

**City of Lambertville**  
**Special Session of Mayor and Council**  
**Thursday, May 10, 2012, 7 PM**  
**Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**

The meeting was called to order at 7:06 p.m. with a statement of compliance with the Open Public Meetings Act, providing the required notice on Monday, May 7, 2012 to 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 (arrived at 7:55 pm), Councilman Sanders, Councilwoman Warner, and Mayor DelVecchio.

*Absent:* Council President Stegman.

*Also Present:* Police Director Cocuzza, Prosecutor Anthony P. Kearns, III and representatives from the Hunterdon County Prosecutor's Office were present.

**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 in the United States Armed Forces.

Mayor DelVecchio asked for a Moment of Silence for Nicholas Katzenbach, a civil rights champion whose role in both the Kennedy and Johnson administrations helped shape domestic and foreign policy in the 1960s. Katzenbach was the U.S. Attorney General under President Lyndon Johnson. He was well known for the 1963 confrontation with Alabama Governor George Wallace, who was trying to stop two black students, James Hood and Vivian Malone, from entering the University of Alabama. As deputy attorney general, Katzenbach - surrounded by television cameras and flanked by federal marshals - read a statement from President John F. Kennedy demanding that the two students be admitted. It was the tensest moment of a face-off that became known as the "Stand in the Schoolhouse Door." Katzenbach eventually escorted both Hood and Malone into the university.

**PROCLAMATIONS.**

**A PROCLAMATION ANNOUNCING MAY 19<sup>TH</sup> AS COMMUNITY WELLNESS DAY FOR THE CITY OF LAMBERTVILLE.**

Mayor DelVecchio asked if anyone was present for the Community Wellness Day Proclamation. Since no one was present, Mayor DelVecchio asked for a motion to adopt the Proclamation, proclaiming May 19<sup>th</sup> as Community Wellness Day in the City of Lambertville.

Proclamation  
Community Wellness Day  
May 19, 2012

**WHEREAS**, Fifty-five percent of New Jersey residents are obese or overweight, and medical expenses for treating problems related to obesity in our state total billions annually, and

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**WHEREAS**, New Jersey has reported the highest incidence in the nation in obesity among low-income kids aged 2-5 years, and the current generation of children in America may have shorter life expectancies than their parents, and

**WHEREAS**, the Mayors and City Council Members seek to foster active living and healthy lifestyles by providing communities the structure and resources to implement healthy community initiatives, and

**WHEREAS**, Carleen A. Thum, D.C., of River's Edge Chiropractic, P.C. is hosting the first annual Community Wellness Day for Lambertville residents and visitors on May 19, 2012, and

**WHEREAS**, the event will feature various activities to the public which includes: chiropractic, emotional well-being, yoga, nutrition, healthy back exercises, acupuncture, meditation, Rolfing, stress screenings, chair massages, refreshments, drawings, and prizes free to all attendees.

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council Members of the City of Lambertville, support Community Wellness Day in the City of Lambertville, County of Hunterdon, State of New Jersey, and

**BE IT FURTHER RESOVLED** that May 19, 2012 is hereby proclaimed Community Wellness Day in the City of Lambertville.

ADOPTED: May 10, 2012

David M. DelVecchio  
Mayor

Councilman Sanders made a motion to adopt the Proclamation. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**A PROCLAMATION HONORING ROBERT BROWN, RECIPIENT OF THE "TOP GUN" AWARD FOR DWI ENFORCEMENT.**

Mayor DelVecchio asked Sergeant Brown to join him at the dais. Mayor and Council took turns reading the proclamation into the record.

**Proclamation**

**WHEREAS**, Robert P. Brown was born on January 10, 1970 to Susan and Russell (Robert) Brown, and

**WHEREAS**, on May 13, 2006, he married Diane Marie Housman in Saint Maarten, and

**WHEREAS**, he was first sworn into office on July 19, 1996 as a Patrolman for the City of Lambertville, and promoted to Sergeant on October 22, 2002, and

**WHEREAS**, on April 24, 2012, Robert was selected as one of 25 officers honored by the New Jersey Division of Highway Traffic Safety for outstanding performance in DWI enforcement, and

**WHEREAS**, the City of Lambertville's Police Director Bruce Cocuzza and Hunterdon County Prosecutor's Office Chief of Detectives John Kuczynski accompanied Sergeant Brown to the stage to receive the award certificate, and

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**WHEREAS**, the **TOP GUN AWARD** is presented to officers who led their respective counties in drunk-driving arrests over the calendar year, and

**WHEREAS**, over 13,000 lives are lost each year to impaired drivers, the impact of vigorous DWI enforcement is important to the community.

**NOW THEREFORE BE IT RESOLVED** by Mayor David DeVecchio, Council President Steven Stegman, Councilwoman Beth Asaro, Councilman Ward Sanders, and Councilwoman Elaine Warner that Sergeant Robert Brown is hereby recognized and commended for his efforts in combating drunk driving.

**BE IT FURTHER RESOLVED** that Saturday, May 12, 2012 is hereby proclaimed Sergeant Brown Day in the City of Lambertville, honoring Robert Brown.

**ADOPTED:** The Tenth Day of May, 2012

David M. DeVecchio  
Mayor

Mayor DeVecchio congratulated Sergeant Brown and asked Sergeant Brown if he wanted to comment. Sergeant Brown thanked everyone and stated he enjoyed working for the City of Lambertville.

Prosecutor Kearns apologized for not being present at the award ceremony. He stated that the Lambertville Police Department is a great asset to the City and to the County. He commented on the lost lives and the families who experience this loss due to the tragedy of a drunk driver. He congratulated Sergeant Brown and said he was proud of his hard work.

Mayor DeVecchio stated that Sergeant Brown saved lives, saved properties and did a great job.

Mayor DeVecchio asked for a motion to adopt the Proclamation honoring Sergeant Brown.

Councilman Sanders made a motion to adopt the Proclamation honoring Sergeant Brown.

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

**RESOLUTIONS.**

***RESOLUTION NUMBER 93- 2012: A Resolution Authorizing the Mayor and Clerk to Sign the Grant Agreement with the DRJTBC in the amount of \$12,300 for the Preliminary Engineering for South Franklin Street.***

Mayor DeVecchio informed the members of the public present that this resolution is to formalize the agreement with the DRJTBC for the preliminary engineering for South Franklin Street drainage.

City of Lambertville  
Resolution Number 93-2012  
*A Resolution Authorizing the Grant Agreement with the DRJTBC for the Preliminary Engineering for South Franklin Street Drainage*

WHEREAS, the City of Lambertville's project known as the South Franklin Street Drainage Project will benefit the residents on South Franklin Street, Weeden Street and South Main Street in the City of Lambertville, and

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WHEREAS, the preliminary engineering is needed to establish the scope of the project and funds necessary for implementation, and

WHEREAS, the City of Lambertville did not utilize the full amount designated by the Delaware River Joint Toll Bridge Commission for the grant titled Blair Tract, Number 2008-4, and

WHEREAS, on March 1, 2011, the Delaware River Joint Toll Bridge Commission approved the City's request to utilize \$12,300 of the funds reserved in the grant for Blair Tract, Grant Number 2008-4, and

WHEREAS, on April 23, 2012, the City was advised by the Delaware River Joint Toll Bridge Commission that they need the Compact Authorization Investment Program Grant Agreement in order to process the refund.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Lambertville in the County of Hunterdon in the State of New Jersey, that the application with the application for the preliminary engineering is hereby approved in the amount of \$12,300 with the Delaware River Joint Toll Bridge Commission.

BE IT FURTHER RESOVLED that the Mayor and Clerk are hereby authorized to sign the Compact Authorization Investment Program Grant Agreement with the Delaware River Joint Toll Bridge Commission for the project titled South Franklin Street Preliminary Engineering.

ADOPTED: May 10, 2012

Mayor DelVecchio asked for a motion to adopt Resolution Number 93-2012. Councilman Sanders made a motion to adopt Resolution Number 93-2012. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

## **ANNOUNCEMENTS.**

MARY SHERIDAN PARK rededication of the Statute will be held on Wednesday, May 23, at 7:30 pm.

MEMORIAL DAY PARADE will be held on Monday, May 28<sup>th</sup> with step off at 9 am.

LICENSING NEWS: Food licenses, vending machine licenses expire May 31, 2012.

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

Mayor DelVecchio asked if there was any public comment.

Caren Franzini of South Union Street said she had three questions for Mayor and Council.

1. What is the status of the grant application for Swan Creek Flood Gates? Mayor DelVecchio responded that we are still waiting to hear. Once we know, we will contact John for assistance.
2. Swan Creek is in need of a clean-up. Mayor DelVecchio commented that a letter was mailed to Henry Patterson of the New Jersey Water Authority on April 18<sup>th</sup> asking for help in cleaning up the creek. Mayor DelVecchio said he would give him a call if we didn't have a response by the end of the week.

3. What is the status of the response from the BPU regarding United Water's discharge of water into Swan Creek? Mayor DeVecchio informed Caren that the City Clerk would send her a copy of the letter. He further commented that it was determined that property owners own to the middle of the creek and that he and Councilman Sanders met with Ed DeVoux at United Water and asked what authority they have to discharge water into a creek they don't own. Mrs. Franzini stated that she felt United Water was obligated to provide assistance with the clean-up.
4. Yellow Lines – Caren stated she previously spoke with the City Clerk regarding the painting of the yellow lines now that it is spring. The City Clerk responded that she spoke with the Acting Public Works Director and he put it on his list to do right after Sparkle Week ended.

Mayor DeVecchio asked if there were any other questions. There being no further questions or comments from the public, Mayor DeVecchio commented on the presence of members of the Hunterdon County Prosecutor's Office and stated the City had a long standing relationship with them. Back in the early 1990's, the Hunterdon County Prosecutor's Office took over the Police Department of the City of Lambertville and they played a key role in changing from a Police Chief to a Police Director. They continue to provide assistance to the City of Lambertville with police matters. Mayor DeVecchio asked for a motion to go into closed session with the members of the Hunterdon County Prosecutor's Office to discuss issues regarding public safety.

**RESOLUTION TO GO INTO CLOSED SESSION to discuss contracts, personnel, public safety, and possible litigation.**

**RESOLUTION**

*“Authorizing a Closed Session at the May 10 2012 Special Session of the City of Lambertville's 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 May 10, 2012, in the Justice Center 25 South Union Street, Lambertville, to discuss public safety issues.

**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 DeVecchio.

Nays: None.

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Mayor DelVecchio and City Council convened in closed session at 7:24 p.m.  
Mayor DelVecchio and City Council re-convened in regular session at 9:25 p.m.

Mayor DelVecchio stated he wanted to discuss a couple of issues with the Council members.

**SOUTH FRANKLIN STREET DRAINAGE:** He informed Council Members that the City received the \$170,000 from the State of New Jersey for the drainage project on South Franklin Street. In response to his letter, the Delaware River Joint Toll Bridge Commission will be taking formal action in the morning of May 21<sup>st</sup> regarding the City's request to use unexpended balances in prior grants in the amount of \$248,365, for the South Franklin Street project. The City's Engineer estimates the entire project to cost \$690,000 which will leave a balance of \$271,635 to be funded by the City. This will be on the agenda for the May 21<sup>st</sup> regularly scheduled session.

**RECREATION COMMISSION:** members of the Recreation Commission have expressed concern over the maintenance of parks.

**ADJOURNMENT.**

The meeting adjourned at 9:45 p.m. with a motion made by Councilman Sanders and seconded by Councilwoman Warner. An affirmative voice vote was taken in favor of the motion by all members present. MOTION CARRIED.

Respectfully submitted,

Cynthia L. Ege  
CMR, RMC, City Clerk

*Approved at the regularly scheduled session of Mayor and Council held on Monday, May 21, 2012.*