

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

The meeting was called to order at 6:50 p.m. by Mayor DelVecchio with a statement of compliance with the Open Public Meetings Act, providing the required notice on Friday, September 14, 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 – arrived at 7:05 pm, Council Present Stegman, Mayor DelVecchio.

Absent: Councilwoman Warner.

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 TO DISCUSS PERSONNEL, CONTRACTS, POSSIBLE LITIGATION/LAW SUITES, ACQUISITION OF PROPERTY AND APPOINTMENTS.

RESOLUTION

“Authorizing a Closed Session at the September 19, 2012 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 September 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, Council President Stegman, Mayor DelVecchio

Nays:

Mayor DelVecchio and City Council convened in closed session at 6:51 p.m.

Mayor DelVecchio and City Council re-convened in regular session at 7:00 p.m.

APPROVAL OF MINUTES.

Council President Stegman made a motion to approve the meeting minutes from the August 20, 2012 regularly scheduled session and the August 20, 2012 closed session. 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 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 – Christie Ehret. Councilman Sanders 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 for the evening. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

PROCLAMATIONS – NONE.

Council President Stegman asked about recent legislation for homeowners giving incentives for energy efficiency with no income rules. Emily Goldman will look into this and report back to Mayor and Council.

RESOLUTIONS.

CONSENT AGENDA: (*PROVIDES RAPID RESPONSE TO ITEMS WHICH DO NOT REQUIRE DISCUSSION*). Resolution numbers 132-2012, 133-2012 and 135-2012 were removed from the consent agenda.

RESOLUTION NUMBER 128-2012: A Resolution to Refund a Double Payment of 3rd quarter Taxes for block 1018, Lot 14.

City of Lambertville
Resolution Number 128-2012
*A Resolution to Authorize the Refund of a Double Payment of 3rd Quarter Taxes for Block 1018,
Lot 14*

WHEREAS, the third quarter taxes for block 1018, lot 14, 47 Delaware Avenue, owned by John & Jacqueline Frangakis were paid twice, and

WHEREAS, the third quarter property taxes were paid by the owners and the mortgage company in the amount of \$1,786.38, and

WHEREAS, the Tax Collector advised a tax refund is due to them because of the double payment.

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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 refund in the amount of \$1,786.38 be issued to John & Jacqueline Frangakis of 47 Delaware Avenue, in the City of Lambertville.

ADOPTED: September 19, 2012

RESOLUTION NUMBER 129-2012: *A Resolution to Authorize the Refund of Escrow for a Zoning Board of Adjustment Application for Nancy Anderson, Block 1057, Lot 3 in the Amount of \$33.73.*

City of Lambertville

Resolution Number 129-2012

A Resolution to Authorize the Refund of Escrow for a Zoning Board of Adjustment Application to Nancy Anderson for block 1057, Lot 3, 250 S. Franklin Street

WHEREAS, the CMFO has certified the balance in the escrow account for block 1057, lot 3, deposited by Nancy Anderson for her application to the Zoning Board of Adjustment.

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 refund due to Nancy Anderson for the balance in the escrow account for block 1057, lot 3, also known as 250 South Franklin Street is hereby authorized in the amount of \$33.73.

ADOPTED: September 19, 2012

RESOLUTION NUMBER 130-2012: *A Resolution to Authorize the Refund of Escrow for a Zoning Board of Adjustment Application for Pioneer Land Developers for Block 1057, Lot 1.58 in the Amount of \$32.05.*

City of Lambertville

Resolution Number 130-2012

A Resolution to Authorize the Refund of Escrow for an Application to Planning Board Made by Pioneer Land Developers for block 1070, Lots 18.01 & 18.02, 188/190 Swan Street

WHEREAS, the CMFO has certified the balance in the escrow account for block 1070, lots 18.01 & 18.02, deposited by Pioneer Land Developers for her application to the Planning Board.

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 refund due to Pioneer Land Developers for the balance in the escrow account for block 1070, lot 18.01 & 18.02, also known as 188/190 Swan Street is hereby authorized in the amount of \$32.05.

ADOPTED: September 19, 2012

RESOLUTION NUMBER 131-2012: *A Resolution to Authorize the Refund of Escrow for a Building Fee for Block 1057, Lot 1.58 to Kit Riley in the Amount of \$66.00.*

City of Lambertville

Resolution Number 131-2012

A Resolution to Authorize the Refund of Building Fee #12-00273 Made by Kit Riley for block 1057, Lot 1.58, 5 Woodstream Court

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WHEREAS, the Construction Department has requested a refund for block 1057, lot 1.58, paid by Kit Riley for building fee number 12-00273.

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, authorize a refund due to Kit Riley for building fee number 12-00273 for block 1057, lot 1.58, also known as 5 Woodstream Court in the amount of \$66.00.

ADOPTED: September 19, 2012

RESOLUTION NUMBER 134-2012: A Resolution Consenting to the Proposed Water Quality Management Plan Amendment Proposed by Hunterdon County Planning Board.

City of Lambertville

Resolution 134-2012

A Resolution Consenting to the Proposed Amendment to the Upper Delaware and Upper Raritan Water Quality Management Plans

WHEREAS, the City of Lambertville desires to provide for the orderly development of wastewater facilities with Hunterdon County, and

WHEREAS, the New Jersey Department of Environmental Protection requires that proposed wastewater treatment and conveyance facilities and wastewater treatment service areas, as well as related subjects, be in conformance with an approved WQM plan; and

WHEREAS, the NJDEP has established the WQM plan amendment procedure as the method of incorporating unplanned facilities into a WQM plan; and

WHEREAS, a proposed WQM plan amendment noticed in the New Jersey Register by the Hunterdon County Planning Board.

WHEREAS, copies were forwarded to United Water and to the Lambertville Municipal Utilities Authority for their review and input, and

WHEREAS, Jim Mastrokalos of United Water reported this did not impact their operations, and

WHEREAS, Thomas Horn of the LMUA reported he was supportive of the WQM Amendment.

WHEREAS, John Miller, volunteer for the City of Lambertville,

NOW THEREFORE BE IT RESOLVED on this 19th day of September, 2012 by the governing body of the City of Lambertville that:

1. The City of Lambertville hereby consents to the amendment entitled Department of Environmental Protection, Division of Coastal and Land Use Planning, Proposed Amendment to the Upper Delaware and Upper Raritan Water Quality management Plans, received on September 4, 2012 in the Clerk's Office of the City of Lambertville, and publicly noticed in the New Jersey Register by the Hunterdon County Planning Board for the purpose of its incorporation into the applicable WQM.
2. This consent shall be submitted to the NJDEP in accordance with N.J.A.C. 7:15-3.4.

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RESOLUTION NUMBER 136-2012: A Resolution to Reject the Bids for the Ely Field Parking Lot in Accordance with N.J.S.A. 40A:11-13.2, Lowest Bid Exceeds the Cost Estimates.

City of Lambertville

RESOLUTION NUMBER 136-2012

A Resolution to Reject the Bids for the Ely Field Parking Lot in Accordance with N.J.S.A. 40A:11-13.2, Lowest Bid Exceeds the Cost Estimates.

WHEREAS, Bond Ordinance Number 12-2012 in the amount of \$795,0000 to fund the South Franklin Street Drainage project, the Ely Field Light Poles and Parking Lot, was introduced on June 25, 2012, was the subject of a public hearing on July 16, 2012 and finally adopted on August 15, 2012, and

WHEREAS, the City of Lambertville advertised for the receipt of bids for the project titled South Franklin Street Drainage Project in the Trenton Times with the bid opening date set as Thursday, September 13, 2012, at 10:00 AM, and

WHEREAS, two bids were received and publicly opened with the responders listed below:

Contractor	Address	Bid 1 Total
Halecon, Inc.	136 Billian Street Bridgewater, NJ	\$79,168.00
ASAP, Inc.	528 Hardenberg Avenue Point Pleasant, NJ	\$76,013.00

WHEREAS, the City Engineer prepared specifications for the project which included an estimate for the project, and

WHEREAS, two bids were received and it was determined that the lowest bid submitted exceeded the cost estimate prepared by the City Engineer.

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 both bids received are hereby rejected in accordance with N.J.S.A. 40A:11-13.2, the lowest bid substantially exceeds the cost estimates for the goods and services.

ADOPTED: September 19, 2012

RESOLUTION NUMBER 137-2012: A Resolution to Approve the Raffle Application filed by the Union Fire Company for a Tricky Tray.

City of Lambertville

RESOLUTION NUMBER 137-2012

A Resolution to Approve the Raffle Application filed by the Union Fire Company for a Tricky Tray.

WHEREAS, the Union Fire Company filed an application for a raffle with the City Clerk on Wednesday, September 12, 2012, with the Identification Number of:244-9-39477, and

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WHEREAS, the Date of the raffle is October 20, 2012 from 4 to 10 pm at the Union Fire Company located at 230 North Main Street in the City of Lambertville, and

WHEREAS, the application is for a Tricky Tray and 50/50 raffle to raise funds to assist with the purchase and install a generator at 230 North Main Street, and

WHEREAS, the Police Department received the application for processing on Thursday, September 13, 2012 and finger printing is scheduled for September 25, 2012, and

WHEREAS, the City Clerk has reviewed the application and completed the Determination Statement required for the filing of application number 06-2012.

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 filed by the Union Fire Company is here by approved for submittal to the Legalized Games of Chance Control Commission, subject to the results of finger printing.

ADOPTED: September 19, 2012

RESOLUTION NUMBER 138-2012: *A Resolution to Approve the One Day Social Affairs Permit filed by the Institute for Nursing, Inc., for a Wine Tasting at Rago Arts & Auction Center on November 14, 2012 from 5:30 to 8 pm.*

City of Lambertville
RESOLUTION NUMBER 138-2012

A Resolution to Approve the One Day Social Affairs Permit filed by the Institute for Nursing, Inc., for a Wine Tasting at Rago Arts & Auction Center on November 14, 2012 from 5:30 to 8 pm.

WHEREAS, Debbra Elko of the Institute for Nursing, Inc., filed a one day social affairs permit with the City Clerk on Friday, September 14, 2012, and

WHEREAS, the Wine Tasting event is scheduled for November 14, 2012 from 5:30 to 8 pm, at Rago Arts & Auction Center located at 333 North Main Street in the City of Lambertville, and

WHEREAS, It is estimated that 75 people will attend the event and funds raised will benefit scholarships, research, education for the nursing profession, and

WHEREAS, a copy of the application was forwarded to the Police Director on Friday, September 14, 2012.

NOW THERE FORE 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 Police Director and City Clerk are hereby authorized to sign the one day social affairs permit filed by Debbra Elko of the Institute for Nursing, Inc.

ADOPTED: September 19, 2012

Councilwoman Asaro 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.

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RESOLUTION NUMBER 132-2012: A Resolution to Authorize the CMFO to Sign the Best Practice Checklist and RESOLUTION NUMBER 133-2012: A Resolution to Accept the 2011 Audit prepared by Suplee Clooney, received on September 12, 2012.

Mayor DelVecchio informed the members of the public present that the following two resolutions is to authorize the Chief Financial Officer to sign the Best Practice Checklist and to accept the 2011 audit prepared by Suplee Clooney and Company – both related to the City’s Chief Financial Officer.

City of Lambertville
Resolution Number 132-2012
A Resolution to Authorize the CMFO to Sign and Certify the Best Practice Checklist

WHEREAS, the 2012 Best Practice Checklist was released on August 27, 2012 to all municipalities, and

WHEREAS, the filing dates is September 28, 2012 for all municipalities on a calendar year schedule, and

WHEREAS, the Certified Municipal Finance Officer of the City of Lambertville reviewed the checklist and has certified the submittal with the City receiving a score of 44, or 88% with 38 Yes Responses, 6 No Responses, and 6 N/A Responses; 0% of funding withheld.

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, authorize the submittal of the Best Practice Checklist to the Division of Local Government Services by September 28, 2012.

ADOPTED: September 19, 2012

City of Lambertville
Resolution Number 133-2012
GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2011 has been filed by a Registered Municipal Accountant with the *Municipal Clerk of the City of Lambertville* pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

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WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the *(name of governing body)* of the *(name of local unit)*, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON *September 19, 2012*.

Clerk

ADOPTED: September 19, 2012

Council President Stegman made a motion to approve resolution number 133-2012. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

RESOLUTION NUMBER 135-2012: *A Resolution to Reject the Bids for the South Franklin Street Drainage Project in Accordance with N.J.S.A. 40A:11-13.2, Lowest Bid Exceeds the Cost Estimates.*

Mayor DelVecchio informed the members of the public present that this resolution is to reject the bids for the South Franklin Street project. The bids received exceeded the budget amount for the project. The City is in the process of re-bidding the project and will have the bids back for the October 15th session. Mayor DelVecchio discussed the project with the City's Engineer and she will phase the project and rebid as soon as possible for award at the October session of Mayor and Council.

City of Lambertville

RESOLUTION NUMBER 135-2012

A Resolution to Reject the Bids for the South Franklin Street Drainage Project in Accordance with N.J.S.A. 40A:11-13.2, Lowest Bid Exceeds the Cost Estimates.

WHEREAS, Bond Ordinance Number 12-2012 in the amount of \$795,0000 to fund this project, the Ely Field Light Poles and Parking Lot, was introduced on June 25, 2012, was the subject of a public hearing on July 16, 2012 and finally adopted on August 15, 2012, and

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WHEREAS, the City of Lambertville advertised for the receipt of bids for the project titled South Franklin Street Drainage Project in the Trenton Times with the bid opening date set as Thursday, September 13, 2012, at 10:30 AM, and

WHEREAS, two bids were received and publicly opened with the responders listed below:

Contractor	Address	Bid 1 Total	Alternate Bid Total
Mountain View Development & Contracting Company, Inc.	PO Box 395 Califon, NJ 07830	\$725,174.00	\$787,164.00
Top Line Construction Company	22 Fifth Street Somerville, NJ 08876	\$965,135.53	\$1,048,594.49

WHEREAS, the City Engineer prepared specifications for the project which included an estimate for the project, and

WHEREAS, two bids were received and it was determined that the lowest bid submitted exceeded the cost estimate prepared by the City Engineer.

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 both bids received are hereby rejected in accordance with N.J.S.A. 40A:11-13.2, the lowest bid substantially exceeds the cost estimates for the goods and services.

BE IT FURTHER RESOVLED that the City Engineer is hereby granted approval to rebid the project.

ADOPTED: September 19, 2012

Council President Stegman made a motion to approve Resolution number 135-2012. 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.

None.

ORDINANCES – SECOND READING AND PUBLIC HEARING.

ORDINANACE NUMBER 15-2012: *An Ordinance to Create a Handicapped Parking Space at 66 Church Street.*

Mayor DelVecchio read Ordinance Number 15-2012 by title into the record. He informed the members of the public present that this Ordinance is to create a handicapped parking space in front of 66 Church Street.

City of Lambertville
 Ordinance Number 15-2012
*An Ordinance to Amend the Revised General Ordinance of the City of Lambertville, 1990, Chapter 7:
 Traffic: Create a Handicapped Parking Space at 66 Church Street*

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:

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

Handicapped parking space in front of 66 Church Street.

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

Introduced: August 20, 2012

Public Hearing: September 19, 2012

Final Adoption: October 17, 2012

Mayor DelVecchio opened the public hearing on Ordinance Number 15-2012. He asked if there was anyone present to discuss this ordinance. He asked the Police Director and Acting Public Works Director if they had an opportunity to look at this ordinance. They both indicated they did and they had no objection to the adoption of this ordinance. He asked if there were any questions from the public.

Mayor DelVecchio asked for a motion to close the public hearing on Ordinance Number 15-2012. Council President Stegman made a motion to close the public hearing. Councilman Sanders 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 15-2012. Council President Stegman made a motion to adopt Ordinance Number 15-2012 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.

DELAWARE TOWNSHIP: Notice of a public hearing on the proposed 2012 Reexamination Report, Delaware Township Master Plan.

STATE OF NEW JERSEY: Public Notice for the proposed FFY 2013 priority system, intended use plan and project priority list document and proposed amendments to the FFY 2012 priority system document.

NJ TRANSIT PUBLIC HEARING NOTICE: the New Jersey Transit Corporation is conducting public hearings in order to gather information and receive comments from interested parties concerning programs developed pursuant to the Senior Citizen and Disabled Resident Transportation Assistance Act. A hearing will be held in each geographic region in accordance with Section 5 of P.L. 1984 c. 578 of SCDRTAP.

JCP&L: Notice of Filing and Public Hearing for Basic Generation Service Charges, 1 pm, September 27, 2012, at the Morris County Administration & Records Building, Public Meeting Room, 5th Floor, 10 Court Street, Morristown, NJ.

BOARD OF CHOSEN FREEHOLDERS, COUNTY OF HUNTERDON: a meeting to discuss the Rail Freight Capacity and Needs Assessment to Year 2040, September 27, 2013, 3 pm at the Route 12 County Complex, Building #1, Assembly Room, Flemington, NJ.

DENISE JARVIS: request to close Ferry Street Sunday, October 14, 2012 from 4 – 8 pm for the Annual Block Party.

Council President Stegman made a motion to approve the Ferry Street Block Party. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

TOWNSHIP OF READING: A Resolution Opposing A-323/S-2074, Permitting Owners of Farmland to hold Special Occasion Events.

DELAWARE TOWNSHIP: Adoption of 2012 Master Plan Re-examination Report.

HUNTERDON COUNTY SHARED SERVICES INITIATIVES: Invitation to Shared Services Initiatives scheduled for Thursday, October 4, 2012.

SHARON HALLANAN: Request for approval for the Lambertville Brass to give a free concert on Sunday, September 30th at 2 pm on the town square at the corner of Bridge and Union Street.

Councilwoman Asaro made a motion to approve the request of the Lambertville Brass, subject to the approval of the bank. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

CITY OF LAMBERTVILLE FIRE DEPARTMENT: Letter requesting approval for the closure of York Street on Sunday, October 14, 2012 from 1 to 3:30 PM for the Annual Fire Inspection. Request includes permission for the Police to escort the Fire Department to the Memorial off South Franklin Street. Mayor and Council are invited to participate and attend the Unified Meal of Remembrance.

Councilwoman Asaro made a motion to approve the request of the Lambertville Fire Department. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

UNFINISHED BUSINESS.

Update on various construction improvement projects.

City Hall – Attorney Faherty reported that the City met with the bonding company and they expect to have a resolution shortly.

Construction:

South Franklin & Weeden Street Drainage Project – the project will be re-bid for award at the October 15th session.

Ely Field

Light Poles (9) – scheduled to begin the week of September 17.

Parking Lot by Tot Lot. Project will be rebid in January.

Update on projects for flood relief.

Swan Creek – Grant results were due April, 2012 – nothing to report.

Ely Creek – The bid was awarded on August 20th to Waters and Bugbee. Ground Breaking ceremony is scheduled for Monday, September 17, 2012 at 11 am. Mayor DelVecchio reported that the D&R Canal Commission approved the project today and the New Jersey Water Authority approved the project. Attorney Faherty reported that he received the signed easement for Roving Wheel.

Miscellaneous.

Update on various non-construction projects.

SWIFT 911 – Visit www.lambertvillenj.org.

Shared Services.

SHREC: Mayor DelVecchio reported that the project is moving forward. Swan Creek will have a new vender on board within the next week or so.

Work Group on SHRHS - Councilman Sanders reported that he attended the September 5 meeting. The DOE approved the ballot question and they are now looking at when to hold the election.

Garbage and Recycling – Mayor DelVecchio reported that the City saved 24 tons in garbage or \$8,860 in fees for the first seven months of the year. The recycling numbers are up 100 tons.

NEW BUSINESS.

APPOINTMENTS TO BOARDS/COMMITTEES.

Mayor DelVecchio nominated Scott Connor to the Recreation Commission and recommended the acceptance of the resignation of John Leyman.

Councilman Sanders made a motion to confirm the nomination and recommendation of Mayor DelVecchio. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. **MOTION CARRIED.**

SHADE TREE COMMISSION. Discussion on the acceptance of applications and application fees for the removal of shade trees.

Emily Goldman, Chairperson for the Shade Tree Commission was present. She addressed Mayor and Council and said the concept is to create a one page application form. Presently it is all completed by phone. The Shade Tree Commission members felt this would encourage attendance at meetings. It would require the Zoning Officer sign off on the application.

Councilman Sanders asked if this would apply to trees on the private property. Ms. Goldman said it would apply to street trees only.

Mayor DelVecchio asked about an emergency situation. Ms. Goldman said they would deal with all emergencies by phone.

Councilwoman Asaro asked if the fees would be used for education. Ms. Goldman said the Shade Tree Commission would like to inventory all trees and send out flyers to the community to educate them on the City's ordinance and recommend what type of trees to plant.

Council President Stegman asked if this would require a public notice when a tree would be taken down. Councilman Sanders stated that there could be a time when a tree benefits more than the person responsible. Council President Stegman said he didn't see a requirement for a 200 foot notice. Councilman Sanders stated that they could start with the application process and add the fee at a later date. Council President Stegman stated that the people on the block should be notified of the tree demise. Emily Goldman stated that the Shade Tree Commission encourages people to replace the tree. Councilman Sanders asked what other municipalities do. Emily Goldman responded that they have a tree removal ordinance.

Mayor DelVecchio asked Council President Stegman and Councilman Sanders to meet with Emily Goldman and come up with a proposal for Mayor and Council to consider.

DRIVEWAY APPLICATIONS. Discussion on the requirements and ways to improve the application process.

Mayor DelVecchio informed the members of the public present that the City Clerk, the Police Director, the Acting Public Works Director and the Zoning Officer looked at the current ordinance and made recommendations. He asked Councilwoman Asaro and Councilwoman Warner to take a look at the proposal and come up with a proposal by November 1 on how best to amend the ordinance for Driveway Applications.

HALLOWEEN. Discussion on road closures for the annual Halloween Parade and Trick or Treating.

HALLOWEEN 2012, PARADE IS SCHEDULED FOR SUNDAY, OCTOBER 28.

Mayor DelVecchio informed the members of the public that the annual Halloween Parade will take place on Sunday, October 28th. Online registration for the parade is now available and the link is on the City's homepage.

TRICK OR TREATING

Mayor and Council agreed that trick or treating will take place on Wednesday, October 31 from 6-8 pm. North Union Street road closing was discussed. The members of the public felt the road closure made the event safe for the children and families. There was discussion regarding a light truck. The Police Department will make sure the residents along North Union Street receive notice of the road closure.

Councilwoman Asaro made a motion to close North Union Street from York to Buttonwood Street starting at 5 pm and ending around 8:30 pm for trick or treating. Council President Stegman seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. **MOTION CARRIED.**

ANNOUNCEMENTS.

RABIES CLINIC – Saturday, September 15, 2012 from 1 – 3 pm at the Union Fire Company, 230 North Main Street, Lambertville.

JUSTICE CENTER PARKING: Space number 30 is open for rental; Space numbers 20 and 27 will become available for rental on October 1! The fee is \$45. Please call the Clerk's office at 609-397-0110 if you are interested.

PUT A LID ON IT: Public Works has asked that the residents of the City of Lambertville put a lid on all garbage and recycling cans. This will help to minimize the amount of liquid spilling from the truck after they compact the contents. Thank you!

HUNTERDON COUNTY UTILITIES AUTHORITY will host Computer & Electronics Collection Day on Saturday, October 13, 2012 from 9 AM to 1 PM, rain or shine, at the Hunterdon County Library Complex located at 314 Route 12 in Flemington; Household Hazardous Waste Cleanup Day on Saturday, November 10, 2012 from 9 AM to 1 PM, rain or shine, at the Hunterdon county Library Complex located at 314 Route 29 in Flemington.

SAVE THE DATE: the Annual Tree Lighting is scheduled for Saturday, November 24, 2012 at 4 pm.

PUBLIC PARTICIPATION/PETITIONS OF CITIZENS AND PUBLIC DISCUSSION.

CAVALLO PARK – Mayor DelVecchio announced that the City received a \$300,000 2% loan from Green Acres for Parks and Recreation for Cavallo Park. He asked the Recreation Commission to take a look at the project and reduce the project which probably means the bathrooms will have to go.

PATRICIA FIELDS of 7 Hancock Street asked Mayor and Council if we had fluoride in our water. The City Clerk gave her the phone number for United Water and said she didn't believe we had fluoride in our water. John Miller of Princeton Hydro concurred with the City Clerk.

PATRICIA FIELDS OF 7 Hancock Street asked if Mayor and Council were aware of Sustainable Development a project of the UN. She said she did some research and saw that SEED was involved in Lambertville. Emily Goldman said she could answer her questions. She spoke of Sustainable Jersey and about the Community Garden at Ely Field sponsored by the Environmental Commission through grant funds from New Jersey Health and Senior Services. Ms. Field said she was talking about the UN taking land. Mayor DelVecchio said the City is 85% developed and he didn't for see anyone taking the City's land. He informed her that the City is in the process of purchasing the McCann property for Open Space Preservation.

ADJOURNMENT.

Councilman Sanders made a motion to adjourn at 7:50 p.m. Council President Stegman seconded the motion. An affirmative voice vote was taken in favor of the motion by all members present.
MOTION CARRIED.

Respectfully submitted,

Cynthia L. Ege

Cynthia L. Ege, CMR, RMC, City Clerk

Approved at the regularly scheduled session of Mayor and Council held on October 15, 2012.