lindsley at 100 is very active in this community and continues to volunteer for many local nonprofit boards and has served as the Treasurer of the Lambertville Drum and Bugle Corp, Lambertville's Firemen's Relief Association, and Columbia Fire House, and as Trustee and Assistant Treasurer for the Sandy Ridge Church, Past Commander of Post 7921 V.F.W. and a member of Post 120 American Legion, *and*

**NOW THEREFORE BE IT RESOLVED**, that Mayor and Council of the City of Lambertville in the County of Hunterdon in the State of New Jersey at their regularly scheduled meeting held on October 17, 2011, here by adopt this resolution celebrating the 100<sup>th</sup> Birthday of John Price "Jack" Lindsley.

**BE IT FURTHER RESOLVED** that November 28, 2011 is hereby proclaimed as Jack Lindsley Day in the City of Lambertville.

**ADOPTED** this 17<sup>th</sup> day of October in the year of 2011.

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David M. DelVecchio, Mayor

*The following was added to the consent agenda by the Mayor:*

RESIGNATION OF WILLIAM SEAMAN FROM THE ZONING BOARD OF ADJUSTMENT with regret.

Resolution Number 158-2011: A Resolution Authorizing the Redemption of a Tax Lien for Block 1045, Lot 13.

**City of Lambertville**  
**Resolution 158-2011**  
*A Resolution Authorizing the Redemption of the Tax Lien Certificate for Block 1045, Lot 13 in the amount of \$474.16.*

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WHEREAS Tax Lien Certificate 10-12 on Block 1045, Lot 13 in the amount of \$474.16 was sold to US Bank Cust. For Pro Capital 1, LLC on June 30, 2010, and

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

NOW THEREFORE BE IT RESOLVED by Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that a check be authorized to US Bank Cust. For Pro Capital 1, LLC for redemption of Tax Lien Certificate 10-12 in the amount of

\$474.16 representing the amount of the certificate PLUS  
\$117.25 interest and cost  
\$356.65 subsequent liens paid  
\$948.06 Total Amount Due  
\$100 Premium

\$948.06 + \$100.00 Premium

Steven M. Stegman  
Council President

David M. DelVecchio  
Mayor

Councilwoman Asaro made a motion to approve the resolutions on the consent agenda. Council President Stegman seconded the motion. An affirmative roll call vote in favor of the motion was taken by all members present. MOTION CARRIED.

## **PROCLAMATIONS**

Lambertville Volunteer Drum & Bugle Corps

Mayor DelVecchio and the Council members read the proclamation into the record. Karen Heinemann, Dan Buruschkin and Leon Clark were present from the Lambertville Volunteer Drum & Bugle Corps.

### **~~PROCLAMATION~~**

~~WHEREAS~~, the Lambertville Drum & Bugle Corps was organized after the first World War and has been continually marching ever since with Smokey Stover as the Corps mascot, and

~~WHEREAS~~, through out the years, the Lambertville Drum & Bugle Corps has organized under different names, such as:

From the early 1920s through to 1955, the Corps operated as a Junior Corps, and became incorporated in 1931, and

In 1955, the corps changed back to a Senior Corps and entered Field competition, and

In 1956, the volunteers became a member of the Inter-State Circuit of Championship Drum & Bugle Corps, and

in 1964, due to declining membership, the Corps left field competition and became a Parade Corps, fully sponsored by American Legion Post #120, and

In 1975, females were added to the Corps, in the form of a female color guard, which included seven members, and

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**WHEREAS**, the Lambertville Drum & Bugle Corps is celebrating the 80<sup>th</sup> anniversary of their incorporation on October 21<sup>st</sup>, and

**WHEREAS**, the Lambertville Drum & Bugle Corps is the second oldest continuous Drum Corp in the history, behind the Chanlers of New York who was organized in 1903, and

**WHEREAS**, the Drum Corps Widows formed in 1964 and provided an integral service of fund-raising and event planning for the corps, and

**WHEREAS**, the Volunteers have won multiple NJ State Parade Championship titles, which include the following eras:

1949 to 1955 the Corps was well known for their excellence in street parades and NJ State Parade Championships, and

1958 and 1959, the volunteers placed second in State Championships, and

1997 the Lambertville Volunteers were honored with the distinction of becoming the DCA National Mini-Corps Champions with their outstanding medley of “Blood, Sweat & Tears,” and

**WHEREAS** in their 80<sup>th</sup> year, the Lambertville Volunteers, dubbed “small but mighty” are still going strong and enthusiastic, with dedicated and talented members.

**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 Lambertville Volunteers Drum & Bugle Corps be congratulation on their many successes and for completing over 80 years of service to the Community.

**BE IT FURTHER RESOLVED**, that Saturday, October 22, is proclaimed as the Lambertville Drum and Bugle Corp Day in the City of Lambertville.

**ADOPTED:** October 17, 2011

DAVID M. DELVECCHIO, MAYOR

Mayor DelVecchio informed the members of the public present that the Lambertville Volunteer Drum and Bugle Corp. participates in the Annual Tree Lighting sponsored by the City of Lambertville.

Council President Stegman made a motion to approve the proclamation for the Lambertville Drum and Bugle Corp. Councilwoman Warner seconded the motion. An affirmative roll call vote in favor of the motion was taken by all members present. MOTION CARRIED.

Resolution Number 157-2011: A Resolution to Authorize a Contract with Swift911 for Emergency Notifications in the amount not to exceed \$1,200.

Mayor DelVecchio informed the members of the public present that Swift911 is a reverse 911 system to use in an emergency for the purpose of updating the public. Dave Burd – Coordinator of OEM, David Morgan – a Retired Police Captain from Ewing, and Cindy Ege – City Clerk all participated in a webinar on the program.

The Mayor stated he was admonished during Hurricane Irene for not having a way to communicate to the public. Dave Burd, the OEM Coordinator, responded that this system will recruit people with cell phone numbers, provides two updates per year to the system, provides unlimited use to the municipality, and will send multiple text messages, voice mails, and phone calls to the users. Mayor DelVecchio acknowledged a statement made by Commissioner

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Campbell about reserving the use of the system for emergencies only so that the users know the notice is about an emergency, keeping the focus on the emergency. The caller ID will say the City of Lambertville. The lists can be used by the Office of Emergency Management, Police Department, Fire Department, etc. It will take approximately two weeks to get this system activated. Dave Burd also mentioned it was a good idea for people to have one phone that is hard wired and can be used should the power go out.

**City of Lambertville**  
**Resolution 157-2011**  
*"A Resolution Supporting SWIFT911"*

WHEREAS, the Office of Emergency Management has investigated several ways of communicating to the public and currently uses the List Serve through the City's website to send out email messages, and

WHEREAS, during Hurricane Irene the City lost power and we were unable to send out email updates to the residents of our community, and

WHEREAS, Mayor and Council formed a committee comprised of John Livingston, Sara Scully, David Morgan, OEM Coordinator – Dave Burd, City Clerk – Cindy Ege, and

WHEREAS, David Morgan, David Burd and Cindy Ege participated in a webinar with SWIFT911 which provided an overview of the products and services they can provide to the City at an initial cost of \$1,200 annually, and

WHEREAS, a reverse 911 system was also explored and while they provided the same services, the cost was over \$4,000 annually.

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 a contract be awarded to SWIFT911 to provide a call system to the residents of the City of Lambertville at a cost not to exceed \$1,200.

ADOPTED: October 17, 2011

Councilman Sanders made a motion to approve Resolution 157-2011, authorizing the contract with Swift911. Councilwoman 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 AND INTRODUCTION.**

Ordinance 24-2011: *An Ordinance to create a Handicapped Parking Space in front of 20 Delevan Street.*

Mayor DeVecchio read Ordinance Number 24-2011 into the record. He informed the members of the public that this ordinance is to create a handicapped parking space in front of 20 Delevan Street.

He asked the Police Director and Acting Public Works Director if they had an opportunity to review the request.

**City of Lambertville**  
**ORDINANCE 24-2011**

*AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE CITY OF LAMBERTVILLE, 1990, CHAPTER 7: TRAFFIC*

**BE IT ORDAINED** by the Mayor and Council of the City of Lambertville, County of Hunterdon, State of New Jersey, that the Revised General Ordinances of the City of Lambertville, 1990, Chapter 7: Traffic be amended as follows:

**SECTION 1:** Section 7-4.7 Parking Restricted for Use by Handicapped Persons is amended by adding the following location:

To include a handicapped parking space in front of 20 Delevan Street.

**SECTION 2:** This ordinance shall take effect immediately upon adoption according to law.

Introduced: October 17, 2011  
Public Hearing: November 21, 2011  
Adopted:

Mayor DeVecchio asked for comments from the public. There being no comments from the public, Mayor DeVecchio asked for a motion on first reading. Council President Stegman made a motion to introduce Ordinance 24-2011, creating a handicapped parking space in front of 20 Delevan Street. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. **MOTION CARRIED.**

The public hearing is scheduled for November 21, 2011.

**ORDINANCES – SECOND READING AND PUBLIC HEARING.**

Ordinance 19-2011: *An Ordinance to Amend Chapter VIII, Article III, 8-29, Rules and Regulations for Residential Parking Permit Issuance.*

Mayor DeVecchio read Ordinance 19-2011 into the record by title. He informed the members of the public that this ordinance would amend the language for parking permits to clarify those qualified and to permit temporary permits for cars that are in the shop and for those who are house guest or house sitting.

**City of Lambertville**  
**Ordinance 19-2011**  
*An Ordinance to Amend Chapter VIII, Article III, 8-29, Rules and Regulations*

**8-28 RULES AND REGULATIONS.**

The resident parking permit (“permit”) shall be issued under the following regulations and rules:

- a. A completed application with the following information is required:
  1. A valid, current State of New Jersey driver’s license; (removed “or”)
  2. A valid State of New Jersey motor vehicle registration for the vehicle for which the permit is sought, which must include the applicant’s Lambertville address;
  3. Lease or deed for the residence, which proves residency and reflects off street parking is not available.

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4. If you are a licensed driver relocating to New Jersey from another state, you need to change titles and registration for all vehicles currently titled and registered in another state. You must register your vehicles within 60 days or before your out-of-state registration expires (whichever is first).
- b. Upon the payment of the required annual fee, Temporary Permits may be issued for a period of 60 days to allow newly relocated resident(s) to obtain the necessary New Jersey Vehicle License and Registration. The City Clerk is authorized to extend the temporary permit an additional 30 days for a total period of time not to exceed **A TOTAL OF 90** days if the registration is for a leased vehicle. The applicant must supply proof that the proper paperwork was filed with the Motor Vehicle Commission of the State of New Jersey in order for the City Clerk to consider the request for extension.
- c. The application for a permit shall have appended thereto an attestation by the applicant affirming that:
  1. The applicant is a resident of the City of Lambertville;
  2. There is no available driveway or garage at the applicant's residence; and
  3. There is no other free and legal off-street parking available for the vehicles for which the permit is sought within one (1) block of the applicant's resident.
- c. Each permit shall be valid in the year in which it is issued and shall be renewable upon expiration provided the conditions for issuance continue to exist.
- d. Each permit shall be valid for one (1) year from the date of issue, and shall be renewable upon expiration provided that the conditions for issuance continue to exist.
- e. Resident Parking Permits: There are two types of resident parking permits and they include: a permanent fixable single car permit, and a Transferable Multi-Car permit.

*Permanent Single Car Permit:* shall be issued to the resident upon payment of a fee of forty-five (\$45) dollars.

*Transferable Multi-Car Permits:* may be transferred between a personal vehicle and a company vehicle and may be issued upon documentation presented to the City Clerk for a fee of sixty (\$60) dollars.

*Duplicate Permit:* In the event that a permit is lost, stolen or damaged, the fee for a duplicate permit or a permit for a new vehicle shall be twenty-five (\$25.00).

*Pro-Rating:* There shall be no monthly prorating for the permit regardless of the permanent or temporary status. (Ord. #2010-03)
- f. Each permit shall be issued with a corresponding sticker to be affixed on the rear window, driver's side, and lower left-hand corner of the motor vehicle. Each sticker shall contain a number corresponding to the permit and shall show the street address of the resident on its face.
- g. Permits shall automatically be revoked if the vehicle ceases to qualify or if the permit is affixed to a vehicle other than the one so designated on the application. Vehicles with revoked stickers will be subject to the same penalty as a vehicle parked in a similar location without a permit.
- h. Permanent Single Car Permits are not transferable and shall automatically be revoked in the event a holder ceases to be a resident of the City of Lambertville.
- i. All vehicles properly displaying a valid residential parking permit shall be exempt from paying any meter fee and from the time limits imposed by signage on the street on which their residence is located. The permit shall not be valid in any City owned lot. (Ord. #87-10, paragraph 2; Ord. #88-30, paragraphs 2, 3; Ord. #90-01, paragraph 5; Ord. #2001-11)
- j. Temporary Permits may be issued for a period not to exceed two weeks or 14 days for a fee of \$25. Temporary permits are available for the following:

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- 1: Visitors of property owners who reside on a metered street.
- 2: House Sitters or Pet Sitters of property owners who reside on a metered street.

The following information is required for the issuance of a temporary permit:

- Property Owners need to provide a notarized letter covering the period of time the visitor or house guest stay,
- a copy of the property owner's drivers license tying them to the property,
- and payment in the amount of \$25 for the temporary permit.

INTRODUCED: July 18, 2011  
PUBLIC HEARING: October 17, 2011  
ADOPTED:

**MOTION TO CLOSE THE PUBLIC HEARING:**

Mayor DelVecchio opened the public hearing on Ordinance 19-2011, amending the language in the parking permits section of the ordinance. He asked for public comment. There being no public comment, Mayor DelVecchio asked for a motion to close the public hearing. Councilman Sanders made a motion to close the public hearing. Councilwoman Asaro seconded the motion. An affirmative roll call vote in favor of the motion was taken by all members present. **MOTION CARRIED.**

**MOTION TO APPROVE ON SECOND READING AND FINAL APPROVAL:**

Mayor DelVecchio asked for a motion on second reading and final approval of Ordinance 19-2011. Council President Stegman made a motion to adopt Ordinance 19-2011 on second reading and final approval. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. **MOTION CARRIED.**

**CORRESPONDENCE.**

**WEST AMWELL TOWNSHIP:** Resolution 132-2011, A Resolution Requesting Legislators Draft and Introduce legislation to preserve the original intent of OPRA.

**TOWNSHIP OF UNION:** Resolution 2011-111 supporting the amendment of the Open Public Records Act.

**DELAWARE TOWNSHIP:** Copy of Ordinance 2011-11LU, Amending the Land Use Ordinance, copy of Ordinance 2011-12LU adopting Development Standards.

**LETTER TO THE BPU:** requesting a review of the procedures followed by United Water during Hurricane Irene.

**DELAWARE TOWNSHIP:** A copy of the letter supporting the Black River and Western Railroad right of way.

**TOWNSHIP OF READING:** Resolution 2011-94 – Opposing the Williams Transco Pipeline, Resolution 2011-95 – Opposing Hydraulic Fracturing for Natural Gas.

**BEAR APOTHECARY SHOPPE:** A letter requesting repair of Washington Street.

**WEST AMWELL TOWNSHIP:** Notification of Public Hearings to Amend the Township's Master Plan.

BOARD OF CHOSEN FREEHOLDERS: Proclamation Supporting Community Planning Month in the County.

**UNFINISHED BUSINESS.**

Update on various construction improvement projects.

City Hall – Attorney Faherty reported that the bonding company has informed us that they are in the process of obtaining quotes to finish the walk way from the street to the elevator. We also are in need of instructions on how to wind up the fire wall in the meeting room.

Construction:

North Union Street – Phase 2 – The City Clerk reported that according to Christine Ballard, the City's Engineer, North Union work is underway. They are working on curb and sidewalk work. They are aware of the upcoming holiday (Halloween) and will make sure the sidewalk is passable by the end of the week (10-28). Weather permitting; work should be substantially complete by the first week of December.

**South Franklin & Weeden Streets Drainage Engineering – Grant Status – Christine**

**Ballard reported that:** The Swan Creek application was submitted to NJ State OEM in September. NJ has to review the application and submit to FEMA Federal by December 30<sup>th</sup>. The Federal review takes place in March 2012 and we typically hear back in early April.

Update on projects for flood relief.

Swan Creek –Christine Ballard reported The Swan Creek application was submitted to NJ State OEM in September. NJ has to review the application and submit to FEMA Federal by December 30<sup>th</sup>. The Federal review takes place in March 2012 and we typically hear back in early April.

Ely Creek – Princeton Hydro reported that we are in the process of obtaining one more easement and then will file the necessary permits with DEP.

Miscellaneous

Update on various non-construction projects.

Shared Services

South County Renewable Energy Coop – members of the SHREC met with DEP about their process. There are three permits required for the West Amwell Solar Array. There will be a conference call on Tuesday evening between the vender and members of the SHREC to discuss the schedule.

Work Group on SHRHS – Councilman Ward Sanders reported that the committee had not met since the last Council meeting and as a result there was no report; the group is working on scheduling additional dates. He commented on the Regionalization Study and said that they are collecting data right now, and that the Regionalization Work Group held to town hall meetings, including one on 10/12/11 in Lambertville, which he and the Mayor attended. He noted that there is a role for the municipalities to play in the decision-making process.

Committee on Snow Removal

Committee on Garbage and Recycling

**NEW BUSINESS.**

Appointments.

**ANNOUNCEMENTS.**

UNITED WATER: United Water has advised that they will be flushing hydrants this coming Sunday night at 11 pm.

LEAF PICK UP: will begin on October 24 through December 9. Please bag your leaves and put them to the curb. Public Works will be around to pick them up! Councilman Sanders asked the Clerk to put this information on the City's cable news channel.

HALLOWEEN PARADE is scheduled for Sunday, October 30<sup>th</sup> with step off at 3 pm. pre-registration is online at link to <http://www.halloween08530.com>.

TRICK OR TREATING: will take place on Monday, October 31<sup>st</sup> from 6 – 8 pm. North Union Street from York to Buttonwood will be closed from 5 – 9 pm for Trick or Treating.

ELECTION DAY: November 8. Polls will be opened from 6 am to 8 pm.

NOVEMBER HOLIDAYS: All City Offices will be closed on November 11 – Veteran's Day, 24 and 25 for Thanksgiving.

FEMA APPEALS INFORMATION: **An appeal MUST BE POSTMARKED WITHIN 60 DAYS OF THE DATE OF THE DECISION LETTER'S DATE.** Additional information has been posted to the homepage of the City's website at [www.lambertvillenj.org](http://www.lambertvillenj.org).

ANNUAL TREE LIGHTING: Saturday, November 26.

**PUBLIC PARTICIPATION/PETITIONS OF CITIZENS AND PUBLIC DISCUSSION.**

Steve Robbins of South Franklin Street asked if it was possible to put up signs for "no right hand turn on red" going North for pedestrian safety reason. Mayor DelVecchio said he would have the Project Engineer look into it. Mr. Robbins questioned the tickets given to those parked on the bridge. Police Director Cocuzza commented that according to State Statute parking is prohibited on the bridge.

Mrs. Yannarella was present and asked if the City was going to make the annual donation to the senior citizens. Mayor DelVecchio asked the Clerk to look into it.

**ADJOURNMENT.**

The meeting adjourned at 7:53 pm with a motion made by Councilman Sanders and seconded by Councilwoman Asaro. 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 Mayor and Council held November 21, 2011.*