



**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, July 21, 2015, 6:30 p.m.**  
**Phillip L. Pittore Justice Center**  
**25 South Union Street, Lambertville**  
**MINUTES**

**STATEMENT OF COMPLIANCE.**

The meeting was called to order at 6:30 p.m. by Mayor DelVecchio who read the statement of compliance with the Open Public Meetings Act into the record, noting the following: the annual meeting notice was published in the January 8<sup>th</sup> edition of the Beacon. The Clerk provided the required notice on Friday, July 17, 2015 to the Democrat, the Times, posted the agenda to the bulletin board at city hall, the website at [www.lambertvillenj.org](http://www.lambertvillenj.org), and noticed 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. **PLEASE NOTE: Mayor and Council will go into closed session at 6:30 p.m. and reconvene in open session at 7 p.m.**

**RESOLUTION**

*“Authorizing a Closed Session at the July 21, 2015 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 July 21, 2015, in the Phillip L. Pittore Justice Center, located at 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.

ADOPTED: July 21, 2015

Mayor DelVecchio and City Council convened in closed session at 6:31 p.m. with a motion made by Council President Stegman and seconded by Councilman Sanders. An affirmative voice vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor DelVecchio and City Council re-convened in regular session at 6:58 p.m. with a motion made by Councilman Sanders and seconded by Councilwoman Asaro. An affirmative voice vote was taken in favor of the motion by all members present. MOTION CARRIED.

**PLEDGE OF ALLEGIANCE.**

Mayor DelVecchio led the public in the Pledge of Allegiance.

**MOMENT OF SILENCE.**

Mrs. Ege led the public in a Moment of Silence in honor of those serving in the United States Armed Forces.

**APPROVAL OF MINUTES.**

Mayor DelVecchio asked for a motion to approve the following sets of minutes: June 17, 2015 Regularly Scheduled Session Minutes (as amended), June 17, 2015 Closed Session Minutes, July 1, 2015 Special Session Minutes, and July 13, 2015 Special Session Minutes. Councilwoman Warner made a motion to approve the sets of minutes presented as amended. 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.**

Mayor DelVecchio asked for a motion to approve the following Administrative Reports for the month of June: Tax Collector – Cynthia McBride, 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 L. Ege, and Chief Financial Officer and Treasurer – Christie Ehret. Council President Stegman made a motion to approve the minutes submitted for the month of June. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**PROCLAMATION & RESOLUTIONS.**

Consent Agenda: *The following proclamation and resolutions on a consent agenda are considered routine and shall be enacted by one motion. Should any member of City Council seek separate discussion of any item, that item shall be removed and discussed separately.*

The Governing Body added Resolution Number 111-2015 to purchase edging and mulch off State Contract 81422 from General Recreation, Inc. in an amount not to exceed \$14,460 for Cavallo Park.

Proclamation: *Bradley Campbell.*

**Proclamation**

**WHEREAS**, Bradley M. Campbell is an esteemed member of the Lambertville Community and has made his home in the City with his wife, Katherine Hackl, a local artist, *and*

**WHEREAS**, Mr. Campbell has served as the commissioner of the New Jersey Department of Environmental Protection from 2002-2006, the administrator of the United States Environmental Protection Agency's Middle Atlantic Region from 1999-2001, associate director of the White House Council on Environmental Quality from 1995-1999, and an attorney with the United States Department of Justice from 1990-1995, *and*

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**WHEREAS**, he successfully led major initiatives to protect water resources and reshape development. His many accomplishments include landmark legislation and implementing regulations to protect New Jersey's Highlands, the nation's toughest storm water management and stream buffer rules, and a series of regulatory reforms and new financial tools to promote and finance brownfields cleanup and development. During his tenure at NJDEP, Mr. Campbell led, and New Jersey voters approved, an unprecedented four environmental ballot initiatives, providing new funding for open space acquisition and parks improvements, brownfield cleanup, dam repairs and diesel control technology, *and*

**WHEREAS**, Brad has served on several nonprofit boards, has taught, written and lectured often on energy, environment, and natural resources law and policy, *and*

**WHEREAS**, he was the Chairperson of the City of Lambertville's Environmental Commission and led the City on many tasks that saved money and energy, significantly reducing our carbon footprint which includes: single stream recycling, food waste recycling, Sustainable Jersey Certification, and the design of the North Union and Cherry Street Park, *and*

**WHEREAS**, Mr. Campbell is leaving the City of Lambertville to become the President of the Conservation Law Foundation, the environmental organization dedicated to a thriving New England, in September 2015.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the City of Lambertville, that Bradley M. Campbell, son, attorney, husband and friend, is hereby acknowledged and thanked for his many contributions to the City of Lambertville, State of New Jersey and the United States.

**BE IT FURTHER RESOLVED**, that he is wished much success with his new endeavor with the Conservation Law Foundation in New England.

**BE IT FURTHER RESOLVED**, that while he will be sorely missed his legacy in our community will continue through the programs he helped to shape.

**ADOPTED:** July 21, 2015

David M. DelVecchio, Mayor

Resolution Number 101-2015: *A Resolution to Authorize the Contract with Merkin Equipment Services, Inc. In the Amount of \$71,349.25 for the 25 Yard Rear Load Refuse Body.*

**City of Lambertville**

**RESOLUTION NUMBER 101-2015**

*A Resolution to Authorize the Contract with Merkin Equipment Services, Inc. In the Amount of \$71,349.25 for the 25 Yard Rear Load Refuse Body.*

**WHEREAS**, on March 27, 2015, the City advertised in the Times for the solicitation of bids for the 25 Yard Rear Load Refuse Body; and

**WHEREAS**, the bid opening was held on April 16, 2015 at 10 am at City Hall located at 18 York Street in the city; and

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WHEREAS, the city publicly opened and read the following bids:

Company	Address	Amount
Merkin Equipment Service, Inc.	1521 Northampton St. Easton, PA	\$71,349.25

WHEREAS, the city attorney has reviewed the bids received and have determined that the bid received was responsive and responsible; and

WHEREAS, the bidder, Merkin Equipment Service, Inc., granted an extension of the award of the contract through July 31, 2015.

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that the bid received on April 16, 2015 for the 25 Yard Rear Load Refuse Body in an amount not to exceed \$71,349.25 is here by awarded to Merkin Equipment Service, Inc.

**BE IT FURTHER RESOLVED** that the Mayor, City Attorney and City Clerk are hereby authorized to execute the contract with Merkin Equipment Service, Inc.

**ADOPTED:** July 21, 2015

Resolution Number 102-2015: A Resolution to Authorize the Expenditure of DWI or POAA Funds In The Amount of \$909.

**City of Lambertville**

**RESOLUTION NUMBER 102-2015**

*A Resolution to Authorize the Expenditure of DWI or POAA Funds In The Amount of \$909.*

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that use of POAA Funds or DWI Funds in an amount not to exceed \$909 is hereby authorized for the payment of salaries for the court.

**ADOPTED:** July 21, 2015

Resolution Number 103-2015: A Resolution for Frenchtown Shared Services Agreement for Salary and Wage and Authorizing Payment to the Borough of Frenchtown for the First and Second Quarter of 2015.

**City of Lambertville**

**RESOLUTION NUMBER 103-2015**

*A Salary & Wage Resolution and Frenchtown Shared Services Agreement for Construction Services*

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey, that following is authorized for the Frenchtown Shared Services Agreement for Construction:

Victor Timpanero	\$675.44
Timothy Dieterman	\$450.00

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Kenneth Rogers                    \$7,332.41  
Borough of Frenchtown       \$150.00 – first quarter  
Borough of Frenchtown       \$1,791.27 – second quarter

ADOPTED:       July 21, 2015

Resolution Number 104-2015: A Resolution Authorizing the Redemption of a Tax Lien for Block 1071, Lot 14 In The Amount of \$1,393.06 With A Premium in the Amount of \$600.

**City of Lambertville**  
**RESOLUTION 104-2015**

*A Resolution Authorizing the Redemption of a Tax Lien for Block 1071, Lot 14 In the Amount of \$1,393.06 Plus a Premium of \$600*

**WHEREAS**, Tax Lien Certificate 14-0015 issued on Block 1071, Lot 14 was sold to US Bank Cust for PC4 First Tax Lien Services Group, 50 South 16<sup>th</sup> st, Suite 2050 Philadelphia, PA 19102 on 11/25/2014 and

**WHEREAS**, payment has been received by the Tax Collector for redemption of the tax lien from Ocwen Mtg.

**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 check is hereby authorized to US Bank Cust for PC4 First Tax Lien Services Group, 50 South 16<sup>th</sup> st, Suite 2050 Philadelphia, PA 19102 for the redemption of tax lien certificate #14-0014 in the amount of:

\$1,300.79	Principle
11.39	2% Redemption Penalty
28.88	Interest
52.00	Recording Fee/ search fee
\$1,393.06	Total Amount Paid to Redeem

In addition the City is holding a premium in the amount of \$600.00. Upon redemption this is due back to the lienholder.

2 checks for the lienholder – check 1= 1,393.06 check 2 for premium= \$600.00

ADOPTED:       July 21, 2015

Resolution Number 105-2015: A Resolution Authorizing the Redemption of a Tax Lien for Block 1064, Lot 2 In the Amount of \$1,292.82 With a Premium in the Amount of \$800.

**City of Lambertville**  
**RESOLUTION 105-2015**

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*A Resolution Authorizing the Redemption of a Tax Lien for Block 1064, Lot 2 In the Amount of \$1,292.82 Plus a Premium of \$800*

**WHEREAS**, Tax Lien Certificate 14-0014 issued on Block 1064, Lot 2 was sold to US Bank Cust for PC4 First Tax Lien Services Group, 50 South 16<sup>th</sup> st, Suite 2050 Philadelphia, PA 19102 on 11/25/2014 and

**WHEREAS**, payment has been received by the Tax Collector for redemption of the tax lien from Ocwen Mtg.

**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 check is hereby authorized to US Bank Cust for PC4 First Tax Lien Services Group, 50 South 16<sup>th</sup> st, Suite 2050 Philadelphia, PA 19102 for the redemption of tax lien certificate #14-0014 in the amount of:

\$1,205.96	Principle
11.91	2% Redemption Penalty
22.95	Interest
52.00	Recording Fee/ search fee
\$1,292.82	Total Amount Paid to Redeem

In addition the City is holding a premium in the amount of \$800.00. Upon redemption this is due back to the lienholder.

2 checks for the lienholder – check 1= 1292.82 check 2 for premium= \$800.00

ADOPTED: July 21, 2015

Resolution Number 106-2015: A Resolution to Authorize a Chapter 159 for Drive Sober or Get Pulled Over 2015 Grant.

**City of Lambertville**  
**RESOLUTION 106-2015**

*Drive Sober or Get Pulled Over 2015 Statewide Labor Day Campaign*

**Whereas**, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

**Whereas**, 25% of motor vehicle fatalities in New Jersey are alcohol related; and

**Whereas**, an enforcement crackdown is planned to combat impaired driving; and

**Whereas**, the holidays are traditionally a time of social gatherings which often include alcohol; and

**Whereas**, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout New Jersey to participate in the *2015 Labor Day Crackdown Campaign*; and

**Whereas**, the project will involve increased impaired driving enforcement from August 21 through September 7, 2015; and

**Whereas**, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

**Therefore**, be it resolved that the City of Lambertville declares its support for the *2015 Labor Day Crackdown Campaign* from August 21 through September 7, 2015 and pledges to increase awareness of the dangers of drinking and driving.

ADOPTED: July 21, 2015

Resolution Number 107-2015: *A Resolution to Authorize the Electronic Tax Sale Pursuant to Rules and Regulations to be Promulgated by the Director, Division of Local Government Services.*

**City of Lambertville**

**RESOLUTION NUMBER 107-2015**

*A Resolution to Authorize an Electronic Tax Sale Pursuant to Rules and Regulations to be Promulgated by the Director of the Division of Local Government Services*

Whereas, N.J.S.A. 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Local Government Services, and

Whereas, the director of the Division of Local Government Services has promulgated rules and regulations for pilot programs, and

Whereas, the director of the Division of Local Government Services has approved NJ Tax Lien Investors/RealAuction.com to conduct pilot programs, and

Whereas, the rules and regulations authorize a municipality to submit an application for participation in the pilot program for an electronic tax sale, and

Whereas, the electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process, and

Whereas, the City of Lambertville wishes to participate in the pilot program for an electronic tax sale.

Now, therefore, be it resolved, by the governing body of the City of Lambertville, New Jersey, that the Tax collector is hereby authorized to complete an application to participate in the electronic tax sale program and submit same to the director of the Division of Local Government Services

ADOPTED: July 21, 2015

*Resolution Number 108-2015: A Resolution of the City of Lambertville, County of Hunterdon, Directing the City Planning Board to Conduct a Preliminary Investigation to Determine Whether Block 1073, Lots 1, 3, 6, 7, 8, 9, 10, 11, 32, 33, 33.01, Block 1090, Lots 4 and 5, Block 1091, Lots 1 and 1.01 or Any Part Thereof is an Area in Need of Redevelopment as Defined in N.J.S.A. 40A:12-6.*

**City of Lambertville**  
**RESOLUTION NUMBER 108-2015**

*A RESOLUTION OF THE CITY OF LAMBERTVILLE, COUNTY OF HUNTERDON, DIRECTING THE CITY PLANNING BOARD TO CONDUCT A PRELIMINARY INVESTIGATION TO DETERMINE WHETHER BLOCK 1073 LOTS 1, 3, 6, 7, 8, 9, 10, 11, 32, 33, 33.01, BLOCK 1090, LOTS 4 AND 5, BLOCK 1091, LOTS 1 AND 1.01 OR ANY PART THEREOF IS AN AREA IN NEED OF REDEVELOPMENT AS DEFINED IN N.J.S.A. 40A:12-6*

**WHEREAS**, the governing body of the City of Lambertville seeks to undertake a redevelopment effort within the City;

**WHEREAS**, N.J.S.A. 40A:12A-6 authorizes the governing body of any municipality, by Resolution, to have its Planning Board conduct a preliminary investigation to determine whether any area of the municipality is a redevelopment area pursuant to the criteria contained in N.J.S.A. 40A:12A-5; and

**WHEREAS**, the City Council of the City of Lambertville considers it to be in the best interest of the City to have the City's Planning Board conduct such an investigation regarding **BLOCK 1073 LOTS 1, 3, 6, 7, 8, 9, 10, 11, 32, 33, 33.01, BLOCK 1090, LOTS 4 AND 5, BLOCK 1091, LOTS 1 AND 1.01** which parcels are currently in private ownership, as described and delineated on the official Tax Map of the City of Lambertville; and

**WHEREAS**, such preliminary investigation will be designed to evaluate such area to determine whether designation of these properties as an "area in need of redevelopment" is in conformance with statutory criteria and the City's efforts toward redevelopment, pursuant to the Master Plan.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Lambertville, County of Hunterdon, that:

1. The Planning Board of the City of Lambertville is hereby directed to conduct a preliminary investigation to determine whether the aforementioned parcels are an area in need of redevelopment according to the criterion set forth in N.J.S.A. 40A:12A-5;

2. The Planning Board the City of Lambertville is hereby directed to study the aforementioned parcels, to develop a map showing the boundaries of the proposed redevelopment area, to provide public notice and conduct public hearings pursuant to N.J.S.A. 40A:12A-6 and to draft a report/Resolution containing its findings;

3. Pursuant to N.J.S.A. 40A:12A-6 the redevelopment area shall authorize the municipality to use all those powers provided by the Legislature for use in a redevelopment area other than the use of eminent domain ("Non-Condensation Redevelopment Area")

4. The results of such preliminary investigation shall be submitted to the City Council for review and approval in accordance with the provisions of the New Jersey Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq.

**ADOPTED** at a meeting of the City Council of the City of Lambertville, Hunterdon County, on July 21, 2015;



Resolution Number 109-2015: A Resolution to Authorize Change Order #1 for the Cavallo Park Reconstruction Project in an Amount Not to Exceed \$20,000.

**City of Lambertville**

**RESOLUTION NUMBER 109-2015**

*A Resolution to Authorize Change Order Number 1 for Cavallo Park in an Amount Not to Exceed \$20,000*

**WHEREAS**, the City Engineer has recommended the approval of change order number 1 to Ambient for the Cavallo Park Project in an amount not to exceed \$20,000 for Erosion and Sediment Control Measures.

**WHEREAS**, the City's Finance Officer has certified that funds are available; and

**WHEREAS**, this change order does not exceed the 20% as defined by state statute.

**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of the City of Lambertville, New Jersey, that change order number 1 for the Cavallo Park Project in the amount of \$20,000 to Ambient is hereby authorized.

ADOPTED: July 21, 2015

Resolution Number 110-2015: A Resolution to Reject the Base Bid, Alternates A & B, Alternate C and Award Alternate D for the Installation of An Automated Generator at the Free Public Library of Lambertville in an Amount Not To Exceed \$92,268 to Innovative Electrical Contractors.

**City of Lambertville**

**RESOLUTION NUMBER 110-2015**

*A Resolution to Reject the Base Bid, Alternates A & B, Alternate C and Award Alternate D for the Installation of An Automated Generator at the Free Public Library of Lambertville in an Amount Not To Exceed \$92,268 to Innovative Electrical Contractors.*

**WHEREAS**, the bid opening for the Generator project was held on Wednesday, July 8, 2015; and  
**WHEREAS**, the City received six bids for the Base Bid, Alternate A & B, and five bids for Alternant C and D; and

**WHEREAS**, the City Attorney and City Engineer have received the bid documents and have determined that the following bids are responsive and responsible:

Bid Bond	Bidder's Name	Base Bid (All work at both sites)	Alternates A & B (Deduct cost of generators)	Alternate C (All work at Justice Center)	Alternate D (All work at the Library)
10%	Innovative Electrical Contractors	\$177,865.00	115,065.00	85,597.00	92,268.00
10%	Zsenak Electric Co., Inc.	270,000.00	171,000.00	111,000.00	159,000.00
10%	Desapio Construction, Inc.	348,900.00	296,710.00	149,000.00	199,900.00
10%	Carr & Duf, Inc.	263,200.00	194,000.00	00.00	00.00
10%	Power with Prestige, Inc.	319,100.00	141,000.00	144,400.00	174,700.00
10%	YP Construction, Inc.	387,400.00	271,279.00	148,600.00	238,800.00

**WHEREAS**, this project is partially funded via a grant from FEMA, bond ordinance numbers 23-2014, 01-2015, and

**WHEREAS**, the City's Finance Officer has certified that funds are available; and

**NOW THEREFORE BE IT RESOLVED**, by the governing body of the City of Lambertville, New Jersey, that the following bids are hereby rejected because the amount bid exceeds the amount budgeted to complete the project:

1. Base Bid (all work at both sites);
2. Alternates A & B (Deduct cost of generators);
3. Alternate C (all work at Justice Center)

**BE IT FURTHER RESOLVED** that the contract for Alternate D (all work at Library) is hereby awarded to Innovative Electrical Contractors in an amount not to exceed \$92,268.00.

**BE IT FURTHER RESOLVED** that the Mayor, City Attorney and City Clerk are hereby authorized to execute a contract with Innovative Electrical Contractors in an amount not to exceed \$92,268.00 for the installation of an automated generator at the Free Public Library of Lambertville.

**ADOPTED:** July 21, 2015

*Resolution Number 111-2015: A Resolution Authorizing the Purchase of Edging and Mulch Off State Contract 81422 from General Recreation, Inc. in An Amount Not to Exceed \$14,460*

**City of Lambertville**

**RESOLUTION NUMBER 111-2015**

*A Resolution to Award off State Contract 81422 to General Recreation, Inc. For Edging and Mulch for Cavallo Park in An Amount Not to Exceed \$14,460.00*

**NOW THEREFORE BE IT RESOLVED**, by the governing body of the City of Lambertville, New Jersey, that the purchase of edging and mulch off State Contract 81422 to General Recreation, Inc., in an amount not to exceed \$14,460 for Cavallo Park is hereby authorized.

**ADOPTED:** July 21, 2015

Mayor DelVecchio asked for a motion to approve the resolutions as listed on the Consent Agenda. Council President Stegman made a motion to adopt the resolution 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.

**BILLS LISTS.**

Mayor DelVecchio asked for a motion to approve the bills lists as submitted. Councilwoman Warner made a motion to approve the bills lists and the amended bills list. 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 18-2015: An Ordinance to Amend the General Ordinance of the City of Lambertville, Chapter VII, Parking, Section 7-4.7 to add a Handicapped Parking Space in front of 51 S. Franklin Street.*

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Mayor DelVecchio read the ordinance into the record by title. He asked the police director and acting public works director do a site visit and report back at the August 18<sup>th</sup> session with their recommendation.

**City of Lambertville**  
**ORDINANCE NUMBER 18-2015**

*An Ordinance to Amend the General Ordinances of the City of Lambertville, Chapter VII, Parking, Section 7-4.7 to add a Handicapped Parking Space in front of 51 S. Franklin 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:

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 51 South Franklin Street.

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

Introduced: July 21, 2015  
Public Hearing: August 18, 2015

Mayor DelVecchio asked for a motion to introduce Ordinance Number 18-2015. Councilman Sanders made a motion to introduce on first reading, Ordinance Number 18-2015. 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 August 18, 2015.

**Ordinance Number 19-2015: *An Ordinance to Amend the General Ordinances of the City of Lambertville, Chapter VII, Parking, Section 7-4.7 to add a Handicapped Parking Space in front of 5 Arnett Avenue.***

Mayor DelVecchio read the ordinance into the record by title. He asked the police director and acting public works director to visit the site and report back at the August 18<sup>th</sup> session with their recommendation.

**City of Lambertville**  
**ORDINANCE NUMBER 19-2015**

*An Ordinance to Amend the General Ordinances of the City of Lambertville, Chapter VII, Parking, Section 7-4.7 to add a Handicapped Parking Space in front of 5 Arnett Avenue*

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:

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 5 Arnett Avenue.

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

Introduced: July 21, 2015  
Public Hearing: August 18, 2015

Mayor DelVecchio asked for a motion to introduce Ordinance Number 19-2015. Councilwoman Warner made a motion to introduce on first reading, Ordinance Number 19-2015. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**Ordinance Number 20-2015: A Bond Ordinance to Fund the Engineering for Drainage and Rain Gardens at the North Union and Cherry Street Lot in an Amount Not to Exceed \$45,000.00.**

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public present that this was a bond ordinance to fund engineering for drainage and rain gardens at the North Union and Cherry Street Park which was consistent with the discussion he and Councilman Sanders had with the residents of North Union and Cherry Street.

**CITY OF LAMBERTVILLE, NEW JERSEY**

**ORDINANCE NO. 20-2015**

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**AN ORDINANCE OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY, PROVIDING FOR ENGINEERING SERVICES RELATED TO NORTH UNION STREET PARK IMPROVEMENTS IN AND FOR THE CITY, APPROPRIATING \$45,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$42,750 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE CITY TO FINANCE THE SAME.**

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

**Section 1.** The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Lambertville, in the County of Hunterdon, New Jersey (the "City") as general improvements. For the improvements or purposes described in Section 3 hereof, there is hereby appropriated the \$45,000, including the sum of \$2,250 as the down payments for the improvements and purposes required by the Local Bond Law. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

**Section 2.** In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$42,750, 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.

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**Section 3.** (a) The improvements hereby authorized and the purposes for which the bonds or notes are to be issued are engineering services related to the future construct park and recreation amenities at an existing undeveloped lot located at the intersection of North Union and Cherry Streets, currently referred to as "North Union Street Park," as more fully set forth in the project summary 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 improvements or purposes is as stated in Section 2 hereof.

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

**Section 4.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in 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 15.00 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 \$42,750, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$45,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvements or purposes.

(e) The City reasonably expects to commence the acquisition of the several improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in

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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, including the State Grant, shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

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

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

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

Mayor DelVecchio asked for a motion to introduce Ordinance Number 20-2015. Councilwoman Warner made a motion to introduce on first reading Ordinance Number 20-2015, a bond ordinance to fund engineering of the North Union and Cherry Street Park. 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 August 18, 20215.

***Ordinance Number 21-2015: A Bond Ordinance to Fund: Renovations to the Public Works Site (\$82,000), Revision of the City Website (\$25,000), Purchase of a Police SUV (\$52,000) and to Repeal Capital Ordinance Number 11-2015, Cancel \$25,000 from Capital Ordinance 08-2015, Plus Bonding Fees In An Amount Not to Exceed \$159,000.00.***

Mayor DelVecchio read the ordinance into the record by title and he informed the members of the public present that this ordinance replaces the Capital Ordinance Number 16-2015 and funds the revision of the city's website, the purchase of a Police SUV and renovations to the public works property.

CITY OF LAMBERTVILLE, NEW JERSEY

ORDINANCE NO. 21-2015

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AN ORDINANCE OF THE CITY OF LAMBERTVILLE,  
IN THE COUNTY OF HUNTERDON, NEW JERSEY;  
PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS

**AND RELATED EXPENSES IN AND FOR THE CITY,  
 APPROPRIATING \$159,000 THEREFOR, AUTHORIZING THE  
 ISSUANCE OF \$151,050 IN GENERAL IMPROVEMENT  
 BONDS OR NOTES OF THE CITY TO FINANCE THE SAME**

**BE IT ORDAINED** by the City Council of the City of Lambertville, in the County of Hunterdon, New Jersey (not less than two-thirds of all the 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.** The several improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Lambertville, in the County of Hunterdon, New Jersey (the "City") as general improvements. For the several improvements or purposes described in Section 3 hereof, there is hereby appropriated the respective sums amounting in the aggregate to \$159,000, including the sum of \$7,950 as the down payment for the improvement and purpose required by the Local Bond Law. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

**Section 2.** In order to finance the cost of the improvement or purpose not covered by application of the several down payment or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$151,050, 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 are as follows:

<u>Purpose</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
Improvements and repairs to the City's Public Works Complex, located at 120 Quarry Street, including but not limited to repairing or replacing the roof of the garage structure and repairing or replacing the fencing bordering the complex, and including expenses incurred in the planning, design and bidding such services	\$82,000	\$77,900	\$4,100	10
Acquisition of a 2015 Chevy Tahoe (or equivalent) for use by the City's Police Department, including any specialized equipment necessary to allow vehicle to be used for its intended purposes, and including expenses incurred in the bidding, shipping or registering thereof	\$52,000	\$49,400	\$2,600	5

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Re-design of the City’s website and related equipment and expenses, and including expenses incurred in the planning, design and bidding thereof	\$25,000	\$23,750	\$1,250	5
<b>TOTALS</b>	<b>\$159,000</b>	<b>\$151,050</b>	<b>\$7,950</b>	<b>7.578616</b>

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

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

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

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

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

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

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of respective amounts or obligations for the several purposes and the respective reasonable life thereof within the limitations of the Local Bond Law, is 7.57 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 \$151,050, and the obligations authorized herein will be within all debt limitations prescribed by that Law.



(d) An aggregate amount not exceeding \$45,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvements or purposes.

(e) The City reasonably expects to commence the 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.** The \$25,000 appropriated under Section 1 of Ordinance 08-2015 and Ordinance 11-2015 is hereby repealed and any appropriations made thereunder shall be re-deposited into the City's Capital Surplus Account.

**Section 11.** 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 21-2015. Council President Stegman made a motion to introduce on first reading, Ordinance Number 21-2015. 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 August 18, 2015.

## **ORDINANCES – SECOND READING AND FINAL ADOPTION.**

***Ordinance Number 14-2015: A Capital Ordinance to Fund the Filing of the Declaratory Judgement, Update the Master Plan for all COAH Matters in an Amount Not to exceed \$30,000.***

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public present that this will fund the filing of the Declaratory Judgement, Update the City's Master Plan for all matters relating to the Council on Affordable Housing. This is a capital ordinance and does not create debt.

**City of Lambertville**  
**ORDINANCE NO. 14-2015**

*AN ORDINANCE OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY, PROVIDING FOR THE PROFESSIONAL AND CONSULTING FEES RELATED TO THE CITY'S COAH STATUS AND FAIR SHARE HOUSING OBLIGATIONS AND APPROPRIATING \$30,000 TO FUND THE SAME.*

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

Section 1. For the purpose of providing for the fees for legal, planning and consulting services related to the City's declaratory judgment motion to affirm the City's compliance with its constitutional obligation to provide appropriate levels of affordable housing under the State of New Jersey's Mount Laurel court decisions, including but not limited to filing certain legal papers, participating in certain legal proceedings and updating the City's Master Plan through a statutory process, and including expenses incurred in the planning, design and bidding such services, there is hereby appropriated the sum of \$30,000 from the City's Capital Surplus Account.

Section 2. The capital budget or temporary capital budget (as applicable) of the City is hereby amended to conform with the provisions of this 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 3. This ordinance shall take effect as provided by law.

Mayor DelVecchio opened the public hearing on Ordinance 14-2015, a capital ordinance to fund COAH work and asked the Chairman of the Planning Board, Timothy Korzun, to comment. Mr. Korzun stated that the action for declaratory judgement was timely filed. The City received certification in the second round but the third round's numbers are significantly higher and are based on acreage which includes property that cannot be built, like the cliffs for instance. The joint law suit filed by Dr. Burchell on the City's behalf is to challenge the third round numbers which will make them manageable.

Emily Goldman, the City Planner commented that once the court hears the case, the City will have five months to update our Fair Share Housing Plan. Planning Board Chairman Korzun stated that the City will be immune from law suits during that time.

Mayor DelVecchio asked for questions or comments from the public. Hearing no questions or comments, Mayor DelVecchio asked for a motion to close the public hearing. Councilwoman Warner made a motion to close the public hearing on Ordinance Number 14-2015. 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 Ordinance Number 14-2015. Councilwoman Warner made a motion to adopt Ordinance Number 14-2015. Councilwoman Asaro seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

**Ordinance Number 15-2015: An Ordinance to Amend the General Code of the City of Lambertville, Chapter VIII, Section 8-29, Rules and Regulations, VI. Application Types, Adding VI: Bed and Breakfast Establishments.**

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public present that this ordinance will allow Bed and Breakfast Businesses within the Central Business District who are located in the metered area.

**City of Lambertville**  
**Ordinance 15- 2015**  
*An Ordinance to Amend Chapter VIII, Article III, 8-29, Rules and Regulations, Adding Section VI, Creating Hang-Tag Spaces for Bed & Breakfast Businesses*

NEW SECTION:

VI. APPLICATION TYPES.

- vi. BED AND BREAKFAST BUSINESSES (B&B's): B&B's with no more than ten (10) rooms and located within the metered area of the City of Lambertville, shall be eligible to purchase up to 10 parking stickers per year for a fee of \$100 per sticker. The maximum number of parking stickers shall be limited to the number of rooms.
  - a. The Bed and Breakfast Business must:
    - i. File with the application a copy of the resolution of approval issued by the Planning or Zoning Board of the City of Lambertville.
    - ii. Must be registered with the State of New Jersey, Division of Taxation for Hotel and Motel Taxes.
  - b. The fees must be paid in full annually and cannot be pro-rated.
  - c. Hang-tags can only be issued and used by visitors of the Bed and Breakfast business and are strictly prohibited for owners or employees.
  - d. The parking area permitted will be designated by an official of the City of Lambertville in a low-use zone.
  - e. Lost or damaged stickers can be replaced for a fee of \$25.00

INTRODUCED: June 17, 2015

PUBLIC HEARING: July 21, 2015

Mayor DelVecchio opened the public hearing on Ordinance Number 15-2015 acknowledged the work that Council President Stegman did with working with the Bed and Breakfast establishments to devise this ordinance. Council President Stegman gave a brief overview of the ordinance.

Mayor DelVecchio asked for questions or comments from the public. Hearing no questions or comments, Mayor DelVecchio asked for a motion to close the public hearing on Ordinance Number 15-2015. Council President Stegman made a motion to close the public hearing. Councilwoman Asaro 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, Ordinance Number 15-2015. Councilwoman Warner made a motion to adopt Ordinance Number 15-2015 on second reading. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

***Ordinance Number 17-2015: A Bond Ordinance to Amend Ordinance Number 10-2015 to Add Funding for the Retaining Walls With in the Right of Way, Including Speed Humps and Sidewalks for the Upper York and Washington Street Reconstruction Project in An Amount Not to exceed \$230,000 for retaining walls plus engineering.***

Mayor DelVecchio read the ordinance into the record by title. He informed the members of the public present that this ordinance is to amend Bond Ordinance Number 10-2015 to adding funding for the retaining walls in the right of way, speed humps and sidewalks for Upper York and Washington Street. This will also assist with drainage issues for the residents on North Franklin and the area behind the school.

**City of Lambertville**

**ORDINANCE NO. 17-2015**

***AN ORDINANCE OF THE CITY OF LAMBERTVILLE, IN THE COUNTY OF HUNTERDON, NEW JERSEY, AMENDING ORDINANCE 10-2015 IN ITS ENTIRETY TO PROVIDE FOR THE RECONSTRUCTION IMPROVEMENTS TO PORTIONS OF UPPER YORK STREET AND UPPER WASHINGTON STREET IN AND FOR THE CITY, APPROPRIATING, APPROPRIATING \$1,130,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,130,000 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE CITY TO FINANCE THE SAME.***

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**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.** Bond Ordinance 10-2015, finally adopted May 19, 2015 (the "Prior Ordinance") is hereby amended in its entirety to read as follows:

**"Section 1.** The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Lambertville, in the County of Hunterdon, New Jersey (the "City") as general improvements. For the improvements or purposes described in Section 3 hereof, there is hereby appropriated the \$1,130,000, including a grant of \$250,000 to be received by the City on a reimbursement basis from the New Jersey Department of Transportation (the "State Grant"). Pursuant to N.J.S.A. 40A:2-11(c), no down payment is required because the project set forth in Section 3 is being funded in part by the State Grant.

**"Section 2.** In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$1,130,000, 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.

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**"Section 3.** (a) The improvements hereby authorized and the purposes for which the bonds or notes is improvements to the curbing, sidewalks, roadways, retaining walls and intersections of Upper York Street and Upper Washington Street (east of Route 179), as more fully set forth in the project summary 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 improvements or purposes is as stated in Section 2 hereof.

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

**"Section 4.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in 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 20.00 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 \$1,130,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$250,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvements or purposes.

(e) The City reasonably expects to commence the 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."

**Section 2.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Mayor DelVecchio opened the public hearing on Ordinance Number 17-2015 and asked for questions or comments from the public.

Hearing no questions or comments, Mayor DelVecchio asked for a motion to close the public hearing. Council President Stegman made a motion to close the public hearing on Ordinance Number 17-2015. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

Mayor DelVecchio asked for a motion to adopt on second reading and final approval Ordinance Number 17-2015. Councilwoman Warner made a motion to adopt on second reading, Ordinance Number 17-2015. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

## **CORRESPONDENCE.**

ALEXANDRIA TOWNSHIP: A Resolution Supporting the Transparent Tax Act 2015.

ROBERT CARMENINI: Resignation from the Recreation Commission.

### **Board Appointments.**

Mayor DelVecchio asked for a motion to accept Robert Carmenini's resignation from the Recreation Commission. He nominated Daniel Marley to fill the vacancy. Councilman Sanders made a motion to accept Robert Carmenini's resignation and confirm the Mayor's nomination.

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

WILLIAMS TRANSCO PIPELINE: A letter from Russ Markowski regarding the Natural Gas Transmission Pipeline.

LAMBERTVILLE BOARD OF FIRE COMMISSIONERS DISTRICT #1: An invitation to participate in the Annual Fire Inspection scheduled for Sunday, October 4, 2015 from 2:15 pm to 3 pm. This includes road closures for South Main from Swan to Mt. Hope Street from 2:15 PM – 2:30 PM and for York Street from 2:30 PM to 3:30 PM.

Mayor DelVecchio asked for a motion to approve the request from the Lambertville Board of Fire Commissioners for the Annual Fire Inspection scheduled for Sunday, October 4, 2015. Councilman Sanders made a motion to approve the request as submitted. Councilwoman Warner seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

FRIENDS OF ELY PARK: Request approval for Oktoberfest, benefitting the Friends of Ely Park to be held at the North Union and Cherry Street Park on October 10, 2015 from 6 – 10 PM. This request includes a waiver for the sale of alcoholic beverages at a public park and the authorization for the Mayor, Police Director and Clerk to Sign the One Day Social Affairs Permit.

Council President Stegman asked the Acting Public Works Director, Lester Myers, if he was set and had the requested garbage cans and recycling cans. The Acting Public Works Director responded that he did. Councilman Sanders and Councilwoman Asaro asked the Police Director if there were any problems with prior events. The Police Director, Bruce Cocuzza, responded that he spoke with Megan Ruff and they may opt to have one paid police officer present during the event, but he felt that they had everything in order for the event. Mayor DelVecchio asked how they were dealing with the port-a-potties. Megan Ruff commented that they were renting port-a-potties because of logistics, this seemed to be the best option rather than having attendees leave the fenced area to use one of the bathrooms off-site.

Mayor DelVecchio asked for a motion to approve the request of the Friends of Ely Park for the use of the North Union and Cherry Street Park from 6 – 10 PM on October 10, 2015 for a fundraiser and the One Day Social Affairs Permit. Councilwoman Warner made a motion to approve the event. Councilman Sanders seconded the motion. An affirmative roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

NEW JERSEY TRANSIT CORPORATION, FISCAL YEAR 2015, REQUEST FOR FEDERAL ASSISTANCE: Notice of Federal Financial Assistance. Public Input is due by August 21, 2015.

## **NEW BUSINESS.**

## **OLD BUSINESS.**

*Update on Various Construction Improvement Projects.*

Cavallo Park: Mayor DelVecchio informed the members of the public present that at the July 13<sup>th</sup> special session, the governing body authorized the contract with Ambient for the remediation and authorized the purchase of playground equipment off state contract. Public Works is scheduled to demolish the park this week. Ambient conducted their first soil sampling today and will begin with the remediation as soon as public works has completed their portion of the project. Mayor DelVecchio announced that the ground-breaking ceremony is scheduled for this Thursday, July 24<sup>th</sup> at 4 pm at Cavallo Park.

**2015 Road Projects:**

Upper York Street and Washington Street (from York to Route 179): The Mayor informed the Clerk that we needed to schedule a follow-up meeting with residents.

Library Roof: Michael Burns reported that the contractor is waiting for the manufacturer to do a site visit and issue the warranty on the roof. There are some minor punch list items that need to be addressed.

Generator Projects:

Free and Public Library: the bid was awarded tonight and the project will begin within the next ten days. The Mayor asked the Clerk to obtain a work schedule.

Phillip L. Pittore Justice Center: this project will be rebid in October.

**Update on projects for Flood Relief.**

Swan Creek Flood Gates: the application is due to be filed by August 3, 2015. The City Engineer is working on the application. Caren Franzini of South Union Street thanked the Mayor, Councilman Sanders and the City Clerk, Cindy Ege, for their hard work on this project. Mayor DelVecchio commended the Lambertville Municipal Utilities Authority for their willingness to work with the City and be creative.

**Update on Various Non-Construction Projects.**

Garbage & Recycling – no report.

**ANNOUNCEMENTS.**

RECREATION COMMISSION'S SUMMER CAMP for students age 6 – 12 is scheduled to begin June 22 through July 31. Information has been posted to the city's website at [www.lambertvillenj.org](http://www.lambertvillenj.org)!

FREE RABIES CLINIC is scheduled for Saturday, September 19, 2015 from 1 – 3 pm at the Union Fire House located at 230 North Main Street in the City.

**PUBLIC COMMENT.**

Paul Rotundi of York Street asked the Mayor for assistance with weeding of the entrance to the trail on Music Mountain. Mayor DelVecchio asked the Acting Public Works Director, Lester Myers, if he could work it into his schedule.

**ADJOURNMENT.**



**City of Lambertville**  
**Regularly Scheduled Session**  
**Tuesday, July 21, 2015, 6:30 p.m.**  
**Justice Center, 25 South Union Street, Lambertville**  
**Agenda**  
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The meeting adjourned at 7:29 p.m. with a motion made by Council President Stegman and seconded by Councilman Sanders. 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



*The July 21, 2015 session minutes were approved at the regularly scheduled session of Mayor and Council held on August 18, 2015.*