

City of Lambertville
Regularly Scheduled Session of Mayor and Council
Monday, March 19, 2012, 6:30 PM
Justice Center, 25 South Union Street, Lambertville
MINUTES

The meeting was called to order by Mayor DelVecchio at 6:30 p.m. with a statement of compliance with the open public meeting act, providing the required notice on Thursday, March 15, 2012 to the Beacon, the Democrat, the Times, posting the agenda to the bulletin board at City Hall, the website at 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 recognition of those serving in the United States Armed Forces.

RESOLUTION TO GO INTO CLOSED SESSION TO DISCUSS PERSONNEL, CONTRACTS, POSSIBLE LITIGATION/LAW SUITES, ACQUISITION OF PROPERTY AND APPOINTMENTS.

Mayor DelVecchio asked for a motion from the governing body to approve the resolution to go into closed session to discussed personnel, contracts, possible litigation/law suites, acquisition of property and appointments.

RESOLUTION

“Authorizing a Closed Session at the regularly scheduled session of March 19, 2012 of the City of Lambertville 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 March 19, 2012, in the Justice Center 25 South Union Street, Lambertville, to discuss the following matters: *Contracts, Personnel, Acquisition of Property, and 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, Mayor DelVecchio. Council President Stegman arrived at 6:33 p.m.

Nays: None.

City of Lambertville
Regularly Scheduled Session
Monday, March 19, 2012, 6:30 p.m.
Justice Center, 25 South Union Street, Lambertville
Minutes
Page 2

Mayor DelVecchio and City Council convened in closed session at 6:31 p.m.
Mayor DelVecchio and City Council re-convened in regular session at 6:50 p.m.

APPROVAL OF MINUTES.

Mayor DelVecchio asked for a motion to approve the meeting minutes as listed on the agenda. Councilman Sanders made a motion to approve the following minutes: February 21, 2012 Regularly Scheduled Session Minutes, February 21, 2012 Closed Session Minutes, March 8, 2012 Special Session Minutes, and March 8, 2012 Closed Session Minutes. Councilwoman Warner seconded the motion. An Affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

ADMINISTRATIVE REPORTS.

Mayor DelVecchio asked for a motion to approve the Administrative Reports as listed on the agenda. Councilwoman Asaro made a motion to approve the following Administrative Reports: 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 Chief Financial Officer and Director of Finance – Diane Sherry Buono. Councilwoman Warner 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.

Mayor DelVecchio asked for a motion to approve the Bills List, excluding the reimbursement to Beth Asaro. Councilwoman Asaro made a motion to approve the bills on the bills list. Council President Stegman seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor DelVecchio asked for a motion to approve the reimbursement to Beth Asaro for a building permit, which needs to be filed in West Amwell Township due to the conflict. Councilman Sanders made a motion to approve the reimbursement of the construction permit fee to Beth Asaro. Council President Stegman seconded the motion. An affirmative roll call vote was taken in favor of the motion by the majority of present, with Councilwoman Asaro recusing herself. MOTION CARRIED.

PROCLAMATIONS.

Barbara Parsons: A Proclamation Honoring 33 Years of Service with the Lambertville Municipal Utilities Authority.

Mayor and Councilmembers took turns reading the proclamation honoring Barbara Parsons into the record. Mayor DelVecchio asked Eric Richards, the Chairman of the LMUA to introduce his board members who were present and include: Frank Kramer, Robert Hayes, Janine MacGregor, Paul Rotundi, and staff members: Tom Horn – Executive Director, Kathy Leary – CFO, and Melissa Ege, the new hire for the Administrative Assistant position.

Proclamation

WHEREAS, Barbara Parsons, the Administrative Assistant for the Lambertville Municipal Utilities Authority, is retiring after thirty-three years of service, *and*

WHEREAS, Barbara resides on North Franklin Street in the City of Lambertville with her husband, Butch, and together raised two children, Robert and William, *and*

City of Lambertville
Regularly Scheduled Session
Monday, March 19, 2012, 6:30 p.m.
Justice Center, 25 South Union Street, Lambertville
Minutes
Page 3

WHEREAS, Barbara first started with the Lambertville Sewerage Authority in 1979 with Kathy Leary, *and*

WHEREAS, over the years, Barbara has become a very important person to the board members and community alike, *and*

WHEREAS, through the Robert Parsons Scholarship Fund, established to benefit the students at South Hunterdon Regional High School, has helped and touched the lives of many young men, *and*

WHEREAS, at the LMUA, she is known for her decorations during the holidays, endurance for the many changes in the board and is credited for making a treasured nature resource, our Delaware River, better for generations to come, *and*

WHEREAS, Barbara is fondly viewed as the anchor, ensuring the Operations at the Authority, now the LMUA, run smoothly, and her wealth of history and knowledge will be sorely missed.

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 Barbara Parsons' thirty-three years of service with the Lambertville Municipal Utilities Authority is hereby celebrated, *and*

BE IT FURTHER RESOLVED, that Saturday, March 31, is hereby proclaimed as Barbara Parsons' day in the City of Lambertville, and

BE IT FURTHER RESOLVED, that Barbara is wished much happiness in the next phase of her life; her retirement.

ADOPTED: March 19, 2012

David M. DeVecchio
Mayor

Eric Richard commented that he worked with Barbara closely for the last two years and she is a great employee and person. Janine MacGregor added that Barbara is an amazing person who showed her the ropes and had great knowledge of the LMUA history.

Barbara thanked everyone for their kind comments and introduced the Krupa family, who has been a very special and important to her. She also commented that leaving Kathy Leary, the CFO, is much like getting a divorce but staying close to your partner.

Council President Stegman made a motion to approve the proclamation honoring Barbara Parsons and her 33 years of service with the LMUA. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

RESOLUTIONS.

CONSENT AGENDA: (*PROVIDES RAPID RESPONSE TO ITEMS WHICH DO NOT REQUIRE DISCUSSION*).

Resolution Number 76-2012 – Authorizing the Mayor and Clerk to Sign the contract with AFLAC and establishing a bank account was pulled from the agenda and will be further considered at the special session scheduled for Monday, March 26, 2012.

Resolution Number 74-2012 – Authorizing the Mayor and Clerk to sign the agreement with Hudson Energy Services, LLC for SHREC were pulled from the consent agenda and action was taken later during the open meeting.

Resolution Number 66-2012: A Resolution to Request Permission from Division of Local Government Services for the Dedication by Rider for the Comcast Donation.

RESOLUTION NO. 66-2012
*A RESOLUTION REQUESTING PERMISSION OF THE DIVISION OF LOCAL
GOVERNMENT SERVICES FOR THE DEDICATION BY RIDER COMCAST DONATION
FOR EQUIPMENT PURCHASE FOR THE CITY OF LAMERTVILLE*

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, N.J.S.A.40A:4-39 provides that the Director of the Division of Local Government Services under a blanket provision approved by the Local Finance Board; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Lambertville, County of Hunterdon,

New Jersey as follows:

1. The City Council of Lambertville does hereby request permission of the Director or the Division of Local Government Services to pay expenditures under the provisions of N.J.S.A.40A:4-39, as amended by P.L. 1999, c.292, for the exclusive purpose of depositing and expending funds paid by individuals to purchase equipment to televise Council Meetings and Board Meetings.
2. The Municipal Clerk is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

Resolution Number 67-2012: A Resolution to Cancel Outstanding Checks.

City of Lambertville
Resolution Number 67-2012
Resolution to Cancel Outstanding Checks

WHEREAS, the following checks issued from the City bank account are outstanding and are now stale-dated;

<u>Date:</u>	<u>Check Number:</u>	<u>Amount:</u>
05-25-2007	17375	\$51.00
06-19-2007	17385	300.00
12-07-2007	17790	461.44
04-22-2009	18809	200.00
04-19-2009	18828	150.00
05-19-2009	18871	441.63

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 fore mentioned checks issued from the City bank accounts are hereby canceled.

ADOPTED: March 19, 2012

Resolution Number 68-2012: *A Resolution to Authorize the Mayor and City Clerk to Sign the Discharge of Mortgage Papers for Anthony Rocco in the Amount of \$32,405.46, for block 1048, Lot 23.*

City of Lambertville

RESOLUTION 68-2012

“A Resolution Authorizing the Mayor and City Clerk to Sign the Discharge Papers for the Mortgage on 142 South Main Street”

WHEREAS, Ann Bidwell applied for a received a mortgage from the City of Lambertville in the amount of \$32,405.46, and

WHEREAS, Anthony Rocco has satisfied the debt of these mortgages on 02-22-2012, for the premises known as 142 South Main Street, Block 1048, lot 23.

NOW THEREFORE BE IT RESOLVED that Mayor and Council hereby authorize the Mayor and City Clerk to sign the mortgage discharge papers as prepared by Attorney Faherty.

ADOPTED: March 19, 2012

Resolution Number 69-2012: *A Resolution to Authorize the Mayor and City Clerk to Sign the contract with Edmunds & Associates for Software for the Finance Office.*

City of Lambertville

RESOLUTION 69-2012

A Resolution Authorizing the Mayor to Sign the Contract with Edmunds & Associates MCSJ for the Software Program for Finance Office

WHEREAS, the City of Lambertville previously adopted resolution number 29-2012 authorizing the contract with Munidex for software services for the Finance Office, and

WHEREAS, the CFO and Auditors have recommended the City change the software system, and

NOW THEREFORE BE IT RESOLVED that the Mayor is authorized to sign the contract with Edmunds & Associates MCSJ for Software services for the Finance Office in the City of Lambertville at a rate not to exceed \$3,308 annually.

ADOPTED: March 19, 2012

Resolution Number 70-2012: *A Resolution to Accept the Resignation of Rebecca Melendez effective March 2, 2012.*

City of Lambertville

RESOLUTION 70-2012

A Resolution Accepting the Resignation of Rebecca Melendez

NOW THEREFORE BE IT RESOLVED by the Mayor and Council that the resignation of Rebecca Melendez, part time police secretary, is effective March 2, 2012.

ADOPTED: March 19, 2012

Resolution Number 71-2012: *A Resolution to Authorize the Tax Lien Redemption for Block 1032, Lot 1 in the amount of \$27,557.42 plus Interest and Costs, Subsequent Liens Paid and a \$15,700 Premium.*

City of Lambertville

RESOLUTION 71-2012

A Resolution to Redeem the Tax Lien Certificate Number 10-03 for Block 1032, Lot 1, in the Amount of \$27,557.42, sold to Havid Development, With Interest and Costs, Subsequent Liens Paid, and a \$15,700 Premium.

WHEREAS, Tax Lien Certificate Number 10-03, on Block 1032, Lot 1, in the amount of \$27,557.42, was sold to Havid Development 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 the 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 Havid Development for redemption of Tax Lien Certificate Number 10-03 in the amount of

\$27,557.42 representing the amount of the certificate plus
 \$17,498.10 interests and costs
 \$66,255.21 subsequent liens paid
 \$111,310.75 Total Amount Due
 \$15,700.00 premium

ADOPTED: March 19, 2012

Resolution Number 72-2012: *A Resolution Cancel the Contract with Sharpe and Award the Contract to Fraser Digital Sales for a New Copier.*

City of Lambertville

RESOLUTION 72-2012

A Resolution to Authorize the Contract with Fraser Advanced Information Systems for the Lease of the Copier and Expiration of the Lease with Sharp.

WHEREAS, the City of Lambertville has a lease with Sharp Electronics Capital for the lease of a copier, model number MXM450, and the lease expires on July 28, 2012, and

WHEREAS, the City received quotes from Konica Minolta Business Solutions USA, Inc., Superior Office Systems (State Contract), and Fraser Advanced Information Systems, and

WHEREAS, the quotes are as follows:

Company	Address	Monthly Amount
Superior Office Systems	19 Gross Street Edison, NJ 08837	\$178.80, 48 months = \$8,582.40 .0085 per copy over 12,000 State Copier Contract – T-437A The New Jersey State Copier cost per Copy Program includes all parts, labor, service calls, preventive maintenance calls, diagnostics, modifications, updates, travel time, drums, toner and developer. The

City of Lambertville
Regularly Scheduled Session
Monday, March 19, 2012, 6:30 p.m.
Justice Center, 25 South Union Street, Lambertville
Minutes
Page 7

		local servicing Sharp Electronics Authorized Dealer will provide all the necessary supplies and service.
Fraser Digital Sales	251 St. Asaphys Road, Suite 105W Bala Cynwyd, PA 19004	\$200 per month, 63 months= \$12,600 \$.0095 per copy over 10,000 Extra drawer Includes pay off of last four months of lease, pick up and return of old copier to SHARP, Guarantee four hour response time, remote monitoring, IT Service, Toner included. Staples are extra.
Konica Minolta Bizhub 363	517 route 1 south, Suite 5000 Iselin, NJ 08830	\$294.00, 84 months = \$24,696 .01065 per copy over 10,000 Includes: pf, cab, fin, fax, fax mount, floor finisher, inner finisher, hid proximity cards, job separate tray.

WHEREAS, a review of all bids received has determined Superior Office Systems to be the most advantageous, price and other factors considered.

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, Superior Office Systems is hereby awarded the contract for the copier for City Hall, located at 18 York Street, Lambertville, starting July 1, 2012.

ADOPTED: March 19, 2012

Resolution Number 73-2012: A Resolution Requesting the \$72,000 from the LMUA for 2012.

City of Lambertville
RESOLUTION 73-2012

“Resolution Requesting \$72,000, from the Lambertville Municipal Authority”

WHEREAS, P.L. 2204, c. 87 established a formal procedure for local authorities to transfer funds to their creating government agency; and

WHEREAS, the Lambertville Municipal Authority was created by the governing body of the City of Lambertville; and

WHEREAS, N.J.S.A., 40A:5A-12.1 in part states:

“To the extent there is available an undesignated fund balance or unreserved retained earnings held by (a covered authority) ... an amount in that undesignated fund balance or unreserved retained earnings, not to exceed 5% of the annual costs of operation of the authority may be appropriated for use in the local budget of the municipal or county that created the authority unless otherwise restricted by bond covenants;” and

WHEREAS, the law requires payments to the municipality shall be made no later than 30 days prior to the close of the municipality fiscal year, or anytime sooner as made by mutual agreement, and

WHEREAS, the City of Lambertville has anticipated the Lambertville Municipal Authority appropriation of \$72,000 as a Special Item of Revenue in the proposed 2012 municipal budget;

NOW THEREFORE BE IT RESOLVED by the Mayor and City Council of the City of Lambertville in the County of Hunterdon in the State of New Jersey does hereby request that the Lambertville Municipal Authority transfer \$72,000 to the City of Lambertville.

Adopted: March 19, 2012

Resolution Number 77-2012: A Resolution Authorizing the Mayor and Clerk to sign the easements for Ely Creek Flood Gates.

City of Lambertville
Resolution Number 77-2012
A Resolution Authorizing the Mayor and Clerk to Sign the Easements for the Ely Creek Flood Gates

WHEREAS, the City of Lambertville received a grant from FEMA to install flood gates on Ely Creek located on the Delaware & Raritan Canal, and

WHEREAS, easements are required in order to install and maintain the flood gates.

NOW THEREFORE BE IT RESOLVED, by Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that the Mayor and Clerk are hereby authorized to sign the easements as identified by the application to the Department of Environmental Protection of the State of New Jersey, which includes: C.A. Niece and Company, Inc., and Roving Wheel, LLC, a New Jersey limited liability company, owner: Charles Taylor, to install the Ely Creek Flood Gate, granting easement for block 1005, lot 21, located on North Union Street in the City of Lambertville.

ADOPTED: March 19, 2012

Mayor DelVecchio asked for a motion to approve the items on the consent agenda. Council President Stegman made a motion to approve 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.

ORDINANCES – FIRST READING AND INTRODUCTION.

ORDINANCE NUMBER 08-2012: *An Ordinance to Amend Chapter III, Section 3-13: Fees Charged by Various Departments, Boards and Commissions of the City of Lambertville, Letter e. Tax Collector.*

Mayor DelVecchio read Ordinance Number 08-2012 by title into the record. He informed the members of the public present that this ordinance would increase the fees for the Tax Collector's services.

City of Lambertville
Ordinance Number 08-2012
An Ordinance to Amend Chapter III, Section 3-13: Fees Charged By Various Departments, Boards and Commission of the City of Lambertville, Letter e. Tax Collector

- e. Tax Collector
Fees In Connection with Copies of Public Documents and Records in the Tax Office
 - a. A fee of \$5.00 shall be charged for the initial duplicate copy of a tax bill.

- b. A fee of \$25 shall be charged for each subsequent copy of a tax bill for the same tax year requested by the same person or organization pursuant to N.J.S.A. 54:4-64.
- c. A fee of \$100 shall be charged for each duplicate tax sale certificate pursuant to N.J.S.A. 54:5-52.1.
- d. In accordance with N.J.S.A. 54:5-54, the Tax Collector shall provide to any person entitled to redeem a certificate pursuant to N.J.S.A. 54:5-54 two calculations of the amount required for redemption within a calendar year at no cost. For each subsequent calculation requested from the Tax Collector there shall be a fee of \$50.00. A request for a redemption calculation shall be made in writing to the Tax Collector.
- e. In accordance with N.J.S.A. 54:5-97.1, the Tax Collector may charge a lien holder of a tax lien \$50.00 for the calculation of the amount due to redeem the tax lien as required pursuant to N.J.S.A. 54:5-97.1. Neither the Tax Collector nor the municipality shall be liable for an incorrect calculation. The fee paid to the municipality shall not become part of the lien and shall not be passed on to any party entitled to redeem pursuant to N.J.S.A. 54:5-54.

Introduced: March 19, 2012
Public Hearing: April 16, 2012

Mayor DelVecchio asked if there were any questions from the governing body or from the public.

Councilman Sanders questioned if the fees charged for the initial duplicate copy of a tax bill were in conflict with the OPRA law. Attorney Faherty stated he didn't believe this was a conflict.

There being no further questions from the public, Mayor DelVecchio asked for a motion to introduce Ordinance Number 08-2012.

Councilwoman Warner made a motion to introduce Ordinance Number 08-2012. 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 April 16, 2012.

ORDINANCES – SECOND READING AND PUBLIC HEARING.

ORDINANCE NUMBER 05-2012: *An Ordinance to Amend Chapter V, General Licensing, Taxicabs and Liveries.*

Mayor DelVecchio read Ordinance Number 05-2012 into the record by title. He informed the members of the public present that this ordinance amends Chapter V, General Licensing and now meets the requirements as outlined in the statute and allows the City to auction off licenses for taxis and liveries.

City of Lambertville
Ordinance Number 05-2012
An Ordinance to Amend Chapter V, General Licensing, Taxicabs and Liveries

5-1 TAXICABS AND LIVERIES.

5-1.1 Definitions. As used in this section:

Cruising shall mean the operation of a taxicab without passengers to and fro along a public street at a slow rate of speed for the obvious purpose of soliciting passengers.

City of Lambertville
Regularly Scheduled Session
Monday, March 19, 2012, 6:30 p.m.
Justice Center, 25 South Union Street, Lambertville
Minutes
Page 10

Person and owner shall mean and include a firm, co-partnership, association and corporation, and the singular or plural, and masculine, feminine or neuter, unless the contrary is clearly expressed.

Public taxicab stand shall mean a section of a public street or public place set apart for the exclusive use of a limited number of taxicabs, when such section is distinctly marked as such by a metal sign attached to a stanchion on the curb, or other conspicuous place, or by clearly visible marks upon the surface of the street or public place.

Taxicab, as defined in N.J.S.A. 48:16-1, shall mean and include any horse and carriage, horse drawn cart, automobile or motor car, commonly called taxi, auto cab, omnibus, or by whatever name or designation they may now or hereafter be known or designated, engaging in the business of carrying passengers for hire, which is held out, announced or advertised to operate or run, or which is operated to run over any of the streets or highways of the City, and particularly accepts and discharges such persons as may off themselves for transportation from points or places within the City, or which is hired by charter, or for a particular contract, or by the day or hour or other fixed period, or to transport passengers to a specified place or places, or which charges a fare or price agreed upon, in advance, between the operator and the passenger. Nothing in this section contained shall be construed to include any motor vehicle by whatever name or designation used and employed solely in transporting school children or teachers, or auto buses which are subject to the jurisdiction of the Board of Public Utility Commissioners, or any motor vehicle owned or operated by the City of Lambertville, County of Hunterdon, State of New Jersey, or operated by any non-profit organization in the business of transporting persons not for profit. (Ord. 9/6/49, paragraph 1; 3/19/79, paragraph 1; Ord. #98-01, paragraph 1)

5-1.2 License Required; Fees for License.

No taxicab shall operate upon streets of the City nor shall any taxicab stand upon any street or other public place or on private premises within the limits of the City waiting for employment without first obtaining a license from the City Clerk, which shall expire December 31 next succeeding the date of issuance, unless sooner, suspended or revoked by the Mayor's designation. The annual fee to be paid for such license shall be no less than the sum of five hundred (\$500.00) which will be offered annually by auction and sold to the four highest, most responsible and qualified bidders at a date and time specified as outlined by P.L. 2011, Chapter 135, section 3.

5-1.3 Issuance of License, Inspection of Taxicabs.

The licensing and inspection of taxicabs, as hereinafter provided for in this section, and the enforcing of the provisions of this section, shall be under the control of the Police Department. Licenses shall be issued by the City Clerk. (Ord. 9/6/49, paragraph 3)

5-1.4 Application Information.

Every application for a license for a taxicab shall:

- A: set forth the full name and address of the owner,
- B: the make and character of the taxicab, the length of time it has been in use, the number of persons it is capable of carrying, and a place where it may be inspected by the Police Department (Ord. 9/6/49, paragraph 4).
- C: the names of each driver, and the fingerprint approval letter for each driver operating a Taxi for the Company.
- D: name of insurance company, policy number and expiration date.

5-1.5 Requirements for Applicants.

No license to operate a taxicab shall be granted to any person unless he is a citizen of the United States, or shall have declared his intention to become such a citizen. In the case of a co-partnership, no license shall be granted to operate a taxicab unless such corporation is either incorporated or is duly authorized to do business under the laws of this State. All applicants and prospective taxicab drivers must first submit to criminal history checks (fingerprinting) at a designated Live Scan facility prior to the issuance of a license.

5-1.5 A. Fingerprinting

No license shall be granted to operate a taxicab to any person, or to any partnership or corporation who is not, or the members or officer of which are not persons of good moral character, or who has, or if any of the members of the partnership, or officers of the corporation have been convicted of any convicted of any of the following crimes: aggravated assault, arson, burglary, escape, extortion, homicide, kidnapping, robbery, aggravated sexual assault, sexual assault or endangering the welfare of a child pursuant to N.J.S.2C:24-4, whether or not armed with or having in his possession any weapon enumerated in subsection r. of N.J.S.2C:39-1, a crime pursuant to the provisions of N.J.S.2C:39-3, N.J.S.2C:39-4, or N.J.S.2C:39-9, or other than a disorderly persons or petty disorderly persons offense for the unlawful use, possession or sale of a controlled dangerous substance as defined in N.J.S.2c:35-2. In any other state, territory, commonwealth, or other jurisdiction of the United States, or any country in the world, as a result of a conviction in a court of competent jurisdiction, a crime which in that other jurisdiction or country is comparable to one of the crimes enumerated in paragraph (1) of the subsection. If a person who has been convicted of one of the crimes outlined in this ordinance or in P.L. 2011, c.135 (A1471 3R), and can produce a certificate of rehabilitation issued pursuant to N.J.S.2A:168A-8 or if the criminal offense occurred outside New Jersey, an equivalent certificate from the jurisdiction where the criminal offense occurred, the criminal offense shall not disqualify the applicant from operating or driving an auto cab and/or taxi.

5-1.6 Issuance of License; Number Limited; Transfer Fee. Amended

In accordance with P.L. 2011, Chapter 135, a municipality shall publish a notice, in a newspaper circulating generally within the municipality, stating the number of new or additional licenses to be authorized and the application period for the new or additional licenses. The notice shall specify a time and date after which no further applications will be accepted. The notice shall be published at least twice and at least one week apart, with the second notice published at least 30 days prior to the time and date specified in the notice as the time and date after which no further applications will be accepted.

The Mayor's designee shall have the power to issue or refuse to issue a license, in pursuance of the terms of this section. The number of licenses shall not exceed four (4), one per vehicle, four (4) vehicles in total. Any license hereafter issued may be transferred upon the payment of a transfer fee of fifty (\$50.00) dollars for each and every such transfer, and subject to the provisions of subsection 5-1.5, upon obtaining the approval, in writing, of the Mayor's designee. (Ord. 9/6/49, paragraph 6)

5-1.7 Inspection Required Before Issuance of License.

No taxicab shall be licensed until it has been thoroughly and carefully inspected and examined by the Police Department and found to be in a thoroughly safe condition for the transportation of passengers. Such licensed taxicabs shall be clean, fit, and of good appearance and well painted and varnished. Side curtains or shades shall not be permitted on any such licensed vehicles. The Department shall refuse a license to any applicant, or, if already issued, revoke or suspend the license of any vehicle found to be unsafe for the transportation of passengers. All reports of such inspections and examinations, after having been submitted to the Mayor's designee shall be filed with the City Clerk and become a part of the application filed for the licensing of such vehicle, as hereinafter provided. (Ord. 9/6/49, paragraph 7)

5-1.8 Display of License.

Every licensed taxicab shall display in a manner required or approved by the Mayor's designee, its City license number upon the issuance of the City license of any taxicab. There shall be furnished to the owner a card setting forth the name and address of the owner and the number of the license which card shall be promptly displayed in the interior of the taxicab. (Ord. 9/6/49, paragraph 8)

5-1.9 Register of Taxicabs to be Maintained. The City Clerk shall keep a register of the name of each person owning or operating a vehicle or vehicles licensed under this section, together with the license number and the description, make dimensions of such vehicles, with the date and complete record of inspections made of them. All applications for licenses shall be filed by the City Clerk and carefully preserved for reference. All licenses issued shall be recorded in books provided for that purpose, which shall be in such form as the Mayor's designee shall prescribe. All such records shall be open to the

City of Lambertville
Regularly Scheduled Session
Monday, March 19, 2012, 6:30 p.m.
Justice Center, 25 South Union Street, Lambertville
Minutes
Page 12

inspection of the public at all reasonable times and shall be deemed the official records of the Department and of the City. (Ord. 9/6/49, paragraph 9)

5-1.10 Inspection, Written Reports Required. The Police Department shall maintain a constant vigilance over all taxicabs to see that they are kept in a condition of safety for the transportation of passengers, and to this end shall have the right at any and all times to inspect any and all licensed vehicles, and shall maintain a record, in writing, of a report of all such inspections. (Ord. 9/6/49, paragraph 10)

5-1.11 Insurance. In order to insure the safety of the public, it shall be unlawful for the owner, lessee or bailee of any taxicab to operate or cause or permit such taxicab to be operated, nor shall any license be issued hereunder, until and unless the applicant shall have complied with the provisions of Chapter 231 of the Laws of 1926, embodied in N.J.S.A. 48:16-1, et seq., N.J.S.A. 39:6B-1 and P.L. Chapter 135, Assembly number 1471, of the State of New Jersey, and the acts amendatory thereof or supplemental thereto, relating to the filing of an insurance policy covering the owner or operator of such vehicles for damages to person for which he may become liable by reason of the ownership, maintenance or use of the vehicle. All such insurance policies shall be issued to expire December 31 next succeeding the date of issuance. (Ord. 9/6/49, paragraph 11)

5-1.12 Licenses Revoked or Suspended. Licenses granted under the preceding sections may be revoked or suspended at any time after notice and hearing by the Mayor's designee if the vehicle shall not be in a safe condition for the transportation of passengers, or not kept in conformity with the terms of this section, or if used or its use permitted for any improper, immoral or illegal business or purpose, or for the violation of any statute or law of the State of New Jersey or of the United States, or for the violation of any of the provisions of this section, or any of the rules and regulations made by the Appropriate Authority. (Ord. 9/6/49, paragraph 12; Ord. #90-08, paragraph 3)

5-1.13 Mayor and Council to Designate Taxi Stands. The Mayor and Council are hereby authorized to designate such place or places within the Central Business District or Highway Commercial Zones of the City as public taxicab stands as the Mayor and Council, in its judgment, may deem necessary as may be required for the proper transportation of passengers. The City Clerk is hereby further authorized to grant permits for the operation of taxicabs from private premises as it may deem necessary and proper. (Ord. 9/6/49, paragraph 13)

5-1.14 Public Taxicab Stands Restricted to Licensed Cabs. No taxicab shall occupy any public taxicab stand unless such taxicab shall have been licensed as provided in this section. (Ord. 9/6/49, paragraph 14)

5-1.15 Regulations. No taxicab, while waiting for employment by passengers shall stand on any public street or space other than that at or upon a taxicab stand designated or established in accordance with this section, nor shall any driver of such taxicab seek employment by repeatedly and persistently driving his taxicab to and fro in a short space before, or by otherwise interfering with the proper and orderly access to or egress from any theater, hall, hotel, public resort, railroad station or other place of public gathering, and no driver shall solicit passengers for a taxicab except when sitting upon the driver's seat thereof, nor shall any driver of a taxicab solicit employment in the transportation of passengers by driving in or through any public street or public place at a slow rate of speed, commonly designated as "cruising." (Ord. 9/6/49, paragraph 15)

5-1.16 Penalties for Violations. The penalties for violation of this ordinance shall be as set forth in Chapter I, Section 1-45 of the Code of the City of Lambertville.

INTRODUCED: February 21, 2012

PUBLIC HEARING: March 19, 2012

Mayor DelVecchio opened the public hearing on Ordinance 05-2012 and asked for public comments.

There being no public comments, Mayor DelVecchio asked for a motion to close the public hearing on Ordinance 05-2012. Councilman Sanders made a motion to close the public hearing. Council President Stegman seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor DelVecchio asked for a motion to adopt Ordinance Number 05-2012 on second reading and final approval. Council President Stegman made a motion to adopted Ordinance Number 05-2012. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion to adopt Ordinance Number 05-2012. MOTION CARRIED.

ORDINANCE NUMBER 06-2012: *An Ordinance to Amend Chapter VIII, Article III, 8-29 Rules and Regulations for Parking Permits.*

Mayor DelVecchio read Ordinance Number 06-2012 by title into the record. He informed the members of the public present that this Ordinance corrects the language of the Chapter VIII, Article III, and allows for a person whose vehicle was totaled or damaged in an accident to obtain a replacement parking sticker for free.

City of Lambertville
Ordinance 06-2012
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:

Letter d: Each permit shall be valid from January 1 to December 31 in the year in which it is issued and shall be renewable upon expiration provided the conditions for issuance continue to exist.

Letter e: Resident Parking Permits:

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). The fee for a duplicate permit shall be exempted upon submittal of documentation (a copy of a police report, insurance claim or invoice) which reflects the vehicle or window was broken due to an accident.

FIRST READING: Tuesday, February 21, 2012

SECOND READING AND PUBLIC HEARING: March 19, 2012

Mayor DelVecchio opened the public hearing on Ordinance 06-2012 and asked for public comments. There being no public comments, Mayor DelVecchio asked for a motion to close the public hearing on Ordinance Number 06-2012.

Council President Stegman made a motion to close the public hearing on Ordinance 06-2012. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Councilman Sanders made a motion to adopt on second reading and final approval, Ordinance 06-2012. Council President Stegman seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

ORDINANCE NUMBER 07-2012: A Bond Ordinance in the amount of \$100,000 to fund a refurbished garbage truck for Public Works and a Chevy Tahoe for the Police Department.

Mayor DelVecchio read Ordinance Number 07-2012 into the record by title. He informed the members of the public present that this ordinance will fund the purchase of a Chevy Tahoe for the Police Department and a refurbished garbage truck for the Public Works Department. The Chevy Tahoe will be of assistance to the police department during floods and heavy snow emergencies. The high waters experienced during Hurricane Irene disabled two police cars, totaling one. He opened the public hearing for Ordinance 05-2012.

City of Lambertville
ORDINANCE NO. 07-2012

AN ORDINANCE OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY, PROVIDING FOR ACQUISITION OF VEHICLES FOR USE IN AND BY THE CITY, APPROPRIATING \$107,000 THEREFORE, AND AUTHORIZING THE ISSUANCE OF \$101,900 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE CITY TO FINANCE THE SAME.

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

Section 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Lambertville, in the County of Hunterdon, New Jersey (the "City") as general improvements. For the improvements or purposes described in Section 3 hereof, there is hereby appropriated the sum of \$5,000 as the down payments for the improvements and purposes required by the Local Bond Law. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the several down payments or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$101,900, pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for which the bonds or notes are the acquisition of (1) a refurbished garbage truck for use by the City's Department of Public Works and (2) a sports utility vehicle for use by the Police Department to be purchased off of the State contract, and including all work and related materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes is as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes authorized herein is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in

City of Lambertville
Regularly Scheduled Session
Monday, March 19, 2012, 6:30 p.m.
Justice Center, 25 South Union Street, Lambertville
Minutes
Page 15

writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of respective amounts or obligations for the several purposes and the respective reasonable life thereof within the limitations of the Local Bond Law, is 5 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$101,900, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$10,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvements or purposes.

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

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

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

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

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

Mayor DeVecchio asked for public comments on Ordinance Number 07-2012.

There being no comments from the public, Mayor DelVecchio asked for a motion to close the public hearing for Ordinance 07-2012.

Council President Stegman made a motion to close the public hearing on Ordinance 07-2012. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor DelVecchio asked for a motion to adopt on second reading and final approval, Ordinance Number 07-2012.

Council President Stegman made a motion to adopt on second reading and final approval, Ordinance 07-2012. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

CORRESPONDENCE.

STATE OF NEW JERSEY: *letter regarding the adopted amendment of the application made by the Lambertville Municipal Utility Authority.*

TOWNSHIP OF READING: *Letter to the County regarding the County's letter to do away with the Hunterdon County Planning Department.*

COUNTY OF HUNTERDON DEPARTMENT OF HUMAN SERVICES: *letter requesting Mayor and Council adopt an ordinance for the Older American's Month in May.*

STATE OF NEW JERSEY, GREEN ACRES PROGRAM: *letter regarding the acceptance of the application for Cavallo Park and requesting the Open Space Inventory.*

TOWNSHIP OF READING: *Resolution Urging the Restoration of Funding to the Paris Grant Program.*

HANS AND URSULA STAHL: *letter asking Mayor and Council to reconsider their decision regarding the \$25 late fee for Dog Registrations.*

Mayor DelVecchio asked the members of Council if they wanted to revisit Ordinance Number 25-2011, amending the fees for dog and cat licensing, and setting the late fee of \$25, beginning March 1. Councilman Sanders stated that the late fees were very common and the same as Delaware Township and West Amwell Township. He stated that the change in the Ordinance was on the website, in the newspaper, on each meeting agenda, and notices were hand delivered to residents.

RESIDENTS OF YORK STREET: *A Letter of Appreciation for the Public Works Employees.*

HUNTERDON COUNTY DEPARTMENT OF PUBLIC SAFETY DIVISION OF PUBLIC HEALTH SERVICES: *A letter with information regarding the county's mosquito control program. A copy was sent to the Recreation Commission and the Public Works Director for information.*

MORTON BARNETT: *A letter requesting a street light at 90 and 92 Washington Street.*

Mayor DelVecchio asked the Acting Public Works Director if he had an opportunity to visit Washington Street at night. Mr. Myers responded that he did and due to the road conditions, he recommended Mayor and Council ask JCP&L to install the light. Police Director Cocuzza asked

if they would consider the new light on Lambert Lane. Mayor DelVecchio asked the Director to report on it at the April 16 session.

Mayor DelVecchio asked for a motion authorizing him to send a letter to JCP&L and ask for an LED street light to be installed. Councilman Sanders made a motion to authorize the letter and new light at Washington Road. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

NEW JERSEY LOCAL BOARDS OF HEALTH: a letter from the New Jersey Boards of Health Association regarding membership opportunities.

FRIENDS OF THE LAMBERTVILLE LIBRARY: Request to use the pocket park located in the Wells Fargo Bank parking lot, June to August 2012, to project short films by local and nationally known filmmakers onto the exterior wall of the bank building from sundown to 10:30 p.m.

Councilman Sanders made a motion to approve the request of the Friends of the Lambertville Library. Council President Stegman seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

LAMBERTVILLE-NEW HOPE AMBULANCE & RESCUE SQUAD: Request to use the pocket park located at the corner of Cherry Lane and Union Street, May 21, 2012 from 5 – 8 pm for the Technical Rescue Night, and on May 23, 2012 from 5 – 8 pm for Family Night with Teddy Bear Clinic). Note: This request was received on March 15 and forwarded to the Recreation Commission for Approval.

SOUTH HUNTERDON REGIONAL HIGH SCHOOL: Request for Executive County Superintendent to issue a Report.

TOWNSHIP OF UNION: Resolution Opposing Assembly Bill A-1338 and Senate Bill S-743, Extending and Expanding the Permit Extension Action of 2008.

AGAIR, LLC: Letter of Notification of Pennsylvania Black Fly Suppression Program, Aerial Spraying Public Information, throughout the warm season along the Delaware River, below the Delaware Water Gap to the northern limits of the City of Trenton.

UNFINISHED BUSINESS.

Update on various construction improvement projects.

City Hall: the training on the fire doors will take place on March 26. The Acting Public Works Director will obtain quotes for the sidewalk.

Construction: South Franklin & Weeden Streets Drainage Engineering – Grant Status – results due in April 2012.

Update on projects for flood relief.

Swan Creek – Grant results due in April 2012.

Ely Creek – DEP Permits filed. Mayor DelVecchio asked the Clerk to obtain a schedule for the project from the Engineer.

Miscellaneous

Update on various non-construction projects.

City of Lambertville
Regularly Scheduled Session
Monday, March 19, 2012, 6:30 p.m.
Justice Center, 25 South Union Street, Lambertville
Minutes
Page 18

SWIFT 911 – up and running. Visit www.lambertvillenj.org.

Shared Services:

South County Renewable Energy Coop (SHREC)

Mayor DelVecchio informed the members of the public present that the City, through their participation in the South Hunterdon Renewable Energy Cooperative, participated in an online auction of energy services which included the LMUA, West Amwell Township and the City of Lambertville. The online auction represents a 14% reduction in electric fees or \$4,000 over a 24 month period of time for the City of Lambertville, and \$20,000 for the LMUA. Resolution Number 74-2012 authorizes the Mayor and Clerk to sign the agreement for eprocurement with Hudson Energy Services, LLC, the company awarded the contract. Mayor DelVecchio asked for a motion to adopt the resolution.

Resolution Number 74-2012: *A Resolution to Sign the Agreement for EProcurement of electricity to Hudson Energy Services, LLC, for 24 months, at a rate of \$0.07680 per kWh).*

City of Lambertville

Resolution Number 74-2012

A Resolution to Authorize the Agreement with Hudson Energy Services, LLC for the SHREC

WHEREAS, the City of Lambertville, Township of West Amwell, Lambertville Municipal Utilities Authority, Lambertville Public School, and the South Hunterdon Regional High School are members of the South Hunterdon Renewable Energy Cooperative, and

WHEREAS, the City of Lambertville is designated as the lead agency for the South Hunterdon Renewable Energy Cooperative, and

WHEREAS, the City of Lambertville, the Township of West Amwell and the Lambertville Municipal Utilities Authority adopted resolutions authorizing the participation in an online auction for procurement of electrical services and utilized the services of Birdsall Services, and

WHEREAS, on February 28, 2012, the City placed the required bid advertisement in the legal section of the Star Ledger, and

WHEREAS, on March 13, 2012, there were two auctions held, one for a twelve month agreement and one for a twenty-four month agreement, and

WHEREAS, Hudson Energy Services, LLC participated in both auctions, with a 12-Month Fixed Bid Price of \$0.07240 and 24-Month Fixed Bid Price of \$0.07680, and

WHEREAS, Birdsall Services, the consultant for the SHREC, advised it was best for each entity to enter into the 24-Month Fixed Bid Price at a rate of \$0.07680 per kWh with a termination date of May of 2014.

NOW THEREFORE, BE IT RESOLVED BY Mayor and Council of the City of Lambertville, that the Mayor and/or City Clerk are hereby authorized to sign the 24-Month Agreement prepared by Birdsall Services, for the procurement of electricity with Hudson Energy, LLC at a rate of \$0.07680 per kWh.

Adopted: March 19, 2012

Councilman Sanders made a motion to adopt Resolution 74-2012. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

LMUA UPDATE: Mayor DeVecchio asked Mr. Richards for an update on the Odor issue. Mr. Richards, the Chairman of the Board, informed the members of public present that the odors at the southern end of town have been an issue for the past two months. The LMUA is on the second phase of their project and will have a full briefing at the April session of Mayor and Council. He anticipates the project to be fully implemented by May.

MOMENT OF SILENCE – DENNIS SECULA

Mayor DeVecchio asked for a moment of silence in remembrance of Dennis Secula. Dennis and Tish, who passed away a year ago, served the City of Lambertville as the representative to the Division of Senior Services. Attorney Faherty informed the members of the public that Mr. Secula was a veteran of the military.

Animal Control Officer – nothing to report.

Work Group on SHRHS – nothing to report.

Snow Removal Plan – nothing to report.

Garbage and Recycling – Mayor DeVecchio informed the members of the public present that the City has saved \$1,500 to date in garbage fees due to the weekly recycling program.

First Annual 5 K Shad Run - Mayor DeVecchio asked the Clerk if the paperwork was in order. She advised that the certificate of insurance and the hold harmless agreement were on file. They are waiting on the letter of agreement. The Police Director confirmed that they are using the Fire Police. Mayor DeVecchio asked for a motion.

Council President Stegman made a motion to approve the request of Richard Stoneking for the First Annual 5K Shad Run, subject to the submittal of the letter of agreement. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

NEW BUSINESS.

Appointments.

ANNOUNCEMENTS.

DOG AND CAT LICENSES are past due. As of March 1, a late fee of \$25 will be charged per registration.

City of Lambertville
Regularly Scheduled Session
Monday, March 19, 2012, 6:30 p.m.
Justice Center, 25 South Union Street, Lambertville
Minutes
Page 20

LANDLORD REGISTRATIONS are due. A late fee of \$50 will be charged starting April 1, 2012.

STREET SWEEPER begins April 2, 2012.

SHAD FESTIVAL is scheduled for April 28 and 29, 2012. Come and enjoy the festivities!

PUBLIC PARTICIPATION/PETITIONS OF CITIZENS AND PUBLIC DISCUSSION.

Mayor DelVecchio informed the members of the public present that there will be a special session on Monday, March 26, 2012 to discuss and adopt a resolution requesting the Executive County Superintendent to issue a report on the Advisability of Proceeding with Regionalization Options.

ADJOURNMENT.

The meeting adjourned at 7:30 p.m. with a motion made by Councilman Sanders and seconded by Council President Stegman. An affirmative roll call 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 April 16, 2012.