

City of Lambertville
Regularly Scheduled Session of Mayor & Council
Tuesday, February 19, 2013, 6:30 p.m.
Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville
Minutes

The meeting was called to order at 6:30 p.m. with a statement of compliance with the open public meeting act, providing the required notice on Friday, February 15, 2013 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.

Resolution to go into closed session to discuss contracts, personnel, acquisition of property and potential law suits.

RESOLUTION

“Authorizing a Closed Session at the February 19, 2013 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 February 19, 2013, 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 DelVecchio.

Nays: None.

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 6:47 p.m.

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

PLEDGE OF ALLEGIANCE.

The 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.

HUNTERDON COUNTY CELEBRATES 300 YEARS

Marcia Karrow, former New Jersey Assemblywoman and Senator and currently the President of the New Jersey Meadowland's Commission and Cynthia Yard, the Administrator for Hunterdon County, gave a brief presentation on the 300th celebration planned for Hunterdon County. As the Chairperson for the nonprofit, Ms. Karrow explained that the County's birthday is on March 22 and she is working with Mary Melfi – County Clerk, former Freeholders DeSapio and Fuzo, Freeholder Holt and Catherine McVicker of Raritan Valley Community College on celebration plans.

Planned events for this celebration include: 64 lectures, a 3-panel mural at the Hunterdon County Library, music, fireworks, time machine, commemorative book, visits to schools in periodic dress, and over 50 events and fundraisers. The fundraisers include a painting of the Historic Hunterdon Court House, which Ms. Karrow has reserved number 17 for the City of Lambertville if interested. The price is \$195 unframed and \$395 framed.

Ms. Karrow and Ms. Yard asked the City for a representative to join the group, to host an event in Lambertville for the 300th celebration, and to consider purchasing the painting.

Mayor DelVecchio thanked Ms. Karrow and Ms. Yard for coming to the meeting and said he would get back to them on the appointment, the event and the painting.

APPROVAL OF MINUTES.

Councilwoman Warner made a motion to approve the following meeting minutes: January 15, 2013 Regularly Scheduled Session Minutes, January 15, 2013 Closed Session Minutes.

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

ADMINISTRATIVE REPORTS.

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, December and January, Zoning Officer/Fire Inspector – John Barczyk, Police Director – Bruce Cocuzza, Acting Public Works Director – Lester Myers, City Clerk – Cynthia L. Ege, and Chief Financial Officer and Treasurer – Christie Ehret. 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.

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

RESOLUTIONS.

Consent Agenda: *provides rapid response to items which do not require discussion.*

Resolution Number 38-2013: *A Resolution to Approve Change Order 2 in the Amount of \$3,800 for the Ely Field Light Poles.*

City of Lambertville

RESOLUTION NUMBER 38-2013

"A Resolution to Approve Change Order 2 for the Ely Field Light Poles in the Amount of \$3,800"

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 was approved on October 15, 2012.

WHEREAS, change order number 2 is for the installation of the last light pole at Ely Field.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Lambertville that change order number 2 in the amount of \$3,800 to fund the installation of 1 light pole at the baseball field of Ely Field.

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

ADOPTED: February 19, 2013

Resolution Number 39-2013: *A Resolution to Amend the Salary and Wage Resolution to Include Krista Foran as a Matron of the Police Department at rate of \$18 per hour.*

City of Lambertville

Resolution Number 39-2013

A Resolution to Amend the Salary & Wage Resolution to Include Krista Foran as a Matron for the Police Department at an Hourly Rate of \$18

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 Salary & Wage Resolution is hereby amended to include Krista Foran as a Matron for the Police Department at an hourly rate of \$18 per hour retroactive to January 18, 2013.

ADOPTED: February 18, 2013

Resolution Number 40-2013: *A Resolution to Request \$72,000 from the Lambertville Municipal Utilities Authority.*

City of Lambertville

RESOLUTION 40-2013

“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 2013 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: February 19, 2013

Resolution Number 41-2013: *A Resolution to Authorize the Mayor and Clerk to Sign the Interlocal Agreement with Pollution Control Financing Authority of Warren County for Solid Waste Disposal.*

City of Lambertville

Resolution Number 41-2013

A Resolution to Authorize the Mayor and Clerk to Sign the Interlocal Agreement with Pollution Control Financing Authority of Warren County for Solid Waste Disposal.

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 agreement with Pollution Control Financing Authority of Warren County for solid waste disposal beginning March 1, 2013 through February 28, 2014, with the Disposal fee of \$71 per ton and the NJDEP recycling tax of \$3 per ton.

ADOPTED: February 19, 2013

Resolution Number 42-2013: *A Resolution Confirming Participation in the Governor’s Council on Alcoholism and Drug Abuse through the 2013 Municipal Alliance.*

City of Lambertville

RESOLUTION 42-2013

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A Resolution Confirming the City of Lambertville's Participation in the South Hunterdon Municipal Alliance Grant in the Amount of \$14,700 for the 2013 Calendar Year

WHEREAS, the City Council of Lambertville, County of Hunterdon, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and,

WHEREAS, the City Council of Lambertville, further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the City Council of Lambertville supports the application of funding from Governor's Council on Alcoholism and Drug Abuse through the County of Hunterdon;

NOW, THEREFORE, BE IT RESOLVED by the Lambertville City, County of Hunterdon, and State of New Jersey hereby recognizes the following:

1. The City of Lambertville Council does hereby support the submission of an application for the South Hunterdon Municipal Alliance grant for calendar year 2013 in the amount of \$14,700.00.
2. The City of Lambertville Council acknowledges the terms and conditions for the Municipal Alliance grant.

APPROVED: _____
David M. DelVecchio, Mayor

CERTIFICATION

I, Cynthia L. Ege, City Clerk of the City of Lambertville, County of Hunterdon, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the City Council on this 19th day of February, 2013.

Cynthia L. Ege, City Clerk

Resolution Number 43-2013: *A Resolution Appointing Lester E. Myers, Jr. as the Recycling Coordinator for the City of Lambertville.*

City of Lambertville
Resolution Number 43-2013
A Resolution Appointing Lester E. Myers, Jr. as the Recycling Coordinator for the City of Lambertville

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 Lester E. Myers, Jr. is hereby appointing the Recycling Coordinator for the City of Lambertville retroactive to January 1, 2013.

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ADOPTED: February 19, 2013

Resolution Number 44-2013: *A Resolution to Authorize the Mayor and Clerk to Take the Necessary Steps to Implement Becoming a Participation Municipality in the County of Hunterdon's Hazard Mitigation Plan.*

City of Lambertville

Resolution Number 44-2013

A Resolution to Authorize the Mayor and Clerk to Take the Necessary Steps To Implement Becoming a Participation Municipality in the County of Hunterdon's Hazard Mitigation Plan

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 take the necessary steps in joining the Hazard Mitigation Plan of the County of Hunterdon.

BE IT FURTHER RESOLVED that this requires modifications to the Hazard Mitigation Plan dated June, 2007, Revised April 2008, and

BE IT FURTHER RESOVLED that this also requires notification to the County of Hunterdon requesting inclusion of the City as a participating jurisdiction in the County of Hunterdon's Hazard Mitigation Plan.

ADOPTED: February 19, 2013

Resolution Number 45-2013: *A Resolution to Authorize the Police Director and City Clerk to Sign the One Day Social Affairs Permit for St. John the Evangelist Church for April 20 from 6 – 12 midnight for a Wine and Food Pairing Event.*

City of Lambertville

Resolution Number 45-2013

A Resolution Authorizing the Police Director and City Clerk to Sign the One Day Social Affairs Permit for S. John the Evangelist Church on April 20, 2013

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 Police Director and City Clerk are hereby authorized to sign the one day social affairs permit for St. John the Evangelist Church for the April 20, 2013 event.

ADOPTED: February 19, 2013

Resolution Number 46-2013: *Salary & Wage Resolution for the Historic Preservation Commission Secretary.*

City of Lambertville

Resolution Number 46-2013

Salary & Wage Resolution for Historic Preservation Commission Secretary

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 Salary & Wage for Lara M. Zinda, Historic Preservation Commission Secretary is \$500 retroactive to January 1, 2013.

ADOPTED: February 19, 2013

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Resolution Number 47-2013: *A Resolution to Authorize the Police Director and City Clerk to Sign the One Day Social Affairs Permit for Institute for Nursing, Inc., rescheduled from November 14, 2012 to May 15, 2013.*

City of Lambertville

Resolution Number 47-2013

A Resolution to Authorize the Police Director and City Clerk to Sign the One Day Social Affairs Permit for Institute for Nursing, Inc., rescheduled from November 14, 2012 to May 15, 2013.

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 application for a One Day Social Affairs Permit, filed by the Institute for Nursing, approved on September 19, 2012 by the Governing Body of the City of Lambertville scheduled for November 14, 2012, permit number 13003400 and rescheduled to May 15, 2013 is hereby approved.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to send a letter to the State of New Jersey, Department of Law and Public Safety.

ADOPTED: February 19, 2013

Resolution Number 48-2013: *A Resolution to Authorize Changes to the Contract for the Film Series at the Phillip L. Pittore Justice Center.*

City of Lambertville

Resolution Number 48-2013

A Resolution to Authorize Changes to the Contract for the Film Series at the Phillip L. Pittore Justice Center.

WHEREAS, the contract for the Film Series at the Justice Center was fully executed on August 2, 2011, and

WHEREAS, in accordance with section 9, letter c., CONFIGURATION OF ROOM, All new layouts require the approval of the Construction Sub Code Official, the Zoning Official and/or the Fire Sub Code Official, and

WHEREAS, in accordance with section 9, letter d, USE OF FURNITURE, Change in the equipment or furniture will require approval from the Mayor and City Council of the City of Lambertville, which shall not be unreasonably withheld, and may require approval from the New Jersey Court System, and

WHEREAS, in accordance with section 9, letter y, SIGNAGE: The consultant may install signage at the facility only after written approval is given by the governing body and zoning officer and/or Historic Preservation Commission and is subject to approval by State Historic Preservation Office. The sign is also subject to approval by any other boards or commissions as deemed appropriate by the Zoning Officer and must meet the current standards as outlined in the City of Lambertville's Zoning Ordinances.

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 aforementioned section 9, letters c, d, and y, are approved subject to the following:

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1. the review and approval of the following members: Council President Stegman, Councilman Sanders and Municipal Court Judge Ron Pittore, and
2. the review and approval of the Construction Sub Code Official, the Fire Prevention Official and the State of New Jersey Office of the Courts.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to sign the amendment to the agreement once all components have been reviewed and approved by the respective departments.

ADOPTED: February 19, 2013

Resolution Number 49-2013: *A Resolution to Authorize the Refund of Escrow Funds for Scott Charney for Block 1008, Lot 21, in the amount of \$210.22.*

City of Lambertville

Resolution Number 49-2013

A Resolution to Authorize the Refund of Escrow Funds for Scott Charney for Block 1008, Lot 21, In the Amount of \$210.22

NOW THEREFORE BE IT RESOLVED by Mayor and Council of the City of Lambertville, County of Hunterdon, and State of New Jersey that the escrow refund for Scott Charney, Block 1008, Lot 21, in the amount of \$210.22 is here by approved.

ADOPTED: February 19, 2013

Councilwoman Warner made a motion to adopt the resolutions listed on the consent agenda. Councilwoman Asaro seconded the motion. An Affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

ORDINANCES – INTRODUCTION AND FIRST READING.

Ordinance Number 01-2013: *A Bond Ordinance to Amend Bond Ordinance Number 10-2012, Adding the Amount of \$150,000 to Fund the Purchase of Generators for City Hall, the Justice Center and the Free and Public Library.*

The Mayor informed the members of the public present that this ordinance will add additional funding to the ordinance to provide the following:

- automatic generator at City Hall which will power the entire building, including the elevator, making us compliant with ADA,
- portable generator to use at the Free and Public Library or the Phillip L. Pittore Justice Center.
- this includes design fees, purchase support and construction administration.

City of Lambertville

ORDINANCE NUMBER 01-2013

BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$150,000 FOR ACQUISITION OF EMERGENCY GENERATORS IN AND BY THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY AND

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AUTHORIZING THE ISSUANCE OF \$142,500 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.

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 improvement described in Section 3 of this bond ordinance has heretofore been authorized to be undertaken by the City of Lambertville, New Jersey as a general improvement. For the improvement or purpose described in Section 3, there is hereby appropriated the supplemental amount of \$150,000, such sum being in addition to the \$63,000 appropriated therefor by bond ordinance #10-2012 of the City finally adopted May 21, 2012, as amended by Bond Ordinance 20-2012, finally adopted December 17, 2012 (collectively, the "Prior Ordinance") and including the sum of \$7,500 as the additional down payment required by the Local Bond Law. The additional down payment is now available from the City's Capital Improvement Fund.

Section 2. In order to finance the additional cost of the improvement or purpose not covered by application of the additional down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$142,500 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 to be issued include undertaking of needed repairs and capital maintenance, consisting of (i) repairs, upgraded electrical outlets and related painting to offices in City Hall and the Police Station, (ii) the removal of an underground fuel tank at City Hall, and environmental remediation, if necessary, (iii) the repair and replacement of a roof at the historic jail structure, and (iv) the acquisition of emergency generators, including one permanent and two portable units, and the installation of the permanent generator, including related electrical and gas utility work, at City Hall, each as set forth in a list on file in the office of the City Clerk, and including all work and related materials necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is \$202,350, including the \$59,850 bonds or notes authorized by the Prior Ordinance and the \$142,500 bonds or notes authorized herein.

(c) The estimated cost of the improvement or purpose is \$213,000, including the \$63,000 appropriated by the Prior Ordinance and the \$150,000 appropriated herein.

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 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 several 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 8.00 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 \$59,850, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$25,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20, consisting of \$10,000 appropriated for such purposes in the Prior Ordinance and the \$15,000 appropriated herein, are included in the estimated cost indicated herein for the improvements or purposes.

(e) The City reasonably expects to commence the acquisition of the several 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 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.

Council President Stegman asked if the generators would be powered by gas or diesel. Dave Burd, OEM Coordinator stated that the generator at City Hall would be powered by gas but the generator purchased for the Library or the Justice Center is to be determined may be either gas or diesel.

Councilwoman Asaro asked if we could install the generator at the Justice Center instead of it being a portable one. Mayor DeVecchio responded that because of the flooding issues, it was

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thought that sharing the generator between the Library and the Justice Center would be a better idea.

Councilman Sanders asked how it would be transported. Dave Burd responded that it would be on a trailer.

There being no further questions from the public, Mayor DelVecchio asked for a motion to introduce Ordinance Number 01-2013 to fund the purchase and installation of generators at City Hall, the Free and Public Library and the Phillip L. Pittore Justice Center. Council President Stegman made a motion to introduce on first reading Ordinance Number 01-2013. Councilman Sanders 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 Tuesday, March 19, 2013.

Ordinance Number 02-2013: An Ordinance to Amend the Administrative Code of the City of Lambertville, Section 2-4, Mayor, 2-4.2, letter N, Preparation of the Annual Budget.

Mayor DelVecchio informed the members of the public present that this ordinance will allow the City to be compliant with the Division of Local Government Services. He discussed this with the Clerk, the CMFO, and they agreed that this would be more in line with current actions. In the past several years, the City receives the State Aid numbers after the deadline set by the Administrative Code for the preparation of the annual budget. This will give the Mayor 30 days after the notification of the State Aid numbers to introduce the annual budget.

City of Lambertville

Ordinance Number 02-2013

An Ordinance to Amend the Administrative Code of the City of Lambertville, Section 2-4.2, letter n, Annual Budget

2-4.2 Powers and Duties. The Mayor shall be the chief executive of the City. He shall:

n. Prepare the annual budget with the assistance of the Treasurer and with the cooperation of department directors and of other members of the Council, and present the budget to the Council for consideration *by January 31 of each year as provided herein.*

Change to:

n. Prepare the annual budget with the assistance of the Treasurer and with the cooperation of department directors and of other members of the Council, and present the budget to the Council for consideration *no later than 30 days after the State Aid numbers have been determined and notification has been made to the City of Lambertville.*

Introduction and First Reading: February 19, 2013
Public Hearing and Second Reading: March 19, 2013
Final Adoption:

Mayor DelVecchio asked for a motion to introduce Ordinance Number 02-2013. Councilwoman Warner made a motion to introduce Ordinance Number 02-2013, amending the Administrative Code of the City of Lambertville. Councilman Sanders 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 Tuesday, March 19, 2013.

Ordinance Number 03-2013: An Ordinance to Amend the Noise Ordinance, 4-1.2, letter e, adding the time from 9:00 AM to 9:00 PM on Sundays.

Mayor DelVecchio informed the members of the public present that this ordinance will amend the Noise Ordinance for Sundays to 9 AM, previously said 7 AM to 9 PM and is in response to requests from the public.

City of Lambertville

Ordinance Number 03-2013

An Ordinance to Amend the Noise Ordinance, 4-1.2, letter e, adding from 9:00 AM to 9:00 PM on Sundays.

4-1.2 Definition of Noise. The following acts are declared to be loud, disturbing and unnecessary noises in violation of this section, but this enumeration shall not be deemed to be exclusive, namely:

- e. Individuals, Corporations, Companies and utilities utilizing vehicles and equipment in connection with the construction or demolition of buildings, roadways or other structures or projects shall be limited in the use of such equipment or vehicles between the hours of 7:00 AM to 9:00 PM, **and from 9:00 AM to 9:00 PM on Sundays**, except in the case of emergencies to be declared by either the Mayor, police Director or Director of Emergency Management. Snow plowing activities are specifically exempt from this ordinance (Ordinance 2003-17).

INTRODUCTION AND FIRST READING: February 19, 2013
PUBLIC HEARING AND SECOND READING: March 19, 2013

There being no questions from the public, Mayor DelVecchio asked for a motion to introduce Ordinance Number 03-2013, amending the noise ordinance. Councilman Sanders made a motion to introduce on first reading, ordinance Number 03-2013. 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 Tuesday, March 19, 2013.

Ordinance Number 04-2013: An Ordinance to Amend Ordinance 2007-06 Various Roads to permit LED Street Lighting. This does not increase the amount of the Ordinance but Allows for the Change in the Period of Usefulness.

Mayor DelVecchio informed the members of the public present that this amendment to Ordinance 2007-06, Various Roads, will allow the City to hire a consultant to investigate changing the current lighting mechanisms for street lights to LED lighting.

ORDINANCE NUMBER 04-2013

**BOND ORDINANCE OF THE CITY OF LAMBERTVILLE, IN
THE COUNTY OF HUNTERDON, NEW JERSEY AMENDING
BOND ORDINANCE NUMBER 2007-06, FINALLY ADOPTED
MARCH 19, 2007, TO ADD ADDITIONAL PURPOSE**

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), pursuant to the Local Bond Law, Chapter 169 of the Laws of the State of New Jersey, as amended and supplemented ("Local Bond Law"), AS FOLLOWS:

Section 1. Section 3 of Bond Ordinance 2007-06, finally adopted March 19, 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, and the inventory and analysis of existing public lighting fixtures within the City and recommendations for replacement with energy efficient fixtures in accordance with a proposal from Stephen E. Lohm, LC, IES, LEED AP dated January 23, 2013 and on file in the Office of the City Clerk, and each including all work and materials necessary therefor and incidental thereto.

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

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 2. 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 City Clerk and is available there for public inspection.

Section 3. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

There being no questions from the public Mayor DelVecchio asked for a motion to introduce Ordinance Number 04-2013. Council President Stegman made a motion to introduce on first reading Ordinance Number 04-2013, amending bond ordinance 2007-06. Councilman Sanders 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 Tuesday, March 19, 2013.

ORDINANCES – SECOND READING AND FINAL ADOPTION – NONE.

CORRESPONDENCE.

TOWNSHIP OF HOPEWELL: *Resolution regarding a River Management Plan for the Delaware River.*

STORB ENVIRONMENTAL INCORPORATED: *Notification and Public Notice for Pipeline Petroleum Incorporated – Shippers Road, PO Box 159, Macungie, PA.*

ERIN DURBOROW: *Request for a street light on Coryell Road, Connaught Hill.*

STONE KING PHYSICAL THERAPY & WELLNESS CENTER: *Request for approval of 2nd Annual Shad Run, 5k and 1 Mile Health Walk scheduled for April 13. Proceeds will benefit the Ely Park revitalization.*

Mayor DelVecchio asked the police director if he spoke with Richard Stoneking of Stoneking Physical Therapy & Wellness Center. The police director asked for this to be postponed to the March 19th session.

BOROUGH OF MILFORD: *A Resolution Asking the Legislators to Enact Legislation Requiring Mortgagees to Assume Responsibility of Maintenance of Properties of Absentee and Unresponsive Owners.*

TOWNSHIP OF RARITAN: *Resolution Number 13-21, Requesting the NJ BPU hold hearings on JCP&L's response to Super Storm Sandy and take the appropriate actions as may be authorized.*

WEST AMWELL TOWNSHIP: *Notice of Adoption of the Updated Natural Resource Inventory.*

UNFINISHED BUSINESS.

Update on Various Construction Improvement Projects.

City Hall – The contractor will begin with the parking lot when the weather breaks. The structural engineer was out to examine the building and the report is pending.

Construction Projects.

South Franklin & Weeden Street Drainage Project – the City is waiting on JCP&L to trim trees. The bids for phase 2 of the project and paving for phase 1 are due back on February 21st.

Ely Field Light Poles – the change order was approved under the resolutions.

Miscellaneous.

Tom Horn – LMUA – nothing to report.

Update on projects for flood relief:

Swan Creek – an application update is being submitted by T and M Associates.

Ely Creek – the flood gate was on back order. The two remaining items are the installation of the gate and the electric which allows the gate to work.

Miscellaneous.

Update on various non-construction projects:

SWIFT Reach 911 – nothing to report.

Shared Services – The Mayor reported that the SHREC will meet on February 28th to discuss Municipal Aggregation.

SHRHS Regionalization Work Group – a draft of the referendum is being worked on. The special election is scheduled for September.

Garbage & Recycling – Mayor DelVecchio reported that the recycling numbers are down by 13 tons but still reflects an increase from 2011. The Clerk was asked to prepare a letter to the editor to place on the website and Facebook asking for the residents and businesses to recycle. Council President Stegman remarked that it was warmer last year and that could be a reason that recycling numbers have declined.

NEW BUSINESS.

Appointments.

Accept the resignation of Erin McManus-Keyes from Planning Board – no action.

Mayor DelVecchio nominated Edward McCaffrey to fulfill the position vacated by Robert Garrenger, with a term expiring December 31, 2013. Mayor DelVecchio commented that Mr. McCaffrey is very involved in the programs offered at the park and this appointment made sense. Mr. McCaffrey is currently serving in the alternate position. Councilman Sanders made a motion to confirm the nomination of Edward McCaffrey to the full membership position on the Recreation Commission. Council President Stegman seconded the motion. An affirmative roll call was taken in favor of the motion by all members present.

Shade Tree Commission.

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

Councilman Sanders and Council President Stegman met with Emily Goldman, the chair of the Shade Tree Commission and made some suggestions on the process. They are waiting on the Shade Tree Commission to resubmit their documentation.

ANNOUNCEMENTS.

City of Lambertville

Regularly Scheduled Session

February 19, 2013, 6:30 p.m.

Phillip L. Pittore Justice Center, 25 South Union Street, Lambertville

Minutes

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DOG AND CAT LICENSES are available for purchase starting Monday, January 3, 2012 at City Hall, 18 York Street. The fee for a spayed dog or cat is \$15. Licensing of dogs a requirement of the NJSA 4. A \$25 late fee imposed beginning March 1, 2013.

PARKING PERMITS for those residing on metered streets will be available for purchase starting the week of December 27th at City Hall. The annual fee is \$45 for a Permanent Residential Parking Permit, \$60 for a Transferrable Permit, and \$25 for a Temporary Parking Permit.

LANDLORD REGISTRATION is due by April 1, 2013. All rental units must be registered with the City of Lambertville (Ordinance 2010-23). All rental properties with two (2) or more rental units must also register with the State of New Jersey.

PUBLIC PARTICIPATION/PETITION OF CITIZENS AND PUBLIC DISCUSSION.

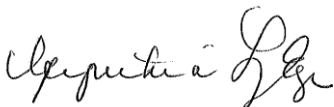
None.

ADJOURNMENT.

Councilwoman Warner made a motion to adjourn at 7:40 p.m. Councilman Sanders 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
CMR, RMC, City Clerk

Approved at the regularly scheduled session of Mayor and Council held on March 19, 2013.