

**City of Lambertville**  
**Regularly Scheduled Session of Mayor and Council**  
**Monday, October 15, 2012, 6:30 PM**  
**Justice Center, 25 South Union Street, Lambertville**  
**MINUTES**

The meeting was called to order at 6:31 p.m. by Mayor DeVecchio with a statement of compliance with the open public meeting act, providing the required notice on Thursday, October 11, 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 6:40 p.m., Councilman Sanders, Councilwoman Warner, Council President Stegman, and Mayor DeVecchio.

Absent: None.

**PLEDGE OF ALLEGIANCE.**

Mayor DeVecchio 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 October 15, 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 October 15, 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, Council President Stegman, Mayor DeVecchio.

Nays: None.

Mayor DelVecchio and City Council convened in closed session at 6:34 p.m.

Mayor DelVecchio and City Council re-convened in regular session at 6:55 p.m.

## **APPROVAL OF MINUTES.**

Councilman Sanders made a motion to approve the minutes from the September 19, 2012 regularly scheduled session minutes and September 19, 2012 closed session minutes. Council President Stegman seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

## **ADMINISTRATIVE REPORTS.**

Council President Stegman 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.**

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

## **PROCLAMATIONS – NONE.**

## **RESOLUTIONS.**

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

Mayor and Council took no action on Resolution Number 143-2012.

RESOLUTION NUMBER 143-2012: A Resolution to Appoint the Certifying Officer for PERS/PFRS.

**City of Lambertville**  
**RESOLUTION NUMBER 143-2012**  
*“Appointing Certifying Officers for PERS/PFRS”*

**WHEREAS**, on July 31, 2012 the governing body appointed Christie Ehret as Treasurer and Chief Municipal Financial Officer;

WHEREAS, there is a requirement from the State of New Jersey Division of Pension and Benefits to designate a Certifying Officer for PERS/PFRS.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and City Council of the City of Lambertville that the following are hereby appointed for PERS/PFRS with a term expiring December 31, 2012:

- Christie Ehret, Certifying Officer

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- Susan Bacorn, Assistant to the Certifying Officer
- Cynthia L. Ege, as the Certifying Officer's Supervisor

ADOPTED: October 15, 2012

The following resolutions were pulled from the consent agenda: Resolution Number 144-2012, 145-2012 and 147-2012. Resolution Number 148-2012 was added to the consent agenda.

**RESOLUTION NUMBER 139-2012: A Resolution to Support and Participate in the Volunteer Tuition Credit Program.**

**City of Lambertville**  
**Resolution 139-2012**  
*A Resolution to Support and Participate in the Volunteer Tuition Credit Program*

**WHEREAS**, Mayor and Council of the City of Lambertville, in the County of Hunterdon, deems it appropriate to enhance the recruitment and retention of volunteer firefighters and emergency medical volunteers in the City of Lambertville; and

**WHEREAS**, the State of New Jersey has enacted P.L. 1998, c. 145 which permits municipal governments to allow their firefighting and emergency medical volunteers to take advantage of the Volunteer Tuition Credit Program at no cost to the municipal government; and

**WHEREAS**, the City of Lambertville is located in Hunterdon County and Hunterdon County does not have a County Community College, Hunterdon County residents may attend Raritan Valley Community College located in Somerset County or Mercer County Community College located in Mercer County.

**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 Volunteer Tuition Credit Program, as set forth in P.L. 1998, c. 145 is herewith adopted for the volunteer firefighters and emergency medical volunteers in the municipality; and

**BE IT FURTHER RESOLVED** that Christie Ehret, the Certified Municipal Finance Officer is herewith delegated the responsibility to administer the program and is authorized to enter into all agreements and to maintain files of all documents as may be required under the P.L. 1998, c. 145, a copy of which is herewith made part of this resolution.

ADOPTED: October 15, 2012

**RESOLUTION NUMBER 140-2012: A Resolution to Approve Change Order 1 for the Ely Creek Flood Gates in the Amount of \$1,870.00, which will fund the Step Handrail, PVC Chase on the Utility Pole, Lower/Raise/Stop Control Box, Change in the Actuator, and Continuation of the Block Wall.**

**City of Lambertville**  
**Resolution Number 140-2012**  
*A Resolution to Approve the Change Order for the Ely Creek Flood Gates in the Amount of \$1,870.00.*

WHEREAS, Ordinance number 2010-29 was adopted to fund the Ely Creek Flood Gates and Resolution Number 115-2012 awarded the bid for the project to Waters and Bugbee, and

WHEREAS, the project engineer, John Miller, has certified that a change order is needed for the completion of the project in the amount of \$1,870.00, and

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 change order number 1, in the amount of \$1,870.00, for Waters and Bugbee for the Ely Creek Flood Gates is hereby approved.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to sign the paperwork for the processing of the change order.

ADOPTED:       October 15, 2012

RESOLUTION NUMBER 141-2012: A Resolution to Approve the Dedication by Rider for the Comcast Donation, NJS 40A:5-29.

City of Lambertville  
Resolution Number 141-2012  
**FORM OF RESOLUTION REQUESTING APPROVAL OF  
ITEMS OF REVENUE AND APPROPRIATION  
NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED, that the *Mayor and Council* of The City of Lambertville in the County of Hunterdon, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2012 in the sum of \$22,500.00, which is now available from Comcast Technology Grant in the amount of \$22,500.00.

BE IT FURTHER RESOLVED that the like sum of \$22,500.00 is hereby appropriated under the caption Comcast Technology Grant; and

BE IT FURTHER RESOLVED that the above is the result of funds from Comcast in the amount of \$22,500.00.

Resolution No. 141-2012

Offered by \_\_\_\_\_ Seconded by \_\_\_\_\_

Adopted \_\_\_\_\_ Municipal Clerk \_\_\_\_\_

RESOLUTION NUMBER 142-2012: A Resolution to Authorize the Mayor and City Clerk to Sign the Agreement with United Federal Data, LLC to Use Existing Poles to Provide Telecommunications Services throughout the State of New Jersey

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**Resolution Number 142-2012**

*A Resolution to Authorize the Mayor and City Clerk to Sign the Rights-Of Way Use Agreement with the United Federal Data, LLC (UFD), for the Use of the Street Poles.*

WHEREAS, the City Attorney reviewed the agreement and has advised it is in order, and

WHEREAS, a copy of the agreement was sent to the Comcast Chairperson, David Burd for his review and comments.

NOW THEREFORE BE IT RESOLVED that the Mayor and City Clerk are hereby authorized to sign the Rights-Of Way Use Agreement with United Federal Data, LLC (UFD) for use of the street poles for telecommunication services.

ADOPTED: October 15, 2012

RESOLUTION NUMBER 146-2012: *A Resolution to Approve the Raffle Application file by the PTA Lambertville Public School for an iPad on December 6, 2012.*

**City of Lambertville**

**RESOLUTION NUMBER 146-2012**

*“A Resolution to Approve the Application for A Raffle made by Lambertville PTA”*

WHEREAS, the City Clerk received an application for a raffle from the Lambertville PTA on October 3, 2012, and

WHEREAS, the application is for a raffle of a new iPad to be held on December 6, 2012 at 7 pm, and

WHEREAS, the proceeds will go toward the LPS 6<sup>th</sup> grade class trip to Washington, DC to visit several national museums, monuments and institutions, and

WHEREAS, a copy of the application was sent to the Police Department on October 3, 2012, and

WHEREAS, the Police Department completed a review of the application and determined the applicant to be in good standing, and

**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, that the raffle application filed by the Lambertville PTA is hereby approved for submission to the Legalized Games of Chance Control Commission.

ADOPTED: October 15, 2012

RESOLUTION NUMBER 148-2012: *A Resolution to Authorize the Mayor and Clerk to Sign the Lease Agreement for the Rental of the Apartment at the Library.*

**City of Lambertville**

**Resolution Number 148-2012**

*A Resolution to Authorize the Mayor and Clerk to Sign the Lease Agreement for the Lilly Street Apartment.*

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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 the Mayor and City Clerk are hereby authorized to sign the lease agreement with Molly Pfaffenroth.

ADOPTED: October 15, 2012

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

RESOLUTION NUMBER 144-2012: A Resolution to Authorize Change Order Number 1, in the Amount of \$4,608 for Ely Field Light Poles.

Mayor DelVecchio informed the members of the public present that this resolution is to approve Change Order 1 for the Ely Field Light Poles. The contractor replaced the cross bars holding the lights on the poles. The total change order exceeded the amount in the ordinance. The City is paying the balance left and is amending Ordinance number 12-2012 to pay for the remaining balance of approximately \$3,000 and will also approve the addition of one light pole at a fee of \$3,800 once adopted.

**City of Lambertville**  
**RESOLUTION NUMBER 144-2012**

*“A Resolution to Approve Change Order 1 for the Ely Field Light Poles in the Amount of \$4,400.35”*

**WHEREAS**, the Ely Field Light Poles was funded with Bond Ordinance Number 12-2012 and the Contract was awarded to Carr & Duff in Resolution Number 114-2012 in the Amount of \$43,497;

WHEREAS, change order number 1 includes the replacement of the cross bars on the light poles in the amount of \$4,400.35.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and City Council of the City of Lambertville that change order number 1 in the amount of \$4,400.35 to fund the installation of new cross bars at 9 light poles at Ely Field.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to sign the change order form.

ADOPTED: October 15, 2012

Council President Stegman made a motion to approve the resolution number 144-2012. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

RESOLUTION NUMBER 145-2012: A Resolution to Authorize a Contract With Morris Asphalt Co., Inc., Off State Contract For the Chip and Seal of Roadways within the City of Lambertville from the Various Streets Ordinance, Number 2007-06 and the Parking Lot at Ely Field from Ordinance Number 12-2012, in An Amount Not to Exceed \$38,000.

Mayor DelVecchio asked the Acting Public Works Director to inform the members of the public of the process for chip and sealing roadways. Lester Myers addressed the public and stated that public works would fix the existing pot holes and then the contractor would put down one thick

layer of oil, which would be topped with ¾ inch blend of stone. This process would be repeated, giving it two layers. Then the contractor would compress the stone.

Mayor DelVecchio stated this was being done on Washington Street, Upper York Street, Studdiford Street, Douglas Street and the parking lot between Perry and Buttonwood Streets by the tot lot on Ely Field.

**City of Lambertville**  
**RESOLUTION NUMBER 145-2012**

*“A Resolution to Approve the Contract with Morris Asphalt Company for Seal & Chip of City Streets at an Amount Not to Exceed \$38,000”*

**WHEREAS**, Ordinance Number 2007-06 was adopted in 2007 and readopted in Ordinance Number 2010-08 to fund road repairs on various street;

**WHEREAS**, Ordinance Number 12-2012 was adopted for upgrades to the parking lot by the tot lot at Ely Field, and

**WHEREAS**, it has been determined that the following streets are in need of road repairs: Washington Street, Upper York Street, Studdiford Street, Douglas Street and the parking lot at Ely Field, and

**WHEREAS**, Morris Asphalt Company, Inc. has a contract with the State of New Jersey, number A71085 for a unit price of \$3.15 per square yard.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and City Council of the City of Lambertville that the City hereby awards the contract to Morris Asphalt Company, Inc., for a seal and chip of various roads in an amount not to exceed \$38,000, to be charged to Ordinance Number 2010-08 for the municipal roads and Ordinance Number 12-2012 for the parking lot at Ely Field.

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk are hereby authorized to sign the contract.

**ADOPTED:** October 15, 2012

Councilwoman Warner made a motion to approve the resolution number 145-2012. 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 147-2012:** A Resolution to Award the Bid to Mountain View Development & Contracting Company, Inc., for the South Franklin Street Drainage Project in an Amount Not to Exceed \$512,943.80 for Phase 1, Bid A.

Mayor DelVecchio informed the members of the public present that the City is awarding the contract to Mountain View Development & Contracting Company, Inc., for Bid A only. This would fund the portion of the project covered by the grant application to the DRJTBC and would be completed by the end of the year. This is also subject to D&R Canal Commission approval.

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*A Resolution to Award the Bid to Mountain View Development & Contracting Company, Inc., for the South Franklin Street Drainage Project, In an Amount Not to Exceed \$512,943.80 for Phase 1, Bid A.*

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

WHEREAS, the City of Lambertville waives the submission requirement of the Bidder's Buy American Certification pursuant to the American Recovery and Reinvestment Act of 2009 and A Statement of Experience and Qualifications on the forms provided, as outlined on page 2 of 16 of the proposal, and

WHEREAS, three bids were received and publicly opened and read aloud with the following responders:

<b>CONTRACTOR</b>	<b>ADDRESS</b>	<b>BID A</b>	<b>BID B</b>	<b>TOTAL</b>	<b>ALTERNATE 1</b>
Top Line Construction Corporation	22 Fifth Street Somerville, NJ	\$799,877.08	\$188,237.64	\$988,114.72	\$1,058,227.52
Montana Construction Corp.	80 Contant Avenue Lodi, NJ	\$543,345.00	\$214,923.00	\$758,268.00	\$858,288.00
Mountain View Development & Contracting Co., Inc.	PO Box 395 Califon, NJ 07830	\$512,943.80	\$194,491.10	\$707,434.90	\$786,824.90

WHEREAS, the City Engineer and City Attorney reviewed the bid specifications and have determined the responders to be responsive and responsible; and

WHEREAS, the City's Engineer has determined that Mountain View Development & Contracting Co., Inc., to be the most advantageous, price and other factors considered.

WHEREAS, the City's CMFO has certified the funds to be available.

NOW THEREFORE BE IT RESOLVED by Mayor and Council, in the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that Mountain View Development & Contracting Co., Inc., is hereby awarded for Bid A in the amount of \$512,943.80 to be completed by December 31, 2012, charged to Ordinance Number 12-2012, subject to D&R Canal Commission approval.

ADOPTED: October 15, 2012

Council President Stegman made a motion to approve the resolution number 147-2012, subject to D&R Canal Commission approval. Councilwoman Warner 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 17-2012: An Ordinance to Amend Bond Ordinance Number 2007-06, Various Streets, in the Amount of \$500,000 to Include the 9/11 Memorial Garden in the Pocket

*Park located at Bridge and Union Streets. This is not an increase in funding, but a change in use.*

Mayor DelVecchio read the ordinance by title into the record. He informed the members of the public present that this Ordinance is to amend Bond Ordinance Number 2007-06 to permit the installation of a 9/11 Memorial Garden in the pocket park located at Bridge and Union Streets. This does not increase the funding, however, would amend the language in the ordinance to permit the funding of the memorial.

**City of Lambertville**

**ORDINANCE NUMBER 17-2012**

*A Bond Ordinance to Amend Bond Ordinance Number 2007-06 authorizing improvements to various streets to include installation of the 9/11 Memorial Garden in the Pocket Park located at Bridge and Union Streets.*

Section 1. Section 3 (a) of Bond Ordinance 2007-06, finally adopted March 17, 2007 (the "Prior Ordinance") is hereby amended to read as follows:

Section 3 (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is road improvements to various streets, including, but not limited to, Quarry Street and Swan Street, which plans are hereby approved, **and the installation of a 9/11 memorial on Bridge and South Union Streets in accordance with the conceptual plan of Michael Graves on file in the Office of the City Clerk**, and each including all work and materials necessary therefor and incidental thereto.

Section 2. Section 6 (b) of the Prior Ordinance is hereby amended to read as follows:

Section 6 (b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 10.65 years.

Section 3. The remainder of the Prior Ordinance is unchanged and remains in full force and effect.

Section 4. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Mayor DelVecchio introduced Pat Pittore of the Lambertville New Hope Rescue and Ambulance Squad. He stated that this was personal for Mr. Pittore as he was part of the New Jersey Search and Rescue Team that went to the towers to search for victims with his rescue dogs. Pat circulated a drawing prepared by Michael Burns of Michael Burns Architect. Mayor DelVecchio asked the Clerk to have Mr. Burns attending the November 19<sup>th</sup> session to review the plans with the members of the public present.

Pat Pittore thanked Mayor and Council for their supporting and funding of the project. He stated that the Lambertville-New Hope Rescue and Ambulance Squad would be holding fundraisers to offset the cost. Mr. Pittore stated that the piece of steel from the World Trade Center belongs to the LNH Rescue Squad and they were all very thankful for the support from Mayor and Council.

Paul Dibenedetto of 21 Northfield Court commented on the project and said he was a tax payer and in his view memorials tend to be tacky. He would prefer to keep taxes down; memorials tend to be redundant, ignored, and eventually defaced.

Pat Pittore stated that the intent was to honor those civilians, responders and locals who did what they could, with the purpose to remember, reflect and honor those who lost lives through no fault of his own.

Sara Scully of Jefferson Street commented that living walls can be beautiful but felt it would be better in a place that was more secluded where there was peace and quiet, more private. She felt the center of town is used for arts, etc. and this would not permit for this. She said as a survivor of 9/11, it is hard to think of this in the center of town and having to view it for the next 50 years.

Councilwoman Asaro asked if other sites were viewed for this Memorial. Mayor DelVecchio said they were considered but it would be best if Michael Burns were present to address the public regarding this proposal. He stated it was best to introduce the ordinance and informed the members of the public present that the public hearing would be held on November 19.

Mayor DelVecchio asked for a motion to introduce Ordinance Number 17-2012. Council President Stegman made a motion to introduce Ordinance Number 17-2012. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

The public hearing is scheduled for November 19, 2012.

*ORDINANCE NUMBER 18-2012: An Ordinance to Amend Bond Ordinance Number 12-2012, to Reallocate Funding from the Ely Field Parking Lot Improvement to the Ely Field Light Poles and South Franklin Street Reconstruction Project.*

Mayor DelVecchio read the Ordinance by title into the record. He informed the members of the public present that this Ordinance is to amend the Bond Ordinance for South Franklin Streets, Ely Field Parking Lot and the light poles at Ely Field and reallocating the funding from the parking lot to the light poles and South Franklin Street Drainage Project.

*City of Lambertville*

**ORDINANCE NUMBER 18-2012**

*A Bond Ordinance to Amend Bond Ordinance Number 12-2012, to Re-appropriate Funding from the Ely Field Parking Lot Improvement to the Ely Field Light Poles and South Franklin Street Reconstruction Project.*

Section 1. Section 3 (a) of Bond Ordinance 12-2012, finally adopted July 16, 2012 (the "Prior Ordinance") is hereby amended to read as follows:

Section 3 (a) The improvements hereby authorized and the purposes for which the bonds or notes are to be issued are as follows:

I. Purpose. Construction of a parking lot at Ely Field, including all work and related materials necessary thereof or incidental thereto.

<u>Appropriated and Estimated Cost:</u>	\$10,000.00
<u>Estimated Maximum Amount of Bonds or Notes:</u>	\$9,500.00
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$500.00

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II. Purpose. Replacement of Outdoor Lighting Poles and repair and re-installation of lighting fixtures at Ely Field, including all work and related materials necessary therefor and incidental thereto.

<u>Appropriated and Estimated Cost:</u>	\$65,000.00
<u>Estimated Maximum Amount of Bonds or Notes:</u>	\$61,750.00
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$3,250.00

III. Purpose. Undertaking the South Franklin Street drainage project, as more fully set forth in the project summary prepared by the City Engineer and on file in the Office of the City Clerk, and including all work and related materials necessary therefor or incidental thereto.

<u>Appropriated and Estimated Cost:</u>	\$720,000.00
<u>Estimated Maximum Amount of Bonds or Notes:</u>	\$719,000.00
<u>Period or Average Period of Usefulness:</u>	40 years
<u>Amount of Down Payment:</u>	\$1,000.00

Section 2. Section 6 (b) of the Prior Ordinance is hereby amended to read as follows:

Section 6 (b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 37.75 years.

Section 3. The remainder of the Prior Ordinance is unchanged and remains in full force and effect.

Section 4. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Mayor DelVecchio asked for a motion to introduce Ordinance Number 18-2012. Councilman Sanders made a motion to introduce Ordinance Number 18-2012. 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 November 19, 2012.

**ORDINANCES – SECOND READING AND PUBLIC HEARING – NONE.**

**CORRESPONDENCE.**

STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION: Notice of loan approval in the amount of \$300,000 for Cavallo Park. Mayor DelVecchio informed the members of the public present that the City was awarded the 2% loan for a redesign of Cavallo Park. He asked the Clerk to have Michael Burns, the Architect do an informal presentation to the D&R Canal Commission on the project.

HART: Notice of availability of road signs.

UNITED WATER: Notice of construction starting October 9 on Swan Creek Bridge.

BARNETT REALTY: Letter from Morton Barnett regarding the condition of Washington Street. Mayor DelVecchio asked the Clerk to draft a letter to Mr. Barnett for his signature.

**UNFINISHED BUSINESS.**

*Update on various construction improvement projects.*

City Hall.

Construction:

South Franklin & Weeden Street Drainage Project – the project was rebid with the receipt of bid scheduled for October 10.

Ely Field.

Light Poles (9) – change order 1 to replace the cross bars.

Parking Lot by Tot Lot. Project was reconsidered and it was decided to chip and seal the parking lot instead of paving.

*Update on projects for flood relief.*

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

Ely Creek – Waters and Bugbee began the project on September 24. Change Order 1 is on the agenda for approval.

*Miscellaneous.*

Update on various non-construction projects.

SWIFT 911 – Visit [www.lambertvillenj.org](http://www.lambertvillenj.org).

Shared Services: Mayor DelVecchio stated he met with the Division of Fire Safety today regarding a shared services concept with West Amwell and Delaware Township for fire services. Also present was representation from the Division of Local Government Services. All were very supportive of the idea but legislation is required first.

Work Group on SHRHS: Councilman Sanders reported that the Regionalization Group met on Wednesday and the focus was the date for the ballot question. Mayor DelVecchio asked for a resolution to support the ballot question on the November ballot which will save in fees for a special election.

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WHEREAS, the South Hunterdon Regional High School District (“South Hunterdon”) educates students in grades 7-12 from the City of Lambertville (“Lambertville”), the Borough of Stockton (“Stockton”) and the Township of West Amwell (“West Amwell”); and

WHEREAS, the Lambertville, Stockton and West Amwell each have grades K-6 schools; and

WHEREAS, in April 2011, South Hunterdon presented a question to the voters to raise \$50,000 to fund the cost of a feasibility study to examine the dissolution of South Hunterdon and the formation of a pre-kindergarten through grade 12 regional school district educating the students from Lambertville, Stockton, and West Amwell; and

WHEREAS, in April 2011 voters approved the question presented, and

WHEREAS, the consultants that developed the feasibility study concluded that, if South Hunterdon were dissolved, a new pre-kindergarten through grade 12 regional district could be formed with Lambertville, Stockton, and West Amwell that would provide each community with financial and educational benefits over the current educational system; and

WHEREAS, as a result of the analysis contained within the feasibility study, in April 2012, the boards of education and municipal governing bodies of each community as well as the South Hunterdon Board requested that the Executive County Superintendent of Schools conduct an investigation into the dissolution of South Hunterdon and the creation of a pre-kindergarten through grade 12 regional school district, and issue an advisability report as required by *N.J.S.A. 18A:13-52*; and

WHEREAS, in May 2012, the Executive County Superintendent completed his investigation and released his advisability report, which report was filed in May 2012; and

WHEREAS, the Lambertville, West Amwell and Stockton, the Lambertville Board of Education, the West Amwell Board of Education, the Stockton Board of Education and the South Hunterdon Regional Board of Education all adopted the resolution supporting the ballot question, and

WHEREAS, on September 5, 2012, the Department of Education’s Board of Review considered and approved a “Petition for Authorization to Conduct a Referendum on the Dissolution of the South Hunterdon Regional High School” (“Petition”) submitted jointly by the Lambertville Public School Board, Stockton School Board, West Amwell Elementary School Board and South Hunterdon School Board and the Board of Review approved the Petition; and

WHEREAS, in addition to a ballot question on the dissolution of the South Hunterdon school, Lambertville, West Amwell and Stockton, the Lambertville Board of Education, the West Amwell Board of Education, the Stockton Board of Education and the South Hunterdon Board of Education intend to ask a companion question to form a new pre-kindergarten through grade 12 regional school district, with students from Lambertville, Stockton, and West Amwell.

WHEREAS, the sending districts and municipalities have demonstrated a strong interest in favor of shared services and cost-savings measures that help to keep the tax levy down, and

WHEREAS, it has been determined that the cost of a special election could cost in excess of \$30,000, which is a poor use of scarce public resources and a financial hardship for the municipalities and sending districts, and

**City of Lambertville**  
**Regularly Scheduled Session**  
**Monday, October 15, 2012, 6:30 p.m.**  
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WHEREAS, voter turnout at November elections normally far exceed participation in special elections.

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 City of Lambertville are hereby supportive of permitting the ballot questions for dissolution and regionalization at the general election held in November 2013, subject to the following:

- That there is no legal impediment in having this ballot question at the November 2013 election, and
- If there is a legal impediment, that the State pursue changes to existing law to permit a November election for the aforementioned ballot questions.

ADOPTED: October 15, 2012

Councilman Sanders made a motion to adopt Resolution 149-2012. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Garbage and Recycling: Mayor DeVecchio informed the members of the public present that the City has exceed the goal set of saving \$9,000 in the 2012 budget in garbage fees by growing recycling. The current savings is at \$10,500. We have 100 tons more in recycling.

## **NEW BUSINESS.**

APPOINTMENTS TO BOARDS/COMMITTEES – none.

SHADE TREE COMMISSION. Discussion on the acceptance of applications and application fees for the removal of shade trees – a committee meeting is in the process of being scheduled.

## **ANNOUNCEMENTS.**

**HAPPY BIRTHDAY** MAYOR DELVECCHIO!

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!

GENERAL ELECTION: will be held on Tuesday, November 6. The polls open at 6 am and close at 8 pm. The last day to register to vote is October 16.

HUNTERDON COUNTY UTILITIES AUTHORITY will host a 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.

HALLOWEEN PARADE: The Annual Halloween Parade will be held on Sunday, October 28, 2012 at 3 pm. Visit the website at: [www.halloween08530.com](http://www.halloween08530.com) for additional information.

Mayor DeVecchio commented that with the old high school down, the City will no longer have issues with teenagers visiting the dangerous site.

TRICK OR TREATING will be celebrated on Wednesday, October 31, 2012 from 6 – 8 pm. North Union Street will be closed to all traffic from York to Buttonwood Streets from 5 to 8:30

pm. All cars parked on North Union Street prior to the start of Trick or Treating will only be permitted to move in the event of an emergency.

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.**

Paul Dibenedetto of 21 Northfield Court commented that when the community puts out their leaves and they sit for a month before they are picked up, they corrode the asphalt. Mayor DelVecchio informed Mr. Dibenedetto that the City puts the leaf pick up schedule on the City's website and sends it out to the newspapers.

Mr. Dibenedetto then commented that composting is much more effective and the leaves don't rot in the streets.

Sara Scully stated that it was a point well taken.

Mr. Dibenedetto complained about the candy that is thrown during the Memorial Day Parade and at WinterFest. He said it was a safety issue and a littering issue.

Mayor DelVecchio asked if there were any additional questions or comments from the public. There being no further comments, he asked for a motion to adjourn.

### **ADJOURNMENT.**

The meeting adjourned at 8:00 p.m. with a motion made by Councilman Sanders and seconded by Council President Stegman. 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 Monday, November 19, 2012.*